

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

The Hon'ble Sayeed Ahmed Baba, Member (A)

**Case No. OA – 132 of 2020**

**Soumen Dinda & Others - VERSUS - The State of West Bengal and Others**

Serial No. and Date of order <u>5</u> 20.12.2021	For the Applicants	: Sk. R. Alam, Mr. P. Guria, Advocates
	For the State Respondents	: Mrs. S. Agarwal, Advocate

The instant application has been filed praying for a direction upon the respondents to appoint the applicant before he attained the age of 50 years.

During the course of the hearing, the counsel for the respondent has drawn our attention to the reasoned order, whereby the case of the applicant was found eligible for the appointment of compassionate appointment subject to the satisfactory fulfilment of other Rules and formalities by the applicant. However, the counsel for the respondent has further submitted that the appointment is subject to the availability of the vacancy vis-a-vis the status of the applicant in the panel. Therefore, the applicant at present cannot claim for a specific direction of appointment.

Heard both the parties and perused the record.

It is noted that the applicant has already been found eligible for compassionate appointment. Since the appointment is subject to the availability of the vacancy vis-a-vis the status of the applicant for the waiting list, therefore, there is no scope of direction to the respondent at present. The applicant may be appointed as per the available vacancy. Accordingly, the O.A. is disposed of with no order as to cost.

Since for circumstances beyond control, the Registry is unable to furnish

**ORDER SHEET**

Form No.

**Soumen Dinda & Others**

Case No. **OA – 132 of 2020**

**Vs.**

**THE STATE OF WEST BENGAL & ORS.**

plain copies of this order to the learned advocates for the parties, the Registry is directed to upload this order on the website of the Tribunal forthwith and parties are directed to act on the copies of the order downloaded from the website.

SAYEED AHMED BABA  
MEMBER(A)

URMITA DATTA (SEN)  
MEMBER (J)

A.K.P.