

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 378 of 2023

Samir Saha - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

02
04.10.2023

For the Applicant : Mr. G. Halder,
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.

The applicant has prayed for setting aside the impugned order passed by the respondent dated 28.02.2023. In this impugned order, after showing in detail the family income the conclusion is that it exceeds 90% of the gross salary earned by the deceased employee. Thus, the prayer for compassionate employment was rejected on this ground. To prove that such calculations are wrong and cannot be sustained, Mr. Halder prays for liberty to file a supplementary application giving details of income and also prove that the family income does not exceeds more than 90% of the gross salary earned by the deceased employee.

The matter is admitted.

Let such a supplementary application be filed on the next date.

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Form No.

Samir Saha

Vs.

Case No **OA 378 of 2023**

THE STATE OF WEST BENGAL & OTHERS.

Let the matter appear under the heading Admission Hearing on
15.02.2024.

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

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