

**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 535 OF 2023**

**TANDRA DEY BHOWMIK - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No.

and

Date of  
order

For the Applicant

:

Ms. A. Shaw,  
Advocate

2

For the State Respondents

:

Mr. Debabrata Kole,  
Advocate

13.03.2024

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 23<sup>rd</sup> 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 parties, the case is taken up for consideration sitting singly.

The application for employment on compassionate ground was rejected primarily on the ground that the total monthly income of the family exceeds 90% of the gross monthly salary drawn by the deceased employee. As per this impugned order, the total salary of the family comes to 102.45% above the gross monthly salary of the deceased employee. However, the Tribunal does not find any specific figures against the sources of income earned by the family. In absence of such figures, the Tribunal cannot agree and accept that the total family income has exceeded 90% of the gross monthly salary last drawn by the deceased family. Thus, the respondent authorities are directed to file the copy of the financial statement showing in detail the figures against each source of income. Let such copy be filed before this Tribunal on the next date and let a copy be served in advance to the applicant. By receiving such copy, the applicant, if so wished, is to file a response before this Tribunal.

Let the matter appear under the heading "For Orders" on 13.08.2024.

SCN.

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