

ORDER SHEET

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 1006 OF 2017

NILRATAN BARMAN - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. For the Applicant : Mrs. Sunita Agarwal,
and Advocate
Date of For the State Respondents : Mr. Sankha Ghosh,
order Advocate
8
22.03.2023

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.

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

Prayer in this application is for compassionate employment.

In compliance to the Tribunal's order in O.A. 643 of 2016, the respondent passed a reasoned order on 06.06.2017. After considering the application, the respondent was of the opinion that the applicant had not submitted the application within the timeline as stipulated in Notification No. 251-Emp and 26-Emp, issued by the Labour Department.

Earlier in O.A. 1006 of 2017 the matter was heard by the Tribunal and disposed of without orders after finding that the applicant failed to satisfy that he had submitted the application for compassionate employment within the notified timeline. It also observed that the applicant did not enclose any documents to prove his claim.

Aggrieved by the Tribunal's order, the applicant filed a review petition which was also dismissed by the Tribunal on 14.02.2020. Thereafter, the applicant approached the High Court which, after consideration, set aside both the orders of the Tribunal dated 08.07.2019 and 14.02.2020 with a direction to hear the matter afresh after allowing the petitioner to place the letter dated 30.12.2002 by an

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affidavit. Such an affidavit has been filed by the applicant.

Let the matter appear under the heading "Further Hearing" on 27.07.2023.

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

SCN.

WEST BENGAL ADMINISTRATIVE TRIBUNAL