

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Mrs. Urmita Datta (Sen), Member(J).

Case No. – OA 116 of 2021

Srimanta Khan - **VERSUS** - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order For the Applicant :Mr. M.N. Roy, Ld. Adv.
For the Respondent No : Mrs. S. Agarwal, Ld. Adv.

02
17.03.2021

The matter is taken up by the Single Bench pursuant to the Notification No. 949-WBAT/2J-15/2016 dated 24th December, 2020, issued in exercise of the powers conferred under sub section (6) of Section 5 of the Administrative Tribunals Act, 1985.

Affidavit of service filed by the applicant be kept on record.

The instant application has been filed praying for a direction upon the respondents to take final decision with regard to the compassionate appointment of the applicant. As per the applicant, the Director of Health Services vide order dated 20.12.2017 had observed that the applicant was found to be eligible for compassionate appointment subject to fulfilment of other criteria as per rules. However, till date no final decision or order for appointment of compassionate appointment has been received by the applicant. Therefore, the counsel for the applicant as fairly submitted that it would suffice his purpose if the Principal Secretary, Department of Health & Family Welfare would be directed to take final decision and to communicate the same within the stipulated period of time. The counsel for the respondents has no objection to such proposition if no decision has been communicated to the applicant in the meantime.

Heard the parties.

In view of the above, the Principal Secretary, Department of Health & Family Welfare is directed to take final decision and communicate the same to the applicant by way of reasoned and speaking order within a period of 8

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weeks from the date of receipt of the order.

Accordingly, **OA is disposed of** with no order as to cost.

Parties are directed to act upon the Website copy of the order.

HS

Mrs. URMITA DATTA (SEN)
MEMBER (J)