

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

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

**Case No. OA-241 of 2017****RITA DEVI ROY 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 style="text-align: center;"><u>12</u> 25.02.19</p>	<p>For the Applicant : Mr.P.S.Roy Advocate</p> <p>For the Respondents : Mr.M.N.Ray Advocate</p> <p>For the A.G.W.B. : Mr.B.Mitra (Departmental Representative)</p> <p>In this application, Rita Devi Roy, stated to be the wife of Paras Nath Roy, has prayed for a direction upon the respondents to disurse retirement benefits including pension, gratuity, group insurance along with interest. It appears that Paras Nath Roy expired on 18<sup>th</sup> May, 2014.</p> <p>It is submitted by Mr.M.N.Ray, learned advocate for the State respondents that as one Geeta Devi is also claiming to be the first wife of Paras Nath Roy, no order may be passed since rival claims have to be adjudicated before a Civil Court.</p> <p>It appears from the affidavit of service that though copy of the Original application was sent to Geeta Devi, the added respondent, purusant to the order dated 14<sup>th</sup> August, 2018, it has come back with</p>	

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Form No. ....

Vs.

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BLR	<p>the postal remark that it contains insufficient address.</p> <p>Heard Mr.P.S.Roy, learned advocate for the applicant and also Mr.Ray, learned advocate for the respondent No. 1,2, and 4 and Mr.B.Mitra, the Departmental Representative. Since the applicant and Geeta Devi both claim to be the wife of Paras Nath Roy, since deceased, we are of the view that the issue raised cannot be adjudicated before this forum. Therefore, no order is passed on this application. The application is disposed of. Parties are at liberty to apply before the appropriate forum for settlement of the dispute, if any.</p> <p style="text-align: center;">(S.K.DAS) MEMBER (A)</p> <p style="text-align: center;">(SOUMITRA PAL) CHAIRMAN</p>	