

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 284 OF 2024

SUBHRAJYOTI SAHA - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. For the Applicant : Mr. Arif Ali,
and Advocate

Date of order For the State Respondents : Mrs. Sunita Agarwal,
Advocate

1
18.06.2024

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.

Let affidavit of service filed be kept on record.

The prayer in this application is for a direction to the respondent authorities for setting aside the impugned order of rejection dated 3rd September, 2021 and grant appointment to the applicant under compassionate ground.

By this impugned memo the respondent authority regretted the prayer of the applicant for employment under compassionate ground. The respondent authority observed that the provisions of the notification No. 251-Emp dated 03.12.2013 read with notification No. 26-Emp dated 01.03.2016 of the Labour Department was not covered. Admission of this application is opposed by Mrs. Agarwal, learned counsel appearing for the State respondents on the ground that this application challenging the impugned memo dated 3rd September, 2021 is barred by limitation under Section 20 of the Administrative Tribunal's Act. Mr. Arif Ali, learned counsel disagrees and refers to copies of several representations filed after such impugned memo was passed requesting review of the decision. Mrs. Agarwal prays for accommodation to check with the office of the respondents whether such representations were filed and received by the office of the respondent or not.

Let such update be filed before this Tribunal on the next date. Let the matter appear under the heading "Admission Hearing" on 12.09.2024.

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

SCN.