

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 – 565 of 2022

Md. Imran Khan - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mr. S.N. Ray, Advocate
<u>4</u> 02.12.2022	For the Respondents	: Mr. G.P. Banerjee, 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 counsels for the contesting parties, the case is taken up for consideration sitting singly.

In this application, Mr. S.N. Ray, appearing on behalf of the applicant, submits that although the Tribunal in its last order dated 08.06.2022 set aside the reasoned order of the applicant with a direction to consider and dispose of the matter afresh, however, the respondent has again rejected the application for compassionate employment on the same grounds as in the first order which was set aside by the Tribunal. Mr. Ray submits that this impugned order should also be set aside with a direction to offer compassionate employment to the applicant.

Mr. G.P. Banerjee, appearing on behalf of the respondent, submits that this matter has no locus standi, devoid of any merit and completely outside the ambit of compassionate employment Rules. Therefore, it should be dismissed.

ORDER SHEET

Form No.

Md. Imran Khan

Case No. **OA – 565 of 2022**

Vs.

THE STATE OF WEST BENGAL & ORS.

Mr. Ray prays for time so that on the next date he will furnish relevant judgement of the Apex Court in this regard.

Let the matter appear on 10.04.2023 under the heading 'Admission Hearing'.

SAYEED AHMED BABA
OFFICIATING CHAIRPERSON & MEMBER(A)

A.K.P