

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

Hon'ble Justice Soumitra Pal, Hon'ble Chairman.  
& Hon'ble Dr. Subesh Kumar Das, Administrative Member.

Case No. OA 370 of 2018.

**GEETA DAS & ORS – 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>1.10.2018.</p>	<p>For the Applicants : Mr. Subrata Bhattacharjee, Advocate.</p> <p>For the State Respondent : Mr. G.P. Banerjee, Advocate.</p> <p>For the Respondent : Mr. Basabraj Chakraborty, No. 6 Advocate.</p> <p>Let vokatnama filed by Mr. Basabraj Chakraborty, learned advocate appearing on behalf of respondent no. 6, be kept on record. Since despite service of notice none appears on behalf of the state respondents, Mr. G.P. Banerjee, learned advocate, who normally appears on behalf of the state respondents, is requested to appear on behalf of State respondent nos. 1 to 4. Let a copy of the application be served on Mr. Banerjee by the applicant which is served and accepted. The Legal Remembrancer is directed to regularise the appointment of Mr. Banerjee.</p> <p>In this application, the applicants Geeta Das claiming to be the wife of late Shilip Das and Rupa Das and Rahul Das claiming to be the daughter and son, respectively, of late Shilip Das have filed this application. It appears that Shilip Das, who worked in the office of the</p>	

**ORDER SHEET**

GEETA DAS &amp; ORS.

Form No.

.....

**Vs.**

. STATE OF W.B. &amp; ORS.

Case No. **OA 370 of 2018.**

.....

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>Executive Engineer, Malda Highway Division, P.W.(Roads) Directorate under the Government of West Bengal, had expired on 4<sup>th</sup> August, 2017 while in service. The applicants have prayed for release of death benefit and family pension.</p> <p>Mr. B. Chakraborty , learned advocate appearing on behalf of the private respondent no. 6 submits on instruction that his client Binda Das is the legally married wife of late Shilip Das and no order may be passed as prayed for in this application for disbursing superannuation and other benefits of late Shilip Das in favour of the applicants. Submission is Binda Das, the private respondent no. 6 , the wife of late Shilip Das, has filed a suit, being Suit No. 147 of 2018 (O.C.) Binda Das – Vs- Geeta Das and another before the learned Civil Judge (Junior Division) Chanchol , which is pending.</p> <p>In reply Mr. S. Bhattacharjee, learned advocate for the applicant submits that assuming the marriage of her client with late Shilip Das is void, however, the applicant Nos. 2 and 3 are entitled to the retiral benefits.</p> <p>Heard Mr. Bhattacharjee, Mr. Chakraborty</p>	

**ORDER SHEET**

GEETA DAS &amp; ORS.

Form No. ....

**Vs.**

. STATE OF W.B. &amp; ORS.

Case No. **OA 370 of 2018.**

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
Skg.	<p>and Mr. Banerjee, learned advocates for the parties. Since a suit being Suit No. 147 of 2018 (O.C.) is pending before the learned Civil Judge(Junior Division) , Chanchol , no order is passed on this application save and except let statusquo be maintained by the State respondents regarding release of money till the said suit is disposed of.</p> <p style="text-align: center;">Let a copy of the plaint filed on behalf of the respondent no. 6 be kept on record.</p> <p>(Subesh Kumar Das) Member(A).</p> <p style="text-align: right;">(Soumitra Pal) Chairman.</p>	

**ORDER SHEET**

GEETA DAS & ORS.

Form No.

.....

**Vs.**

. STATE OF W.B. & ORS.

Case No. **OA 370 of 2018.**

.....

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