

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 50 of 2024

Mithu Dai - Vs - The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant

:

Mr. S. Bhattacharjee,
Learned Advocate.

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04.03.2024

For the State Respondents

None.

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.

Affidavit of service filed, be kept with the record.

The prayer in this application is for a direction to set aside the Memo 923 dated 11.04.2023. In terms of a direction of this Tribunal in OA-783 OF 2021, the Principal Secretary passed a reasoned order and after considering the facts of the case directed the Commissioner of Textiles and Sericulture to re-submit the complete proposal in terms of Labour Department and Finance Department Notifications for employment under compassionate ground. The reasoned order also reveals that the Commissioner of Textiles and Sericulture as well the applicant were heard by the Principal Secretary and further hearing will also be held after re-submission of the proposal. It is not understood by the Tribunal, when it is clear that as per the direction of the Tribunal, the Principal Secretary is hearing the matter and considering the proposal for compassionate employment, this particular reasoned order be set aside? The Tribunal finds that such prayer is preposterous and irrelevant. And, therefore, not admissible.

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Case No **OA 50 of 2024**

THE STATE OF WEST BENGAL & OTHERS.

Let the Principal Secretary, in terms of Tribunal's earlier direction, complete the examination of records and pass a final order.

Accordingly, the application is disposed of.

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

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