

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 359 of 2022

Moumita Bhattacharya - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

07
05.10.2023

For the Applicant : Mrs. S. Agarwal,
Learned Advocate.
For the State Respondents : Mr. S. Ghosh,
Learned 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.

This application was filed challenging the decision of the respondent authorities rejecting the prayer for employment under compassionate ground. It was submitted on behalf of the applicant that the rejection order passed on 15.01.2018, did not cite any reason for such rejection.

Since no copy of the impugned order was with the applicant, today, Mr. Ghosh serves such a copy of the impugned order to the applicant. A copy has been filed in this application also.

After examination of the impugned order dated 15.01.2018, the Tribunal is satisfied that the respondent while rejecting the prayer had given the reasons in detail before rejecting such claim. It appears from the impugned order that the applicant was involved in a criminal case involving the death of the husband, the deceased employee. Though, by

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an order of the Learned All. District and Sessions Judge, Barrackpore, the applicant has been acquitted, but it appears that the respondent authorities were not satisfied offering such an employment to a person who was earlier involved in a criminal case relating to the death of her husband.

Since the respondent authority has passed a reasoned order and such reasoned order stated the reasons for such rejection, the Tribunal finds this application is not maintainable.

Accordingly, this application is disposed of without any orders.

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

SC