

**ORDER SHEET**  
**West Bengal Administrative Tribunal**

Present.-  
The Hon'ble Justice Ranjit Kumar Bag  
&  
The Hon'ble Dr. Subesh Kumar Das

Case No. **OA-1028 of 2017**

Sonali Ghorai

Versus

The State of West Bengal & Ors.

Serial No. and date of order	Order of the Tribunal with signature	Office action with date and dated signature of parties when necessary.
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10 05/02/2020	<p><b>For the Applicant</b> : Mr. S. Ghorai, Learned Advocate.</p> <p><b>For the State Respondent</b> : Mr. G.P. Banerjee, Ld. Advocate.</p> <p><b>For the A.G., W.B.</b> : Mr. B. Mitra, Depttl. Representative.</p> <p>Supplementary Affidavit filed on behalf of the applicant is kept on record.</p> <p>The applicant has prayed for direction upon the respondents for release of her retirement benefits in her changed name and other consequential reliefs.</p> <p>The applicant retired from Group 'D' service on January 31, 2014. Previously, she approached this Tribunal by filing OA-795 of 2013 which was disposed of on October 08, 2013. Previously, the Tribunal gave direction to the applicant in OA-795 of 2013 to follow the procedure of changing her name from 'Sandhyarani Mondal (Ghorai) alias Sandhya Mondal (Ghorai)' to 'Sonali Ghorai' in terms of Memorandum No. 3990-F dated May 04, 2005 issued by the Finance Department, Audit Branch, Government of West Bengal and publish the changed name in Kolkata Gazette. The Tribunal also gave direction to the applicant to open a Bank Account</p>	

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	<p>in her previous name appearing in the Service Book and to approach the Bank authority for change of her name in the said Bank Account with a forwarding note from the higher authority. The applicant followed the procedure for change of her name by swearing an affidavit before Learned Chief Judicial Magistrate, Purba Midnapore on February 11, 2014 and published her changed name in Kolkata Gazette on February 13, 2014 and got her name changed in the Bank Account of Central Bank of India, Sankarara, Badamtala, Tamluk without any forwarding note of the higher authority. The entire procedure for change of name was done by the applicant after her retirement from government service on January 31, 2014. She also did not submit the forwarding note of the higher authority before the Bank for change of her name in the Bank Account No. 3299361384 and thereby the state respondents are not in a position to release her retirement benefits in her changed name in the Bank Account maintained by the applicant in the Central Bank of India.</p> <p>Having heard Learned Counsel for the applicant, Learned Counsel for the state respondents and the Departmental Representative of the respondent A.G., W.B., we find that the applicant got her name changed from ‘Sandhyarani Mondal (Ghorai) alias Sandhya Mondal (Ghorai)’ to ‘Sonali Ghorai’ after her retirement</p>	

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	<p>from service. She also violated the direction of the Tribunal passed in OA-795/2013 by getting her name changed in the Bank Account without receiving forwarding note of the higher authority. Since the applicant got her name changed after her retirement from service and got her name changed in the Bank Account without the forwarding note of the higher authority in terms of the direction given by the Tribunal in OA-795/2013, we cannot persuade ourselves to direct the state respondents to release her retirement benefits in her changed name in the Bank Account maintained in Central Bank of India, Sankarara, Badamtala, Tamluk. However, the applicant cannot be deprived of her retirement benefits to which she was entitled after her retirement on January 31, 2014.</p> <p>Under the above circumstances, we direct the applicant to open a separate Bank Account in any Nationalised Bank in her previous name which appeared in her Service Book within a period of 04 (four) weeks from the date of the order. The applicant is further directed to submit all applications in the prescribed format before the Respondent No. 4, Chief Medical Officer of Health, Purba Midnapore for release of retirement benefits like Pension, Gratuity, Group Insurance, Leave Encashment, if any, amount of G.P.F. within a period of 08 (eight) weeks from the date of the</p>	

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Csm	<p>order.</p> <p>The Respondent No. 4, Chief Medical Officer of Health, Purba Midnapore is directed to release the above retirement benefits, if not already released in the meantime, in favour of the applicant in her previous name appearing in the Service Book within a period of 08 (eight) weeks from the date of submission of the applications in the prescribed format by the applicant in her previous name. With the above direction, the original application stands <b>disposed of</b>.</p> <p>Let a <b>Plain Copy</b> of the order be supplied to all the parties.</p> <p style="text-align: center;"><b>S. K. DAS</b> <b>MEMBER(A)</b></p> <p style="text-align: center;"><b>R. K. BAG</b> <b>MEMBER(J)</b></p>	