

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 261 OF 2024

MRITUNJOY SARDAR - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	:	Mr. A.K. Sarkar, Learned Advocate
	For the Respondents	:	Mr. Sankha Ghosh, Learned Advocate
<u>4</u> 19.03.2025			

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.

The prayer in this application is for a direction to the respondent authorities to consider the applicant for an employment under compassionate ground.

The father of the applicant, Hare Krishna Sardar, an Assistant Operator (R.L.I.) under the Block Development Officer, Haroa Development Block, District North 24 Parganas died on 26.04.2002. After death of his father, the applicant prayed before the respondent authorities for an employment under compassionate ground. In the records it is seen that the Superintending Engineer (Agri. – Mech.), Burdwan (Agri.-Mech.) Circle, Burdwan, by his memo No. 230 dated 10.04.2017, had advised the applicant to appear before the Selection Committee. Submission of Mr. Sarkar, learned counsel is that, as advised, the applicant appeared before such a Committee with all the relevant documents, but, despite passing of seven years, the respondent authority has not taken any decision in this matter.

The Tribunal observes that this memo has given a wrong nomenclature as the “*Selection Committee*” instead of Screening-cum-Enquiring Committee.

Mr. Ghosh, learned counsel representing the State side presents a copy of memo No.4968 dated 05.12.2023 and submits that as evident, the proposal for appointment on compassionate ground in respect of this applicant has been submitted before the Principal Secretary of the Department. Under this memo, the Principal Secretary has been requested to intimate the present status of the case.

From the submissions of the learned counsels and the records, it is very clear that an interview was taken way back in the year 2017 and a proposal was submitted before the Principal Secretary by the Superintending Engineer, (Agri. – Mech.), Burdwan (Agri.-Mech.) Circle, Purba Burdwan to the Director of Personnel and Ex-Officio Chief Engineer on

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24.11.2023. It appears that the Principal Secretary is yet to take a final decision in this matter.

Given the above facts and circumstances, the Tribunal disposes of this application by directing the respondent No.2(i) the Principal Secretary, Water Resources Investigation and Development Department to examine the proposal pending before him for an employment under compassionate ground for this applicant and take a final decision as per the Rules within a reasonable period of time, preferably within four months from the date of communication of this order. A copy of the final decision in this matter be communicated to the applicant within two weeks thereof.

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

SCN.

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