

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Present-**

**The Hon'ble JUSTICE RANJIT KUMAR BAG  
& The Hon'ble DR. SUBESH KUMAR DAS**

**Case No – OA 261 OF 2019**

*Kalpana Mallick & Others* 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;">04</p> <hr/> <p>13.08.2019</p>	<p><i>For the Applicants : Sk. M. Rahman, Learned Advocate.</i></p> <p><i>For the State Respondents : Mrs. S. Agarwal, Learned Advocate.</i></p> <p><i>For A.G.(A&amp;E), W.B. : Mr. B. Mitra, Departmental Representative.</i></p> <p><i>Reply filed on behalf of the A.G., W.B. today is kept on record. No reply is filed on behalf of the state respondents.</i></p> <p><i>Learned Counsel for the applicants has prayed for an interim order by directing the respondents to make payment of Rs. 2,00,000/- on adhoc basis, which will be adjusted with the retirement benefits of the deceased government employee. Learned Counsel representing the state respondents submits that the deceased government employee was suspended due to his involvement in the criminal case and the said criminal case is still pending before the appropriate court of law and as such death benefits of the concerned deceased employee could not be processed and released by the department till date. Mr. Mitra, the departmental representative of the respondent no. 2 submits that a sum of Rs. 2,67,045/- kept in the</i></p>	

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Form No. ....

**Vs.**

**The State of West Bengal & Ors.**

Case No. ....

*G.P.F Account of the decease employee, has already been released in favour of the wife of the decease employee and the case of family pension and other death benefits have not yet been processed by the concerned department.*

*Having heard all the sides, we find that the applicants have made vague prayer for interim relief by ad-hoc payment of 2,00,000/-. We cannot persuade ourselves to pass an interim order of payment of Rs. 2,00,000/- towards death benefits of the deceased employee on ad-hoc basis. Accordingly, the prayer for interim relief is refused.*

*List the matter under the heading “**Hearing**” on 05.11.2019.*

( S.K.DAS)  
Member ( A)

( R.K.BAG)  
Member (J)

H.S