

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

**Present-**

**The Hon'ble Justice Soumitra Pal, Chairman**

**Case No. - OA 54 OF 2018**

**SARMISHTHA BISWAS - VERSUS - THE STATE OF WEST BENGAL & ORS.**

|                                    |                           |   |
|------------------------------------|---------------------------|---|
| Serial No.<br>and<br>Date of order | For the Applicants        | : Mr. Asok Kumar Das Sinha,<br>Advocate |
| <u>15</u><br>17.08.2022            | For the State Respondents | : Mr. Sankha Ghosh,<br>Advocate         |

The matter is taken up by the single Bench pursuant to the order contained in the Notification No.496-WBAT / 1E-08/2003 (Pt.-II) dated 4<sup>th</sup> August, 2022 issued in exercise of the powers conferred under section 6(5) of the Administrative Tribunals Act, 1985.

In the application, Sarmishtha Biswas, the applicant has prayed for a direction upon the respondents to provide appointment on compassionate ground. It appears from the reasoned order dated 11<sup>th</sup> May, 2017, passed by the Joint Director of Health Services (Personnel) & Ex-Officio Joint Secretary, pursuant to the order of the Tribunal dated 30<sup>th</sup> March, 2017 in connection with O.A. No. 413 of 2016 : Sarmistha Biswas vs. State of West Bengal & Ors., that the *“Compassionate Ground Cell of this Directorate is directed to process the application of Smt. Sarmistha Biswas, w/o Late Biplab Ranjan Biswas immediately after obtaining all the required documents for final approval of the Authority”*.

Mr. Asok Kumar Das Sinha, learned advocate for the applicant, relying on the supplementary application, submits though pursuant to the said order the applicant has furnished the required documents, till date no steps have been taken by the respondents regarding appointment of the applicant on compassionate ground.

Mr. Sankha Ghosh, learned advocate appearing on behalf of the State respondents submits if directed, the State respondents shall dispose of the matter for appointment of the applicant on compassionate ground at the earliest.

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**Vs.**  
**THE STATE OF WEST BENGAL & ORS.**

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SCN.

Having heard the learned advocates for the parties and considering the facts and circumstances of the case, the application is disposed of by directing the Secretary, Department of Health and Family Welfare, Government of West Bengal, Kolkata, the respondent no.1 to dispose of the application of the applicant for compassionate appointment by passing a reasoned order to be communicated to the parties within fifteen weeks from the date of presentation of a copy of this order downloaded from the website of the Tribunal after giving an opportunity of hearing and after verifying the records.

(SOUMITRA PAL)  
CHAIRMAN

WEST BENGAL ADMINISTRATIVE TRIBUNAL