



TRHC010017122024

2026:THC:892

HIGH COURT OF TRIPURA
AGARTALA

WP(C)No.731 of 2024

Smt. Joyashree Das, W/o.- Lt. Pradip Kumar Das, D/o.- Shri Subhash Sarkar, R/o.- Siddhi Ashram, Santa Nagar, P.O.- Siddhi Ashram, P.S.- Amtali Police Station, Pin – 799003.

....Petitioner(s)

Versus

1.The State of Tripura represented by the Secretary, Department of Home, Govt. of Tripura, New Secretariat Building, New Capital Complex, Kunjaban, P.S.- New Capital Complex, Agartala, West Tripura, PIN - 799010.

2.The Secretary, Department of Finance, Govt. of Tripura, New Secretariat Building, New Capital Complex, Kunjaban, P.S.- New Capital Complex, Agartala, West Tripura, PIN - 799010.

3.The Special Secretary, Department of Home, Govt. of Tripura, New Secretariat Building, New Capital Complex, Kunjaban, P.S.- New Capital Complex, Agartala, West Tripura, PIN - 799010.

4.The Deputy Secretary to the Government of Tripura, New Secretariat Building, New Capital Complex, Kunjaban, P.S.- New Capital Complex, Agartala, West Tripura, PIN - 799010.

5.The Director General of Police, Government of Tripura, Agartala, West Tripura, PIN - 799001.

6.Assistant Inspector General of Police, Government of Tripura, Agartala, West Tripura, PIN - 799001.

7.The Commandant, 10th Battalion TSR (IR-V), Paschim Barjala, Jirania, West Tripura, PIN - 799046.

8.The Deputy Commandant, 10th Battalion TSR(IR-V), Paschim Barjala, Jirania, West Tripura, PIN - 799046.

9.Smt. Jyotara Das, W/o.- Lt. Lalmohan Das, Presently residing at: Vill- Panchasi, Kamalpur, P.O- Halhuli, P.S- Kamalpur, Dist- Dhalai Tripura, Pin – 799285

....Respondent(s)



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For Petitioner(s) : Mr. P.Roy Barman, Sr. Advocate.
Mr. J.Murasing, Adv.
Ms.S.R.Das, Advocate.

For Respondent(s) : Mr. Mangal Debbarma, Addl.GA.
Mr. Kushal Deb, Advocate.

Date of hearing & : 14.07.2026
Delivery of Judgment/
Order

Whether fit for reporting :

Yes	No
	✓

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HON'BLE MR. JUSTICE S. DATTA PURKAYASTHA

Judgment and Order(Oral)

Heard Ld. Counsel of both sides.

[2] The husband of the petitioner, namely, Pradip Kumar Das who was working as Havildar(Operator) at 10th Battalion TSR (IR-V), died-in-harness on 07.02.2022, leaving behind him his wife (Petitioner), his son, namely, Master Krish Kumar Das (17 years) and his mother, Smt. Joytara Das (72 years) as his legal representatives.

[3] The petitioner submitted an application for a job under die-in-harness scheme which was forwarded by Assistant Inspector General of Police (Estt.) vide letter dated 27.02.2023 (Annexure-7) to the Secretary, Home Department with the observation that the petitioner was not eligible for appointment to the post of constable as per the Recruitment Rules and there was no immediate requirement of appointing Group-C (LDC) and Group-D in Tripura Police. However, he simultaneously made request to the Finance department for consideration of the case of the petitioner for



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appointment under die-in-harness scheme against the existing vacancy.

[4] Thereafter, the Home Department issued a letter on 04.01.2024 to the Director General of Police, Tripura requesting for submitting a signed 'No Objection Certificate' of the mother-in-law of the petitioner i.e. Respondent No.9, along with copy of Employment Exchange card.

[5] Now, it is the grievance of the petitioner as submitted by Ld. Sr. Counsel, Mr. P. Roy Barman, that her mother-in-law is not issuing any 'No Objection Certificate' and therefore, she is not getting the job under die-in-harness scheme.

[6] Ld. Addl. GA, Mr. Mangal Debbarma for the State Respondents submits that the Department has duly initiated the process of providing her job under die-in-harness scheme, but, as the 'No Objection Certificate' was not submitted by the petitioner, ultimately, the process could not be completed.

[7] Ld. Counsel, Mr. Kushal Deb for Respondent No.9, submits that his client has no objection in providing any job under die-in-harness scheme to the petitioner. However, all other post death benefits were disbursed to the petitioner by the concerned Department in which Respondent No.9 has also 1/3rd share.

[8] He also places the grievance that despite Respondent No.9, on different occasions, approached the Department for giving the details to her of the post death benefits with specification of amounts which were disbursed to the petitioner, to her, but no positive response was received from the Department.

[9] Taking note of the submissions of all sides, it appears that the matter of providing job under die-in-harness scheme is pending only for non furnishing of a 'No Objection Certificate' by the petitioner as the Respondent No.9 was not executing the same. As



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the Respondent No.9 at present has no objection in providing such job to the petitioner, said issue does not require any further deliberation.

[10] The State Respondents will, therefore, treat the case as a case of deemed 'no objection', as already the Respondent No.9 has expressed her consent for providing such job to the petitioner. The State Respondents shall provide a job to the petitioner under die-in-harness scheme, if the petitioner is otherwise found eligible for the same, within 3(three) months of receipt of copy of this judgment. The State Respondents will also furnish the details of the amounts disbursed to the petitioner as post death service benefits of Late Pradip Kumar Das on submission of application to Respondent No.5 by Respondent No.9, including further benefits, if any, payable to the legal representatives of deceased employee, within 1(one) month of receipt of her application.

[11] With such observations and directions, the Writ Petition is allowed and disposed of accordingly.

Pending application(s), if any, shall also stand vacated.

JUDGE

Saikat Sarma

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