

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. – OA 196 of 2023

Monojit Kamila -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and
Date of order

04
08.01.2024

For the Applicant	: Mr. S.C. Atha, Ld. Advocate.
For the State respondent	: Ms. R. Sarkar, Mr. S. Debray, Mrs. A. Bhattacharya, Ld. Depttl. Reps.
For the Private Respondent	: Ms. P. Banerjee, Ld. 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.

Liberty is given to correct the cause-title in both the applications during the course of the day.

This matter is taken up along with OA 453 of 2023 analogously.

In OA 196 of 2023, the applicant being the brother of the deceased employee, Subhajit Kamila has prayed for a direction to the respondent authorities to offer an employment under compassionate ground. Being the brother and taking care of the aged parents, this younger brother promises to look after the parents if one such an employment is offered to him.

In the analogous matter being OA 453 of 2023, Piu Kamila Mandal being the widow of the deceased employee Subhajit Kamila has also prayed for an employment under compassionate ground. From the records, it appears that the deceased employee Subhajit Kamila served as a Group-D in the department for only around three (03) years and unfortunately committed suicide. An FIR was lodged in the appropriate Court by the mother of the deceased employee against the widow Piu Kamila Mandal for abatement to such suicide of their son. The case is yet to be closed till date. It appears that both the Subhajit Kamila and Piu Kamila Mandal, though being newly married could not sustain their marital life happily. They were living separately and the wife had filed a case against the husband U/s 125 of CRPC.

Form No.

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Vs.

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After hearing the submissions of the learned counsels and after considering the facts and circumstances of the case, it is the direction of this Tribunal to Respondent No. 1, Secretary of Land & Land Reforms Department and Land Reforms Commissioner to consider their applications for compassionate employment submitted before them as per Rule and pass a reasoned order regarding their eligibility for such employment within a period of four (04) months from the date of communication of this order and communicate the same to the applicants within a period of two (02) weeks thereafter.

Accordingly, this application is **disposed of**.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

CSM/HS