

ORDER SHEET
WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

**The Hon'ble Justice Ranjit Kumar Bag
& The Hon'ble Dr. Subesh Kumar Das**

Case No – **OA 1058 OF 2017**

Ratan Kumar Sukai Vs The State of West Bengal & Ors.

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
01 28.03.2018	<p>For the Applicant : Mr. G.P. Banerjee, Learned Advocate.</p> <p>For the Respondents : None.</p> <p>For the AG (A&E),WB : Mr. B. Mitra, Departmental Representative.</p> <p>The respondent no. 6 is not a necessary party in the instant original application and as such liberty is given to the applicant to expunge the name of the respondent no. 6 from the cause title of the original application by way of amendment in course of this day.</p> <p>The applicant has prayed for direction upon the respondents to give appointment to the applicant on compassionate ground.</p> <p>It appears from the materials on record that one Nagendra Nath Sukai, father of the present applicant died on February 18, 2012 when he was working as Peon in the office of Assistant Chief Medical Officer of Health, Jhargram in the district of Paschim Medinipur. On March 20, 2012, the applicant submitted one application before the respondent no. 2 praying for compassionate appointment in any post under Government of West Bengal. On August 30, 2012, the applicant submitted formal application along with necessary documents praying for compassionate appointment. The said formal application was duly forwarded to the respondent no. 4, Director of Health</p>	

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Services, Government of West Bengal, but the final decision has not yet been taken by the said respondent no. 4. The grievance of the applicant is that the respondent no. 4 has not yet completed the entire exercise by taking a decision in connection with compassionate appointment of the applicant in spite of lapse of almost 6 (six) years.

None appears on behalf of the state respondents in spite of service of notice as reflected from the Affidavit of service filed on behalf of the applicant.

Having heard Learned Counsel representing the applicant and on consideration of the fact that the respondent no. 4 has not yet taken any decision in connection with compassionate appointment of the applicant, we direct the respondent no. 4, Director of Health Services, Department of Health & Family Welfare, Government of West Bengal to consider the application of the applicant for compassionate appointment in accordance with law and take a decision within a period of 12 (twelve) weeks from the date of communication of the order and to communicate the result of the same to the applicant within a period of 2 (two) weeks thereafter.

With the above direction, the original application is disposed of.

Let a plain copy of this order be supplied to Learned Counsel for the applicant.

Sanjib

(S.K. DAS)
MEMBER(A)

(R. K. BAG)
MEMBER (J)

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