

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 2023

Sri Indrajit Mondal. - Versus - The State of West Bengal & Others.

Serial No. and Date of order	For the Applicant	: Mrs. S. Agarwal, Advocate.
<u>02</u> 23.08.2023.	For the State Respondents	: Mr. M. N. Roy, 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 directing the respondent authorities to consider the application for appointment under compassionate ground. The applicant's father, Dhaneswar Mondal was an employee as a Pump Operator under the Department of Agriculture. After the death of his father on 15.06.2009, the applicant's mother submitted a plain paper application on 20.07.2009 seeking a compassionate appointment for her son, the present applicant.

Submission of Mrs. S. Agarwal, learned counsel is that in the year 2015, the applicant himself submitted the proforma application before the respondent authorities. Despite a certificate of legal heir issued by the District Magistrate and Collector, Jalpaiguri on 21.09.2022, the authority are still sitting tight over the proposal and not considering it.

Appearing on behalf of the respondent authorities, Mr. M. N. Roy, learned counsel submits that if a direction is given to the respondent no. 2 (iii), the proposal will be considered as per Rule.

Having heard the submissions of the learned counsels, this application is disposed of by directing the respondent no. 2 (iii) – the

ORDER SHEET

Form No.

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Vs.

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Commissioner, Directorate of Textile, Department of Agriculture to consider and pass a speaking and reasoned order on the application of the applicant for appointment under compassionate ground within three months from the date of communication of this order. The Commissioner shall also communicate the reasoned order to the applicant within two weeks from the date of passing of such speaking order.

Accordingly, the application is disposed of.

(SAYEED AHMED BABA)
Officiating Chairperson and Member (A)

SM