WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – <u>OA 513 of 2022</u>

Soumita Ghosh -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and Date of order		
	For the Applicant	: Mr. Sabyasachi Roy, Ld. Advocate.
	For the State respondent	: Mr. S. Ghosh, Ld. Advocate.
<u>06</u> 22.01.2024	For the Pvt. Respondent No. 5	: Mr. A. Mitra, Ld. 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.

Mr. Roy, learned counsel for the applicant as per direction in the last order files a copy of judgment of Hon'ble High Court at Calcutta in WPST 122 of 2013. Let the copy of the same kept on record. By filing this copy of the judgment, Mr. Roy draws attention to para 3, 8 and 11 of the judgment and submits that the applicant though being a married woman was entirely dependent on the income of the father even at the time of his death.

Mr. Ghosh, learned counsel for the State respondents submits that this judgement is not relevant in this application. Earlier, her brother Amitava Ghosh had applied for such an employment which was not accepted by the respondent authority. This order of rejection was also not challenged by the respondent no.5 in any court of law.

Mr. Mitra, learned counsel appearing for respondent no. 5 opposes admission of this application as well as consideration of her claim for compassionate employment. Further, the respondent no. 5, being the brother of the applicant has not issued any NOC to this applicant for her claim for such an employment.

Order reserved.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

CSM/SS