

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

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

The Hon'ble Mr. P. Ramesh Kumar, Member (A)

Case No – OA-894 of 2018.Pawan Kumar Singh 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;">08</p> <p>-----</p> <p>18-09-2019</p>	<p>For the Applicant : Mrs.S. Agarwal, Advocate.</p> <p>For the State Respondents : None.</p> <p>The Counsel for the applicant at the outset has submitted that she is not pressing prayer 'B' i.e. for compassionate appointment but asking for a direction upon the respondents to disburse the retrial benefit of his father who is missing more than 19 years and in that regard she has filed one Title Suit being No. 46/14 which was disposed of on 26-10-2017 whereby the applicant's father was declared and presumed to be dead under the provisions of Section 108 of Indian Evidence Act. Thereafter the applicant had approached to the authority through his lawyer on 15-02-2018 but till date no service benefit has been disbursed in his favour.</p> <p style="text-align: center;">During the course of the hearing, the</p>	

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Mihir	<p>Counsel for the applicant has fairly submitted that the respondent no. 3 may be directed to consider the case of the applicant and disburse the retrial benefit after considering it as per rules within a stipulated period of time treating this application as part of his representation. Since nobody is appearing for the respondents even no reply has been filed.</p> <p>In view of the above, respondent no. 3 is directed to consider the case of the applicant after considering the order passed in Civil Suit no. 46/14 and take a decision with regard to the disbursement of retrial benefit as per rules and communicate the said decision as well as make payment if he is otherwise eligible within a period of 12(Twelve) from the date of receipt of this order. Accordingly, the OA is disposed of treating the order as part of the OA.</p> <p>P. RAMESH KUMAR MEMBER(A)</p> <p>URMITA DATTA (SEN) MEMBER(J)</p>	

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