

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

The Hon'ble Smt. Urmita Datta (Sen), Member (J)

&amp; The Hon'ble P. Ramesh Kumar, Member (A)

Case No QA-757 of 2018**Nerupama Banerjee & Another –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>2</u> 28.01.2019</p>	<p><i>For the Applicants : Mrs. S. Agarwal, Advocate.</i></p> <p><i>For the Respondents : None.</i></p> <p><i>For A.G., West Bengal : Mr. B. Mitra, (Departmental Representative)</i></p> <p><i>Affidavit of service has been filed however none for the respondent.</i></p> <p><i>As per the applicant, her husband died on 25.01.2013 but till date she has not received any retiral benefit including family pension, P.F., Gratuity, Leave Salary etc. However, during the course of the hearing of the counsel for the applicant has drawn our attention to the letter dated 11.04.2013 requesting by the Deputy Director, A.R.D., Parishad Officer, Bankura to the Director of Animal Husbandry and Veterinary Services for taking necessary steps as the deceased employee was absent during the period from 14.05.2001 to 31.01.2007 along with the original application to the deceased employ but till date neither any decision has been communicated to the applicant nor any pensionary benefit paid to her. Being aggrieved with, she has prayed this Tribunal. However, during the course of the hearing, the counsel for the applicant has submitted that it would suffice her purpose if the competent authority will be</i></p>	

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**Vs.****The State of West Bengal & Ors.**Case No. OA-757 of 2018 .....

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A.K.P.	<p><i>directed to take decision with regard to payment of retiral benefit and communicate the same within a stipulated period of time as well as make payment thereof due the retiral benefit.</i></p> <p><i>We have heard the counsel for the applicant and perused the records. It is noted that the Deputy Director, A.R.D. has forwarded the details of the deceased employee as well as the original service book to the Director of Animal Husbandry and Veterinary Services. Therefore, the respondent No. 1 i.e. Secretary is directed to take final decision with regard to the pensionary benefit and make payment of admissible retiral benefit if already not being paid and communicate the said decision as well as make payment thereof within a period of twelve weeks from the date of the receipt of the order. The applicant is also directed to communicate the order to the respondent immediately. Accordingly, the O.A. is disposed of with no order as to cost.</i></p> <p><b>P. RAMESH KUMAR</b> <b>MEMBER (A)</b></p> <p><b>URMITA DATTA (SEN)</b> <b>MEMBER (J)</b></p>	