

S/L 4
19.11.2024
Court No.19
SD

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION

WPA 26788 of 2024

Bhabani Mahata
Vs.
The State of West Bengal & Ors.

Mr. Lalratan Mandal
Mr. Dilip Kumar Sadhu

... for the Petitioner.

Mr. Sourav Chowdhury
Mr. Sutanu Chakrabarti

... for the State.

Mr. Ranjan Saha

... for the DPSC, Jhargram.

Affidavit of service filed on behalf of the petitioner
be kept with the record.

The petitioner is the widowed daughter of a
deceased Assistant Teacher at Joyalbhangra Primary School
under Jhargram East Circle, District Jhargram. She is
praying for family pension. Her application is pending
before the District Inspector of Schools (PE), Jhargram, the
respondent no.4 herein.

Mr. Ranjan Saha, learned advocate for the Jhargram
DPSC submits that all the heirs of the deceased teacher have
not impleaded in the writ petition, besides the application for
grant of family pension is not in form.

Learned advocate for the State submits that there is
nothing on record to suggest that other heirs of the deceased
teacher has given no objection in favour of the petitioner,
which is necessary to consider the prayer for family pension.

The petitioner is granted leave to file appropriate
application in proper form for grant of family pension with
all supporting documents before the respondent no.4 and if
such application is filed, the said respondent shall consider
the same in accordance with law.

No affidavit since has been invited, the allegations
made in the writ petition are deemed to have been denied by
the respondents.

WPA 26788 of 2024 is disposed of with the above terms without any order as to costs.

Parties to act on the server copy of this order duly downloaded from the official *website* of this Court.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties, subject to compliance of all requisite formalities.

(Biswajit Basu, J.)