

ORDER SHEET
WEST BENGAL ADMINISTRATIVE TRIBUNAL
Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

THE HON'BLE SAYEED AHMED BABA, OFFICIATING CHAIRPERSON AND ADMINISTRATIVE MEMBER,

Case No. - OA 164 OF 2025

Serial No. and Date of order <u>02</u> 23.06.2025	PRASANTA ROY -Vs- THE STATE OF WEST BENGAL & OTHERS. For the Applicant : Mr. K.K.Panda Mr. Uttam Kumar Roy Advocates For the State Respondents : None For the Principal Accountant : Mr. Biswanath Mitra General (A&E) West Bengal (Departmental Representative)
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The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt.-II) dated 23rd November, 2022 issued in exercise of the powers conferred under Section 5 (6) of the Administrative Tribunals Act, 1985.

On consent of the learned counsels and the learned Departmental representative for the contesting parties, the case is taken up for consideration sitting singly.

By the records in the order on the last date of hearing of this matter, it is seen that the respondent No. 4, Block Medical Officer of Health, Kamarpukur BPHC, Hooghly was required to furnish clarification to an observation of the Principal Accountant General in his convey to him in Memo. Pen.V.....32837 dated 04.09.2019. It is unfortunate that in this matter relating to release of retiral benefits, a response from BMOH is still awaited since 2019. In absence of such response, the applicant's prayer for release of his GPF and other retiral benefits are held up. The Tribunal is compelled to direct the respondent No. 4, the Block Medical Officer of Health to file reply against the above stated Memo. of the Principal Accountant General within the next 45 days, failing which the Tribunal will view the matter very seriously

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and direct the respondent to appear before this Tribunal.

Mr.U.K.Roy learned counsel also points out that the correspondence of the Principal Accountant General relates only to release of Death Gratuity. However, the legal heir and the applicant in this application is also entitled to receive General Provident Fund, Group Insurance, Leave salary and arrear salary for 20 days from 01.10.2016 to 20.10.2016 accruing from the deceased sister, late Mangala Roy. In this regard, attention has been drawn to a copy of representation filed earlier by the applicant on 19.08.2024 before the BMOH. Submission is that another direction may also be given to the BMOH to consider the representation and release the benefits as he is entitled for these.

The respondent No. 4 BMOH, Kamarpukur BPHC is further directed to consider the representation of the applicant addressed to him dated 19.08.2024 and process the release of benefits, if the applicant is found entitled to receive these. Let this exercise be initiated and completed within the next three months from the date of communication of this order.

Matter to appear under the heading 'Hearing' on 1st September, 2025.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON AND MEMBER (A)

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