

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- 70 of 2023

Payel Chattopadhyay & Anr. VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order For the Applicant : Mr. G.P. Banerjee,
Learned Advocate.

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23.06.2023 For the State Respondents : Mr. R.K. Mondal,
Learned 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 learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

The prayer in this application is for setting aside the rejection order for compassionate employment passed by the respondent on 31.01.2014. This impugned order rejected the application for compassionate employment on the ground that the applicant was a married woman since 21.07.2002 and her father, the deceased employee died after 11 years on 14.07.2013.

Submission of Mr. Mondal, learned advocate for the state is that due to limitation in challenging this Memo of 2014, this application is not admissible.

Submission of Mr. Banerjee, learned advocate for the applicant is that on 31.01.2018 a representation was furnished before the respondents and which is still pending for consideration.

After hearing the submissions of the learned counsels, the Tribunal is of the view that this application is barred by limitation for the reasons that the applicant filed this application this year 2023 praying for setting aside the impugned order passed by the respondent in the year 2014. Therefore, this application is dismissed on the ground of limitations.

**SAYEED AHMED BABA
OFFICIATING CHAIRPERSON & MEMBER(A)**

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