

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble SAYEED AHMED BABA, Member (A)

Case No. – OA-471 of 2022

Serial No. and Date of order	Md. Selim Sekh For the Applicant	: Mrs. S. Agarwal, Learned Advocate.
<u>03</u> 13.09.2022	For the State Respondents	: Mr. S. N. Roy, Mr. S.K. Mondal, Learned Advocates.
	For the Pr. A.G.W.B.	Mr. B. Mitra,

In this matter, the application for compassionate employment was considered by the respondent with the following order :-

“As per Serial No. 6 Note C of Labour Deptt's Notification No. 251-Emp dated 03.12.2013, the candidate is not eligible for the purpose of getting appointment and hence it will be better if his mother or his brother be applied for the said appointment.”

It appears from the record that the applicant was a minor within the six months from the death of his deceased father, therefore, the respondent advised the applicant's mother or his brother to apply. However, the applicant insisted on him being the sole applicant for compassionate employment and submitted another such application to the B.D.O., Lalgola, Murshidabad on 09.12.2021. Mrs. Agarwal prays for a direction to the respondent to dispose of this application by passing a reasoned and speaking order at the earliest.

Learned advocate for the state also points out that plain paper application appear in page no. 14 in which the applicant's

wife of the deceased employee has mentioned lack of consensus in the family regarding who should be the beneficiary of compassionate employment.

After hearing learned advocates of both the sides, the application is disposed of by directing B.D.O., Lalgola, Murshidabad to issue a reasoned and speaking order after granting personal hearing of the applicants as per law within a period of twelve weeks and the same should be communicated to the applicant within a period of two weeks thereafter. Accordingly, OA is disposed of.

SAYEED AHMED BABA
MEMBER (A)