

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble SAYEED AHMED BABA, Member (A)

Case No. – OA-1002 of 2016

Serial No. and Date of order	Sheela Chottoraj & Anr. For the Applicant	: Mr. A. Mukherjee, Mr. G.P. Banerjee, Learned Advocates.
<u>23</u> 16.09.2022	For the State Respondents	: Mrs. S. Agarwal, Learned Advocate.

In this application the prayer is for a direction to the respondents to grant employment on compassionate ground in favour of either of the applicants, preferably to applicant No. 2 the son of the applicant of the deceased employee.

It appears from the record that at first the widow Sheela Chottoraj had applied for compassionate employment on 18.02.2009 for herself. Later on 11.04.2014, the son also prayed in a proforma application before the respondents requesting compassionate employment for himself. The respondent took up the application of the widow and rejected the same on the ground that the application was made at a belated stage i.e. three years after the death of the deceased employee. Submission of Mr. Banerjee is that the respondent did not consider the application of the other application, i.e. the son who had also applied for the compassionate employment.

Mr. Banerjee submits that the mother of the applicant had clearly mentioned in writing on 02.01.2014, that in place of her, the application of her son, the present applicant No. 2 may be accommodated.

Thereafter, on 11.04.2014, the son submitted before

the respondent proforma the application for compassionate employment for himself. Submission is that the respondent may be directed to consider the application of the son which was submitted on 11.04.2014.

Mrs. Agarwal submits that in the prayer the applicant has prayed for employment assistance either of the applicants which are not acceptable in the light of Notification No. 251-Emp dated 03.12.2013. Further submission is that the applicant has never challenged the impugned order dated 24.08.2016 for setting aside the order.

After hearing both the learned advocates, the matter is disposed of by directing the Respondent No. 1, Principal Secretary, Civil Defence Department to consider the application for compassionate employment submitted by the applicant Chandra Kanta Chottoraj within a period of twelve weeks as per law and communicate his decision to the applicant within a period of two weeks thereafter. Accordingly, OA is disposed of.

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SAYEED AHMED BABA
MEMBER (A)