

**ORDER SHEET**  
**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Present-**

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

Case No – **OA 286 OF 2017**

**Antara Bhoumik 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
<p style="text-align: center;"><b>06</b> <b>23.04.2018</b></p>	<p><b>For the Applicant</b> : Mr. P. P. Sarkar, Mr. S. Sarkar, Learned Advocates.</p> <p><b>For the Respondents</b> : Mrs. S. Agarwal, Learned Advocate.</p> <p>The applicant has prayed for quashing of letter dated May 6, 2014 issued by the respondent no. 2, by which prayer of the applicant for compassionate appointment was rejected.</p> <p>One Khukumoni Basak died on May 12, 2011 while she was working as Health Assistant (Female) under respondent no. 4. Khukumoni Basak died leaving behind her son and her husband as legal heirs. On September 14, 2011, the applicant being the dependent son of the deceased employee submitted informal application for compassionate appointment before the respondent no. 3, which was processed and ultimately rejected under the impugned letter dated May 6, 2014.</p> <p>Having heard Learned Counsel representing both parties and on consideration of the impugned letter dated May 6, 2014, we find that prayer of the applicant was rejected on the ground that there was no need of immediate financial assistance to members of the deceased employee, as the father of the applicant was</p>	

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employed and drawing salary per month apart from family pension. Since the father of the applicant was employed and drawing salary per month apart from family pension, we are of the view that prayer of the applicant has been rightly rejected by the authority concerned. That apart, prayer for compassionate appointment of the applicant was rejected on May 6, 2014 and the applicant has approached the Tribunal by filing Original Application on March 31, 2017 i.e. almost after 3 (three) years from the order of rejection. Nothing is on record to indicate that the applicant has explained the delay for approaching the Tribunal and as such, the present application is clearly barred under section 21 of the Administrative Tribunals Act, 1985. As a result, the present application is **dismissed**.

Let a plain copy of this order be supplied to both parties.

**( S.K. DAS )**  
MEMBER(A)

**( R. K. BAG )**  
MEMBER (J)

Sanjib