

**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 447 of 2019.**

**MALATI DEY - VERSUS- THE STATE OF W.B. & OTHERS.**

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>3</p> <hr/> <p>30.8.2019.</p>	<p>For the Applicant : Mr. G. Ghosh, Advocate.</p> <p>For the State Respondent : Mr. S. Ghosh, Advocate.</p> <p>For the private : Mr. A.K. De, Respondent No.6 Advocate.</p> <p>Let vokatnama filed by Mr. A.K. De, learned advocate representing the private respondent no. 6, be kept on record. As prayed for, the applicant is granted liberty to make necessary correction of the cause title regarding respondent no. 3.</p> <p>In this application Malati Dey, stated to the wife of Badal Chandra Dey, the private respondent, has prayed for certain reliefs, the relevant portion of which is as under :-</p> <p>“....(i)To incorporate the name of the applicant as “Nominee” in the General Provident Fund, Family Pension and Death Gratuity of the Badal Chandra Dey being the legally married wife.</p> <p>(ii)To take necessary steps against the respondent no. 6 for suppression of the fact of marriage with the applicant and incorporating the name of said</p>	

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	<p>Sankari Dey as the wife as would be evident from the office memorandum issued by the respondent authorities....”.</p> <p>It is submitted by Mr. G. Ghosh, learned advocate for the applicant that since the applicant has been married to the private respondent in the year 1974 in accordance with the Hindu rites and customs and they have one son and two daughters and as the husband has nominated Sankari Dey in the General Provident Fund, family pension and gratuity as wife, appropriate order may be passed for recording the name of the applicant as wife. Submission is though the representations were made before the authorities on several occasions and the last having been filed on 25<sup>th</sup> May, 2019, those have not been dealt with. Aggrieved this application has been filed.</p> <p>Mr.S. Ghosh, learned advocate appearing on behalf of the State respondent submits if directed, the respondents will consider the representations.</p> <p>Mr. A.K. De, learned advocate for the private respondent submits that if representations are directed to be considered, the private respondent no. 6 will place</p>	

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Skg.	<p>his case before the authority.</p> <p>Having heard the learned advocate for the parties and considering the facts and circumstances of the case, this original application is disposed of by directing the Director of Health Services, Department of Health and Family Welfare, Government of West Bengal, – the respondent no. 3, to dispose of the representation dated 25<sup>th</sup> May, 2019, appearing at pages 49 and 50 of the application, by passing a reasoned order to be communicated to the parties after giving an opportunity of hearing to the applicant and to the private respondent no. 6 and after verifying the records within twelve weeks from the date of presentation of a copy of this order.</p> <p>(Subesh Kumar Das) Member (A).</p> <p>(Soumitra Pal) Chairman.</p>	