

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

**The Hon'ble Justice Ranjit Kumar Bag
& The Hon'ble Subesh Kumar Das**

**Case No – OA-6 of 2018
MAYA BAURI Vs. 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

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MAYA BAURI

Form No.

Vs.**THE STATE OF WEST BENGAL & ORS.**Case No. **OA -6 of 2018**

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<p style="text-align: center;"><u>01</u> 08.03.18</p>	<p>For the Applicant : Mr.S.Bhattacharjee Learned Advocate</p> <p>For the Respondent : Mr.S.Bhattacharya No. 1,2,3,4,5,7 & 8 Mrs.R.Sarkar (Departmental Representatives)</p> <p>The grievance of the applicant in the present application is that family pension was not given to the applicant in spite of repeated representations made by the applicant before the Respondent No. 6 and Respondent No. 8.</p> <p>The contention of the applicant is that her husband Kuraram Bauri died on December 23, 1988, when he was attached to the office of J.L.R.O., Panagarh. We are informed that the Respondent No. 6, Sub-Divisional Officer, Durgapur in the district of West Burdwan is the appropriate authority to consider the representation of the applicant for non-payment of family pension. The applicant submitted a representation before the Respondent No. 8, Block Land & Land Reforms Officer, Kanksa, ventilating her grievance of non-payment of family pension, but the said respondent</p>	

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	<p>cannot consider the said representation of the applicant in accordance with law. Since the Respondent No. 6 can consider the representation of the applicant for non-payment of family pension and since the applicant has not pursued the case with regard to non-payment of family pension after July 23, 2004, we cannot persuade ourselves to direct the respondents in general and the Respondent No. 8 in particular to consider the representation of the applicant for non-payment of family pension.</p> <p>In view of our above findings, we do not find any merit in the present application. However, we are inclined to give liberty to the applicant to file fresh representation before the Respondent No. 6, Sub-Divisional Office, Durgapur in connection with non-payment of family pension within a period of 2 weeks from this date. If such representation is submitted by the applicant before the Respondent No. 6 within the period of time granted by the Tribunal, the said Respondent No. 6 will consider the representation of the applicant in accordance with law within a period of 12 weeks from</p>	

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BLR	<p>the date of submission of the application and communicate the result of the same to the applicant within a period of 2 weeks thereafter. With the above direction, the original application is disposed of.</p> <p>Let a plain copy of this order be supplied to both parties.</p> <p style="text-align: center;"> (S.K.DAS) MEMBER(A) </p> <p style="text-align: center;"> (R.K.BAG) MEMBER (J) </p>	

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