

ORDER SHEET

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 294 of 2019

Bidu Bhusan Hansda -- VERSUS – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Ms. S. Sarkar, Ld. Advocate

For the State respondent : Mr. M.N. Roy, Ld. Advocate.

17
06.10.2023

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 setting aside the order passed by the Secretary, Agriculture Department on 11.12.2018. This impugned order was passed by the Secretary, Department of Agriculture on 11th December, 2018 in terms of the Tribunal's order in OA 101 of 2017.

After considering various aspects, the respondent relying on 30-EMP, 251-EMP and 26-EMP found the applicant is not eligible for employment on compassionate ground due to delayed application. Thus, this application has been filed challenging this reason for rejection of the applicant's prayer for compassionate employment.

The applicant's father working as Resham Karmi had died in harness on 22nd January, 2009. Thereafter, the plain paper application was submitted before the Extension Officer, Sericulture Complex, Satyadhi on 3rd November, 2016.

Reason as cited by the respondent authority as belated application is confirmed by the documents presented before this Tribunal.

Disagreeing with the decision of the respondent authority rejecting the application for employment under compassionate, a copy of plain paper application dated 16.02.2010 has been filed by Ms. Sarkar. But on examination of this paper, the Tribunal is not satisfied that it was received by the respondent authorities, since, there is neither any signature nor seal of the respondent authorities.

In view of the above observations, this application is **disposed of** without any orders.

CSM/HS

SAYEED AHMED BABA
Officiating Chairperson & Member (A)