

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 181 OF 2024**

RAMANI ROY - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

02
21.08.2024

For the Applicant : Mr.Sankha .Ghosh
Advocate
For the State respondents : Mr.Soumendra Narayan Ray
Advocate

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 contesting parties, the case is taken up for consideration sitting singly.

Mr.Ghosh, learned counsel presents a copy of Memo. No. 695 dated 14.08.2024 by the Assistant Director and Joint Director of Sericulture (I/C) North Zone, Siliguri having forwarded the proposal of died-in-harness case of the applicant to the Commissioner, Directorate of Sericulture. Mr.Ghosh points out that in this proposal, the date of submission of plain paper application by the applicant has been shown as 01.12.2017 and 15.02.2023, ignoring the fact that such a plain paper application furnished earlier was received by the Field Assistant, Ambari Falakata Sericulture Project, Manuaganj, Jalpaiguri on 09.06.2009. Further argument is that based on such application, the Deputy Director, Jalpaiguri by Memo. No. 1270 dated 15.10.2015 had informed the Unit In-charge regarding visit of the Enquiry Committee to meet the family members of the deceased employee. Similarly, Mr.Ghosh also draws attention to copy of the proforma application and suggests that the applicant had furnished the proforma application which was authenticated by the Officer In-charge, Ambari Falakata Sericulture Project, Jalpaiguri on 09.03.2011. Submission is that the respondent

ORDER SHEET

Form No.

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authorities may be directed to take this fact into consideration while examining the proposal of the applicant.

The Tribunal is satisfied with the submission of Mr.Ghosh that the applicant had furnished both plain paper application and the proforma application before the respondent authorities on dates as noted above. The respondent No. 3, the Commissioner of Textiles and Sericulture is advised to examine also the plain paper application submitted by the applicant on 09.06.2009 and the proforma application submitted on 09.03.2011 and take the final decision as per the norms laid down in the Scheme for compassionate employment. The application is disposed of.

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

BLR