

**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- 246 of 2018**

**Avishek Sarkar VERSUS – The State of West Bengal & Ors..**

Serial No. and Date of order For the Applicant : Mr. U. Betal,  
Mr. S. Bhattacharjee,  
Learned Advocates.

19  
03.05.2023 For the State Respondents : Mr. S.N. Ray,  
Learned 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 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

On consent of 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 passed by the respondent authority on 04.12.2015 rejecting the prayer for compassionate employment on three grounds :-

- i) Lack of requisite qualification.
- ii) Not applying in the prescribed proforma.
- iii) No such provision for compassionate employment for employees retiring voluntarily as stipulated in Memo No. 6620-F dated 20.08.1981 read with 1833-F(P) dated 01.03.2013.

Heard in part the submission of Mr. Betal, learned counsel for the applicant.

Let the matter be listed for Further Hearing on

**31.08.2023.**

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SAYEED AHMED BABA  
OFFICIATING CHAIRPERSON & MEMBER(A)