

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. – OA 527 of 2017

Smt. Debarati Lahiri -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mr. M. Bhattacharyya,
Mr. N.C. Dey,
Learned Advocates.

18
14.11.2022

For the State respondent : Mr. S.K. Mondal,
Learned Advocate.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 536-WBAT/2J-15/2016 dated 26th August, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

In this application, the prayer is for setting aside the impugned order of the respondent appearing at page 25. The applicant had applied for compassionate employment after the death of her mother who died as an Auxilliary Nurse & Midwife (A.N.M.) on 03.10.2010. After enquiry and processing of the application, the respondent rejected the prayer for compassionate employment on the ground that the applicant does not fulfil the financial condition laid down in the rules governing compassionate employment. It was also mentioned that the father of the applicant was a government employee at the time of the death of his mother, the deceased employee.

Mr. Mondal appearing on behalf of the State respondent refers to the reply of the respondent in which, it is seen that the family is receiving two different pensions, the pension of the father as a retired employee and also the family pension of the deceased employee, the mother. Therefore, as per the respondent, the family of the deceased employee has sufficient financial capacity to sustain them and therefore the compassionate employment is not considered for the applicant.

Mr. Bhattacharyya prays for an adjournment so that by the next date, he will take instructions and submit further.

Let the matter appear under the heading “**Hearing**” on
02.03.2023.

CSM

SAYEED AHMED BABA
MEMBER (A)