

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Mrs. Urmita Datta (Sen), Member(J).

Case No. - OA 557 of 2020

Dipankar Hore - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order For the Applicant : Ms. B., Gupta, Ld. Advocate.
For the State Respondent : Mr. D. Kole, Ld. Advocate.

03
31.03.2021

The matter is taken up by the Single Bench pursuant to the Notification No. 949-WBAT/2J-15/2016 dated 24th December, 2020, issued in exercise of the powers conferred under sub section (6) of Section 5 of the Administrative Tribunals Act, 1985.

The counsel for the applicant today has fairly submitted that he wants to withdraw the instant application with a liberty to file fresh one as during the pendency of the application, the respondent authorities had rejected his prayer of compassionate appointment vide Memo. dated 18.02.2021. Thus, the applicant wants to challenge the rejection order dated 18.02.2021 as in the meantime the original application has become infructuous. The counsel for the respondents has also admitted the said facts that vide Memo. dated 18.02.2021 the prayer of compassionate appointment has been rejected.

Heard the parties and perused the records. It is noted that in the instant application, the applicant has basically prayed for a direction upon the respondents to take decision of his application dated 13.11.2014 as well as 02.11.2017, which was pending before the authority till the filing of the instant application. The instant application has been filed on 30.12.2020, whereas vide Memo. dated 18.02.2021, the Director of Brick Production, Housing Department had rejected the claim of the applicant. Therefore, admittedly the application has become infructuous due to passing of the instant order dated 18.02.2021. Therefore, the OA is **disposed of** being infructuous.

However, the applicant is at liberty to challenge the reasoned order, if so advised.

Let the copy of the order dated 18.02.2021 be kept on record.

The parties are directed to act upon the Website copy of the order.

SS/CSM

Mrs. URMITA DATTA (SEN)
MEMBER (J)