

15.09.2022
Ct. no.21
Sl. No.17
Sanjay

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

WPA 20102 of 2022

Bibekananda Bera
Vs.
The State of West Bengal & Ors.

Ms. Arunima Lala,
Mr. Subhamoy Patrafor the petitioner.

Ms. Jayeeta Sinha,
Mr. Ranjit Rajak ...for the State.

Affidavit of service filed in Court today be taken
on record.

The writ petitioner prays for death-cum-retiral
benefits being a nominee of his Aunt, Swapna Paul
(Bera), since deceased who used to work in the post of
Staff Nurse in the H.S. Janubasan B.P.H.C of Purba
Medinipur.

The petitioner has been named as nominee in
the service book of his Aunt vide Memo No. 134 dated
30.03.2004. The petitioner's Aunt died on November
01, 2013.

The petitioner has made several representations
from time to time and also submitted necessary
documents and authorisation as demanded by the
respondents concerned. The last of her representation
was made on March 15, 2022.

Ms. Lala, learned counsel appearing on behalf
of the petitioner submits that the last communication
through the Chief Medical Officer of Health, Purba

Medinipur dated March 16, 2022 directed the Block Medical Officer to look into the matter and take necessary steps as per Government Rule. Thereafter, there was no development in the said matter.

Ms. Sinha, learned counsel appears for the State and submits that instructions are awaited on behalf of the State.

Having considered the submissions made on behalf of the parties and the materials placed on record, I direct the Block Medical Officer of Health, Tamluk-II, Purba Medinipur/respondent no.3 to dispose of the representation of the petitioner dated March 15, 2022 upon giving personal hearing to the petitioner in the light of the Memo dated March 16, 2022 issued by the Chief Medical Officer of Health, Purba Medinipur within eight weeks from the date of this order. A reasoned order be passed in the said matter and the same be communicated to the writ petitioner within one week from the date of passing of the same.

With the aforesaid directions, the writ petition being **WPA 20102 of 2022** is **disposed of**.

There will be no order as to costs.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Hon'ble Court.

Urgent photostat certified copies of this order, if applied for, be supplied to the parties upon compliance of all necessary formalities.

(Lapita Banerji, J.)