

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

The Hon'ble Justice Soumitra Pal (Chairman)
& The Hon'ble Mr. Subesh Kumar Das (Administrative Member)

Case No – MA 31 OF 2017 (O.A. 298 of 2017)

KALYAN KUMAR CHATTOPADHYAY Vs The State of West Bengal & Ors.

Serial No. and Date of order. 1	Order of the Tribunal with signature 2	Office action with date and dated signature of parties when necessary 3
<p>2</p> <hr/> <p>08.02.2019</p>	<p>For the Applicant : Mr. M. Gupta, Advocate</p> <p>For the State Respondent: None</p> <p>Affidavit of service filed pursuant to the directions contained in the order dated 4th February, 2019 be kept on record.</p> <p>Heard Mr. M. Gupta, learned advocate for the applicant in the miscellaneous application. Perused the application for substitution. It appears that Kalyan Kumar Chattopadhyay, the applicant in O.A. 298 of 2017, had expired on 28th November, 2018 leaving behind Rita Chattopadhyay and Ritwika Chattopadhyay, wife and daughter, respectively, as legal heirs and representatives. It has been stated that the applicants in this application are major, sui juris, of sound mind and the lis survives upon the legal heirs and representatives of the deceased applicant. It has been stated that the legal heirs and representatives may be substituted in place and in stead of the original applicant.</p>	

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SCN.	<p>We are satisfied that a case has been made out for substituting the applicants in place and stead of the original applicant, since deceased. Therefore, the application is allowed by directing the Registry to amend the cause title of the application by incorporating the names of Rita Chattopadhyay and Ritwika Chattopadhyay, wife and daughter, residing at 140 B, Linton Street, Benepukur, Kolkata – 700 014, presently residing at 338, Purbachal Road (North), Kolkata 700 078, in place and stead of Kalyan Kumar Chattopadhyay, the sole applicant, since deceased, within a week from the date of sending down the records. Let the matter appear under the heading “Admission Hearing” on 1st March, 2019. The learned advocate for the applicant is directed to serve a copy of the amended application on the learned advocate for the respondent by 25th February, 2019.</p> <p>(S.K. Das) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	