

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 196 OF 2024

ANJU BISWAS - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

05
30.01.2025

For the Applicant : Mr.Manujendra Narayan Roy
Mr.A.Majhi
Advocates

For the State Respondents : Mr.Goutam Pathak Banerjee
Mr.Debabrata Koley
Advocates

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.

The applicant has filed this application praying for a direction to the respondent authorities to grant compassionate employment. The prayer also is for directing the respondent authorities to take decision in pursuance of memo. No. CMOH/How/Estt/94/1(7) dated 09.01.2024 issued by the Chief Medical Officer of Health, Howrah.

In the earlier round of litigation, this Tribunal in OA-312 of 2022 by an order dated 13.07.2022 had directed the Chief Medical Officer of Health, Howrah to consider the prayer of the applicant for appointment under compassionate ground in light of the new rule relating to married daughters. As submitted and as evident from memo. No. 94 dated 09.01.2024, the Chief Medical Officer of Health, Howrah submitted a hearing report to the Director of Health Services. Submission on behalf of the applicant is that although more than a year has passed, but the Director of Health Services has not considered the prayer of the

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applicant and the correspondence of the CMOH.

Having considered the facts and circumstances of this case, the respondent No. 2, the Director of Health Services is directed to examine the prayer of the applicant for appointment on compassionate ground claiming to be the daughter of the deceased employee, Sudhansu Biswas, G.D.A., Udaynarayanpur State General Hospital and take a final decision by passing a reasoned order within a period of three months from the date of communication of this order and communicate the decision to the applicant within two weeks thereof. The applicant side is directed to communicate today's order along with a copy of this Tribunal's order dated 13.07.2022 in OA-312 of 2022. The application is disposed of.

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

BLR