

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 668 OF 2022**

ISHWAR HANSDA - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

06
05.10.2023

For the Applicant : Mrs. Sunita Agarwal
Advocate
For the State Respondents : Mr. Gourav Halder
Advocate

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.

On consent of the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

Mr.G.Haldar, learned counsel for the State respondent files a copy of the statement signed by the Director of Agriculture and Ex-Officio Secretary dated 04.10.2023. Mr. Haldar submits that as indicated in this statement, brother of the applicant, Jiban Hansda has already been offered an employment under compassionate ground by an order dated 12.08.2022. On examination of the documents and submission of the learned counsels, the Tribunal finds that Jiban Hansda was offered such an employment against his father Chate Hansda who had died in harness on 02.03.2002 as a Krishi Shramik. With regard to the application for compassionate employment of this applicant, Ishwar Hansda, Mrs.S.Agarwal, learned counsel for the applicant clarified that such application is against his mother, Padaki Hansda who had also expired in service on 25.12.2020 working as a Krishi Shramik under the same department. In support of such employment, the applicant's brother Jiban Hansda had given a N.O.C. in favour of the applicant. Therefore,

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this application is separate from the employment received by Jiban Hansda who had received the employment after the death of this father, Chate Hansda. This applicant has prayed for such employment against his mother, Padaki Hansda who had died in harness. Therefore, these two matters are separate and be considered accordingly.

In view of the above facts and circumstances, the respondent No. 2(iii), the Director of Agriculture is directed to examine and consider the application of Ishwar Hansda, the applicant in this application praying for an employment under compassionate ground against the death of his mother, Padaki Hansda who died as a Krishi Shramik on 25.12.2020. Let the decision of the respondent be considered after passing a reasoned order and communicating the same to the applicant within a period three months from the date of communication of this order.

Accordingly, the application is disposed of.

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

BLR