

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 419 OF 2024

UNTISHWAR KISKU - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No.	For the Applicant	:	Mrs. Sunita Agarwal,
and			Learned Advocate
Date of			
order	For the State Respondents	:	Mr. Manujendra Narayan Roy,
			Learned Advocate

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07.08.2025

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.

The prayer in this application is for a direction to the respondent authorities to give an employment to the applicant under compassionate ground.

The father of the applicant, Bhutnath Kisku, while working as a Field Labour, died on 22.10.1993. As per the learned advocate for the applicant, soon after the death of the employee, the widow submitted a plain paper application for compassionate employment on 31.03.1994. The applicant, Untishwar Kisku, son of one Ananda Kisku, was adopted son of the government employee. At the time of death of the deceased employee, the applicant was a minor of 11 years, 9 months and 12 days. After attaining majority, the applicant also submitted an application on 18.07.2000. The proforma application does not bear any date, seal or signature of the recipient.

Having heard the submissions of the learned counsels and on perusal of the records in this application, the fact that the applicant was a minor at the time of death of the government employee, is an accepted fact. The applicant submitted his application after more than six years. For compassionate employment, the applicant should be eligible and suitable for the post in all respects under the provisions of the relevant recruitment rules. Thus, it can be safely concluded that the applicant, being a minor, was not suitable for an appointment under the Rules. Thus, finding no merit in this application, it is disposed of without passing any orders.

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

SCN.