

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. –OA 608 of 2023

Bishwajit Hati -- VERSUS – The State of West Bengal & Others

Serial No. and
Date of order

For the Applicant : None.

For the State Respondents : Mr. D. Kole,
Advocate.

05
19.11.2024

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 23rd November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

The prayer in this application is for a direction to the respondent authorities to appoint the applicant for an employment under compassionate ground. The prayer for such an employment was considered, but regretted by the Department in its impugned reference dated 27.03.2023. The primary ground relied on for such rejection was that the applicant was only Class IV pass and as such not eligible for such an appointment.

Mr. D. Kundu, learned counsel for the applicant had submitted that the applicant did not furnish any representation before the respondent authorities praying for relaxation of his education qualification.

It is clearly evident from the records and submissions of the learned counsels that though the applicant is a legal heir of the deceased employee and had applied for a compassionate employment but he has not been able to fulfil the necessary eligibility criterias. It has been accepted by the applicant's side that he is not Class VIII passed. Since the basic criteria under educational qualification is Class VIII pass, therefore, this applicant did not become entitled for such an employment. Mere death of a government employee does not confer any right upon the family to receive an employment under compassionate ground.

Thus, having observed the above, the Tribunal does not find anything wrong in the decision taken by the respondent authority while deciding in this matter.

Therefore, this application devoided of any merit and disposed of without passing any orders.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

S.M.