

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – MA 74 of 2024 [OA-518 of 2023]

Anupriya Tirkey -- VERSUS – The State of West Bengal & Ors.

Serial No.
and
Date of order
02
07.08.2024

For the Applicant : Mrs. M. Roy (Dey), Ld. Advocate.

For the State Respondent : Mrs. S. Mitra, Ld. Advocate.

For the Pvt. Respondent : Mr. G.P. Chowdhury, Ld. Advocate.

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 by the Private Respondent be kept on record.

The applicants, being parents of the deceased employee, has prayed in this application to be added as necessary parties in the main application – OA 518 of 2023. In the original application, the applicant, Anupriya Tirkey, claiming to be the wife of the deceased employee of late Denis Anup Lakra has prayed for an employment under compassionate ground. However, the applicant in this application being parents of the deceased employee has objected the very claim that Anupriya Tirkey is the legally wedded wife of the deceased son.

Having heard all the sides, the Tribunal has come to this conclusion that the primary matter in OA 518 of 2023 pertains to a prayer for compassionate employment. How far the claim of Anupriya Tirkey being the wife of the deceased employee is sustainable will be examined when that matter is taken up for hearing. The parents of the deceased employee, not being legal heirs for claiming such an employment under the Scheme are not relevant and therefore, not necessary to be added as parties in the application praying for compassionate employment. If they have any objection to the legal status of Anupriya Tirkey of being the wife of the deceased son, such objection may be raised before the concerned respondent authority.

Having observed the above, the Tribunal, not being satisfied with the prayer for addition of the parents in main application – OA 518 of 2023, this application is **disposed of** without passing any order.

CSM/SS

SAYEED AHMED BABA
Officiating Chairperson & Member (A)