

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 198 of 2023**

KAKALI DUTTA SARKAR & ANOTHER - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

For the Applicants : Mrs.Sonali Mitra
Advocate

03
11.07.2023

For the State respondents : Mr.Shaon Bhattacharyya
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.

The prayer in this application is for setting aside the impugned order of the respondent passed on 30.11.2022 rejecting the application for appointment under compassionate ground. Submission of Mrs.S.Mitra, learned counsel for the applicant is that the impugned rejection order does not cite any reasons whatsoever for rejection of the application. Such rejection without giving any reasons is non est in the eye of law and not sustainable. Attention is also drawn to another correspondence No. 4436 dated 30.11.2022 in which the Director of Animal Husbandry and Veterinary Services has informed the Deputy Director of such rejection. In this correspondence also no reason has been given as to why the application for compassionate appointment was rejected by the respondent authorities.

Heard the learned counsels. The matter is admitted.

Mr.S.Bhattacharya, learned counsel for the State respondents prays for accommodation to take instructions and submit the facts before

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the Tribunal on the next date.

Let the matter appear under the heading 'Hearing' on 16th October, 2023. Reply, rejoinder, if any, in the meantime.

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

BLR