

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present : **HON'BLE JUSTICE SOUMITRA PAL,** **HON'BLE CHAIRMAN.**

Case No. – OA 439 of 2022.

SRI SURAJ BASFORE-Versus- THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mr. G. Halder, Advocate.
<u>3</u> 17.8.2022	For the State Respondents	: Mr. D. Koley, Advocate.

The matter is taken up by the single Bench pursuant to the order contained in the Notification No. 496-WBAT/1E-08/2003 (Pt.-II) dated 4th August, 2022 issued in exercise of the powers conferred under section 6 (5) of the Administrative Tribunals Act, 1985.

It appears from the order dated 2nd August, 2022 passed by the learned Registrar that Mr. D.Koley, learned advocate had appeared on behalf of the State respondents. Today also he appears on behalf of the said respondents. The Legal Remembrancer, West Bengal is directed to regularise the appointment of Mr. Koley.

In the application Suraj Basfore, the applicant, has prayed for certain reliefs, the relevant portion of which is as under :-

“...i) To pass an order by directing the Panchayat and Rural Development Department to consider the prayer for the applicant to give appointment to the applicant on compassionate grounds.

ii) To pass an order directing upon the respondents to consider that the pension amount getting by the matter is not sufficient to maintain the family of four members of the applicant.

iii) To consider the case of the petitioner for appointment under compassionate ground by giving opportunity of hearing to the petitioner.....”.

It appears Atul Basfore, the father of the applicant while working under the department of Panchayat and Rural Development, Kalyani as Group D staff, expired on 2nd May, 2001 leaving behind the applicant, his mother, one brother and two sisters. It appears that after the death of the father

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of the applicant, the mother of the applicant, who was an ex-employee of a school made an application for appointment on compassionate ground. Subsequently the applicant had filed an application for compassionate appointment as evident from the memo dated 25th June, 2014 issued by the State Public Information Officer, SIPRD, Kalyani, Nadia, West Bengal under the Right to Information Act, 2005 and the matter regarding appointment of the applicant on compassionate ground is pending before the Principal Secretary, Panchayat and Rural Development, Government of West Bengal, - the respondent no. 2(b).

It is submitted by Mr. G. Halder, learned advocate for the applicant that direction may be issued on the said respondent no. 2(b) to take a decision regarding appointment of the applicant on compassionate ground at the earliest.

Mr. Koley, learned advocate for the State respondents submits, if directed, the said respondent shall take a decision at the earliest.

Having heard the learned advocates for the parties and considering the facts and circumstances of the case since the application of the applicant is pending, the application is disposed of by directing the Principal Secretary, Panchayat and Rural Development Department, - the respondent no. 2(b) to pass a reasoned order, if not already passed, regarding appointment of the applicant on compassionate ground within fifteen weeks from the date of presentation of a copy of this order downloaded from the website of the Tribunal after giving an opportunity of hearing.

Skg.

(SOUMITRA PAL)
CHAIRMAN.

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