

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. –OA 257 OF 2023

KALUA RAM - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. For the Applicant : Miss. Tulika Bhattacharyya,
and Advocate
Date of For the State Respondents : Mr. G.P. Banerjee,
order Advocate

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07.08.2024

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.

In this application, the applicant has prayed for a direction to the respondent authorities to appoint him in the post of "D" under the scheme of employment on compassionate ground. In short, the father of the applicant, who had worked under the Department had died while in service on 05.07.2016. Attention is drawn to memo No.2313 dated 15.05.2008 in which the applicant was advised to attend an enquiry before the enquiry committee on 24.09.2008. Miss. Bhattacharyya, learned counsel has submitted that the applicant had appeared before the interview and later his case was submitted by the Superintending Engineer, Damodar Irrigation Circle recommending him for such an appointment. It is indeed seen by a copy of memo No.134/1/16-2/78 dated 14.01.2009 that such a case was recommended to the Director of Personnel, I & W Directorate.

But from a copy presented by Mr. Banerjee, learned counsel, bearing memo No.1326-CIE/6p-49/08 dated 09.04.2009 it is evident that this case was considered much earlier and regretted on the ground that the total gross income of the family does not satisfy the terms and conditions of the Government Notification No. 114-Emp dated 14.08.2008. Mr. Banerjee also submitted that a copy of this reference was also communicated to the applicant on 17.04.2009.

Having heard the submissions and considering the fact that such a proposal for compassionate employment was earlier considered and regretted, the prayer in this application is inadmissible. Therefore, the application is disposed without passing any orders.

SCN.

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