

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. OA –295 of 2023

Nayan Mondal - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mrs. S. Agarwal, Advocate
<u>4</u> 05.03.2024	For the Respondents	: Mr. M.N. Roy, Advocate

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

On consent of the learned counsel, the case is taken up for consideration sitting singly.

The applicant's father, Netai Mondal, a Peon working at Ambari Falakata Sericulture Project, Jalpaiguri had died in service on 12.11.2000. After the death, the widow and mother of the applicant prayed for an employment for her elder son under compassionate ground before the respondent authorities. The applicant Nayan Mondal was then a minor and submitted his own such application on 22.08.2008 after attaining age of appointment. The Joint Director of Sericulture, North Zone forwarded his proposal to the Deputy Director of Sericulture, Jalpaiguri on 16.12.2021.

Submission of Mrs. Agarwal is that despite lapse of 22 years from the date of death of employee, the respondent authority is yet to take a sympathetic consideration of the matter. Therefore, the respondent authority may be directed to take an early decision in the matter.

Appearing on behalf of the State respondent Mr. M.N. Roy assures that if a direction is given, the same will be complied as per rule.

Having heard the submissions and considering the fact that such a proposal is pending before the respondent authorities, the respondent no. (ii) Principal Secretary, Department of Agriculture is directed to consider the application for employment under compassionate ground and take the final decision as per merit of the case and as per law within three months from the date of communication of this order. Accordingly, this application is disposed of.

A.K.P

SAYEED AHMED BABA
OFFICIATING CHAIRPERSON & MEMBER(A)

ORDER SHEET

Form No.

Tarun Kumar Mukherjee

Vs.

Case No. **OA – 97 of 2023**

THE STATE OF WEST BENGAL & ORS.

WEST BENGAL ADMINISTRATIVE TRIBUNAL