

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

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

**Case No. – OA-117 of 2022**

**Mukta Roy VERSUS – The State of West Bengal & Ors..**

Serial No. and  
Date of order

For the Applicant : Mrs. S. Agarwal,  
Learned Advocate.

08  
21.09.2022

For the State  
Respondents : Mr. S.Ghosh,  
Learned Advocate

In this application the prayer is for directing the respondents to grant compensate allowance to the widow of the dismissed employee. It appears that the employee was dismissed by the respondents after due procedures.

Mrs. Agarwal submits that although there is no provision for pension for a dismissed employee, but considering the distress of the family especially the widow the compassionate allowance may be provided under Rule 12 (3) of D.C.R.B. Rules, 1971.

It appears that on 08.04.2021 the D.I.G. (P & W) had submitted a letter to the Assistant Secretary, Home & Hill Affairs Department requesting for instructions in connection with the grant of compassionate allowance in favour of the widow.

On 06.07.2022, the West Bengal Police Directorate had forwarded the case of the applicant to the Superintendent of Police, Paschim Midnapore to take necessary action as per guidelines.

Mrs. Agarwal submits that considering the hardship of the widow the respondents may be directed to consider her case for release of compassionate allowance under Rule 12 (3) of D.C.R.B. Rules, 1971.

Mr. Ghosh submits that compassionate allowance as mentioned in D.C.R.B. Rules, 1971 is not applicable in this case.

Having heard both the learned advocates, the matter is disposed of by directing the Addl. Chief Secretary, Home & Hill Affairs Department to consider the representation appearing at page 17 by the applicant for grant of compassionate allowance which is the discretion of the respondent authority under Rule 12 (3) of D.C.R.B. Rules, 1971 within a period of 16 (sixteen) weeks from the date of this order and communicate the reasoned order to the applicant within a period of two weeks thereafter.

Accordingly, OA is disposed of.

SAYEED AHMED BABA  
MEMBER (A)