

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

THE HON'BLE SAYEED AHMED BABA, OFFICIATING CHAIRPERSON AND ADMINISTRATIVE MEMBER

Case No. – MA-72 of 2024 (OA- 208 of 2022)

Koustav Mukherjee - Vs - The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant

:

Mr. J.R. Das,
Learned Advocate.

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22.07.2024.

For the L & L R Deptt.

Ms. Ruma Sarkar,
Mr. S. DebRoy,
Mrs. A. Bhattacharya,
Learned Advocates.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt.-II) dated 23rd November, 2022 issued in exercise of the powers conferred under Section 5 (6) of the Administrative Tribunals Act, 1985.

Affidavit of service filed, be kept with the record.

The order of the Hon'ble High Court in WPST-186 of 2023 has been filed with this application. After setting aside the order of this Tribunal in OA-208 of 2022 passed on 26.07.2022, the Hon'ble High Court has directed the Tribunal "*to decide the legality of the 'three men enquiry committee report', as prayed for in the original application.*" In terms of a direction of this Tribunal in OA-905 of 2019, the A.D.M. & D.L.&L.R.O., Hooghly was directed to constitute a three member screening cum-enquiry committee who will examine the prayer of the applicant for compassionate employment on the basis of 10(aa) guidelines of the Scheme and pass appropriate order. This Tribunal in OA-208 of 2022 in its order dated 26.07.2022 had found that the three men screening-cum-enquiry committee not being the competent authority to decide the merits of an application for compassionate employment had directed the Respondent No. 1, Secretary of Land and Land Reforms Department to consider the report of the Committee and dispose of the application for compassionate employment as per law.

Heard the learned counsels. The matter is admitted. Ms.

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THE STATE OF WEST BENGAL & OTHERS.

Sarkar representing the Deptt. wishes to take instructions and update any information relating to this matter.

Let the matter appear under the heading Hearing on **19.02.2025**. Reply/Rejoinder, if any in the meantime.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON AND MEMBER (A)

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