

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

The Hon'ble Justice Ranjit Kumar Bag
& The Hon'ble Subesh Kumar Das

Case No – OA 909 OF 2012

Sudeshna Some 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><u>14</u> 07.03.2018</p>	<p>For the Applicant : Mr. Goutam Pathak Banerjee, Mr. Sukumar Sarkar, Learned Advocates.</p> <p>For the State Respondent : Mr. Ruhul Amin Chowdhury, Learned Advocate.</p> <p>The applicant has filed the original application under Section 19 of the Administrative Tribunals Act, 1985 praying for direction upon the respondents to give appointment to the applicant on compassionate ground.</p> <p>It appears from the materials on record that the applicant submitted application for compassionate appointment after the death of her mother on December 14, 1993, while she was working as Nurse attached to Behrampore Mental Hospital in the district of Murshidabad. The applicant approached the Tribunal for not processing the case of the applicant for compassionate appointment by the respondents. On January 17, 2012 this Tribunal passed order in connection with OA 1068 of 2011, by which the respondent no. 2 was directed to consider the case of the applicant for compassionate appointment within a period of 4 weeks from the date of communication of the order. Accordingly, the State respondent no. 2 passed a reasoned order on May 15, 2012, whereby the prayer of the applicant for compassionate appointment was rejected.</p>	

ORDER SHEET

Sudeshna Some

Form No.

Vs.**The State of West Bengal & Ors.**Case No. **OA 909 OF 2012**

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
Rajib	<p>Having heard Ld. Counsel representing both parties and on consideration of the impugned order passed by the respondent no. 2, we find that the applicant submitted application for compassionate appointment after 14 years from the date of death of her mother. Moreover, no reason was assigned by the applicant as to why the father of the applicant did not submit application for compassionate appointment even when the father was eligible to apply for compassionate appointment in the year 1993 when the mother of the applicant died. Respondent no. 2 has formed opinion that there was no immediate financial crisis in the family of the deceased employee and thereby prayer for compassionate appointment was rejected. Since the application was submitted by the applicant for compassionate appointment after lapse of 14 years from the date of death of her mother and since the father of the applicant being eligible for compassionate appointment did not apply for compassionate appointment in the year 1993, we fully agree with the opinion formed by the respondent no. 2 that there was no immediate financial crisis in the family of the deceased employee.</p> <p>In view of our above findings, we do not find any merit in the application and as such the application is dismissed.</p> <p>Let a plain copy of the order be supplied to both parties.</p> <p>(Dr. S.K. Das) Member (A)</p> <p>(R.K. Bag) Member (J)</p>	

ORDER SHEET**Sudeshna Some**
.....**Vs.****The State of West Bengal & Ors.**
.....

Form No.

Case No. **OA 909 OF 2012**

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
---	---	--