

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-****The Hon'ble Justice Soumitra Pal, Hon'ble Chairman****& The Hon'ble Dr. Subesh Kumar Das, Administrative Member.****Case No –OA-356 of 2019.****Taslima Begum. –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>7</u> 19.07.2019.</p>	<p>For the Applicant : Mr. J. B. Ghose, Mr. S. Chatterjee, Advocates.</p> <p>For the Respondents : Mr. S. N. Ray, Advocate.</p> <p>For the Principal Accountant : Mr. B. Mitra, General (A&E), West Bengal. Departmental Representative.</p> <p>Affidavit of service filed today be kept on records.</p> <p>In this application, Taslima Begum, the applicant, stated to be the wife Sunil Kumar Murmu, alias Subid Ali Murmu, has prayed for the certain reliefs, the relevant portion of which is as under :</p> <p style="text-align: center;"><i>“a) An order do issue directing the concerned respondent authorities to forthwith release the family pension, death gratuity, general provident fund and leave salary of the applicant, being the wife of Sunil Kumar Murmu alias Subid Ali Murmu.....”</i></p> <p>It appears from the application that Sunil Kumar Murmu was appointed temporarily on 3rd June, 1982 to the post of Lower Division Clerk-cum-Typist and</p>	

ORDER SHEETTaslima Begum.
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Form No.

Vs.**The State of West Bengal & Ors.**
.....Case No. OA-356 of 2019.

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	<p>was posted at the office of the Sub-Divisional Officer, Uliberia, Howrah. Subsequently, he was promoted as Upper Division Clerk in the same office. Sunil Kumar Murmu filed an application being OA-580 of 2013 before the Tribunal regarding the grant of loan which was disposed of by order dated 14th July, 2015. However, according to the applicant, in spite of the said order no money was released. It has been stated that on 29th November, 2012, Sunil Kumar Murmu submitted nomination form in favour of the applicant in respect of death gratuity, general provident fund and pension. On 30th October, 2012, Sunil Kumar Murmu made his last will, wherein he made the applicant, the executor. Incidentally, it appears from the documents annexed to the Original Application that the applicant married Sunil Kumar Murmu on 27th August, 2008 and a certificate of marriage was granted as evident from annexure-A1 to the application. Sunil Kumar Murmu died in harness on 10th September, 2015. After the death of Sunil Kumar Murmu, the applicant filed an application praying for the superannuation benefits of late Sunil Kumar Murmu as evident from the memo dated 22nd December, 2015</p>	

ORDER SHEETTaslina Begum.
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	<p>issued by the Sub-Divisional Officer, Uluberia, Howrah being annexure "A7" to the application which was due to be heard on 7th January, 2016 and the applicant was directed to appear with supporting documents with regard to the marriage with Sunil Kumar Murmu alias Subid Ali Murmu. Mr. J.B. Ghose learned advocate for the applicant submits that though the matter was heard on 7th January, 2016, however, till date, no order has been passed.</p> <p>Mr. S. N. Ray, learned advocate for the State respondents submits that, if directed, the Sub-Divisional Officer, Uluberia, Howrah - the respondent no. 3, will hear and dispose of the representation contained in the letter dated 3rd November, 2015.</p> <p>Heard Mr. Ghose, learned advocate for the applicant, Mr. S. N. Ray, learned advocate for the State respondents and Mr. B. Mitra, the Departmental Representative for the Principal Accountant General (A&E), West Bengal.</p> <p>Having heard learned advocate for the parties and considering the facts and circumstances of the case, the Original Application is disposed of by directing the Sub-Divisional Officer, Uluberia,</p>	

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Sourav	<p>Howrah, - the respondent no. 3, to dispose of the representation dated 3rd November, 2015 by passing a reasoned order, if not already passed, to be communicated to the parties within eight weeks from the date of presentation of a copy of this order after giving an opportunity of hearing to the applicant, after verifying the records and after examining the documents to be produced by the applicant, particularly with regard to the marriage of the applicant with Sunil Kumar Murmu alias Subid Ali Murmu as sought for by memo dated 22nd December, 2015. If reasoned order has already been passed, it shall be communicated to the said respondent no. 3 within four weeks from the date of presentation of a copy of this order.</p> <p>(DR. SUBESH KUMAR DAS) MEMBER (A)</p> <p>(SOUMITRA PAL) CHAIRMAN</p>	