

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 - 734 OF 2019

TULSI ROUTH Vs. THE STATE OF WEST BENGAL & 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 style="text-align: center;"><u>05</u> 10.02.2020</p>	<p>For the Applicant : Mrs.S.Mitra Advocate</p> <p>For the Respondent : Mr.G.P.Banerjee Advocate</p> <p>For the Principal Accountant General : Mr.B.Mitra West Bengal (Departmental Representative)</p> <p>Affidavit of service filed today be kept on record. In this application, Tulsi Routh, the applicant, stated to be the daughter of Babulal Routh, has prayed for certain reliefs, the relevant portion of which is as under:</p> <p style="text-align: center;"><i>“(a) A mandatory order directing the respondents to release pension as unmarried daughter of employee who died in harness while he was saving as Sweeper in Memari Hospital at Burdwan”.</i></p> <p>It is submitted by Mrs.S.Mitra, learned advocate for the applicant that the father of the applicant, appointed as Sweeper in Medical Rural Hospital, Mamari, had worked up to 9th January, 1996,</p>	

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	<p>when he expired while in service. After the death of the father, the applicant, being the unmarried daughter, had filed an application for family pension. Thereafter an enquiry was held, as evident from Annexure- B to the application. According to the petitioner, though she made several representations and reminder was filed on 20th May, 2019, however no pension has been granted to which she is eligible.</p> <p>Mr.G.P.Banerjee, learned advocate appearing on behalf of the State authorities referring to the supplementary affidavit submits that as it is evident from the affidavit affirmed on 28th August, 2019 that the applicant has no documentary proof in support of her date of birth and place of birth, no order may be passed.</p> <p>In reply, Mrs.Mitra submits that as she is the daughter of Babulal Routh as evident from Voter identity card, copy of which is annexed to the application, appropriate order may be passed.</p> <p>Having heard Mrs.Mitra and Mr.Banerjee, and considering the facts and circumstances of the case,</p>	

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BLR	<p>this application is disposed of by granting liberty to the applicant to file a representation ventilating her grievances, annexing copies of the relevant documents, before the Medical Superintendent-cum-Vice Principal, Purba Burdwan Medical College and Hospital, Burdwan, the respondent no. 2 (iv) within eight weeks from the date of communication of the order. If representation is filed, the said respondent no. 2(iv) shall dispose of the same by passing a reasoned order to be communicated to the applicant within twelve weeks after giving an opportunity of hearing and after verifying the records and after being satisfied with the identity of the applicant.</p> <p style="text-align: center;"> (S.K.DAS) MEMBER (A) </p> <p style="text-align: center;"> (SOUMITRA PAL) CHAIRMAN </p>	