

**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 289 OF 2025**

**INDRAJIT MANDAL - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. and  
Date of order

03  
28.08.2025

For the Applicant : Mr.Sankha Ghosh  
Ms. Subarna Das  
Advocates

For the State respondents : Mr. Shaon Bhattacharya  
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 the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

The applicant has filed this application praying for setting aside the impugned order No. 12013 dated 11.11.2024. By this order, Department of Agriculture regretted the prayer of the applicant for appointment under compassionate ground given the reason that the proforma application was submitted belatedly.

The copy of the proforma application enclosed in this application appears to have been signed by one Chittaranjan Sarkar, a Field Assistant, although the seal is not clearly visible. However, a copy of the report by the Three Men Committee endorsed by the Deputy Director, Jalpaiguri on 03.07.2024 at paragraph 2 of the comments of the Committee states the following:

*“The First Proforma Application is prepared in due time and authenticated duly by the concerned staff-Sri Chittaranjan Sarkar, Ex-FA as*

Form No.

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**THE STATE OF WEST BENGAL & ORS.**

*declared.”*

Mr.S.Ghosh, learned counsel emphasises the importance of this statement and disagrees with the respondent authorities that the proforma application was not submitted on time. Mr.S.Bhattacharjee, learned counsel appearing on behalf of the State respondents does not disagree and contest that the proforma application was not submitted on time.

From the above submissions and examination of the records, this Tribunal doubts whether the ground of delayed submission of the proforma application is tenable or not. The statement of the Three Men Committee records very clearly that the proforma application was prepared in due time. The copy of the applicant's letter before the Deputy Director on 29.05.2024 also convinces the Tribunal that the proforma application was submitted on time. From the letter of the applicant dated 29.05.2024 it can be assumed that the proforma application was submitted by the applicant within the permissible time. This Tribunal is satisfied that the ground of delayed submission of proforma application relied by the respondent authorities in rejecting the prayer is incorrect and therefore, not tenable. Therefore, the impugned Memo. 3158 dated 11.11.2024 is set aside with a further direction to the respondent No. 3, the Commissioner of Textiles & Sericulture to reconsider the entire matter and pass a reasoned and speaking order in the light of the above observation of this Tribunal within three months from the date of communication of this order. The order be communicated to the applicant within 2 (two) weeks thereafter.

The application is disposed of.

BLR

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