

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-713 of 2022

Prosenjit Mukherjee -- VERSUS – The State of West Bengal & Ors.

Serial No.
and
Date of order
05
07.08.2024

For the Applicant : Mr. M.A. Sardar,
Mr. S. Haque,
Ld. Advocates.
For the State Respondent : Mr. G.P. Banerjee,
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.

This application has been filed praying for setting aside the impugned Memo. No. 2921 dated 19.09.2019. By this impugned Memo., the respondent authority had observed that since the employee had retired prematurely and since he had not exhausted all his leave, therefore, the prayer for compassionate employment is not admissible. The Tribunal after examination of the documents in this application has asked the learned counsel for the applicant, the reason for the delay in filing this application challenging a memo. which was issued on 19.09.2019. Mr. Sardar, learned counsel submits that an earlier application which was filed before this Tribunal being OA 288 of 2020, the Tribunal had allowed it to be withdrawn with liberty to file afresh. Since copy of such order of the Tribunal is not in the application, Mr. Sardar has agreed to present such a copy before the Tribunal. Let such copy be filed before the Tribunal and copy be served upon the other side.

Let the matter appear under the heading “**Hearing**” on **20.11.2024**.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

CSM/SS