

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

The Hon'ble Sayeed Ahmed Baba, Administrative Member

Case No. - OA 852 OF 2021

SUMANA BISWAS - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order
02
18.01.2022

For the Applicant : Mr. Gautam Pathak Banerjee,
Mr. Ranjit Kumar Mondal,
Advocates

For the Respondents : Mr. Sankha Ghosh,
Advocate

Affidavit of service filed be kept on record.

In this application, Sumana Biswas, the applicant has prayed for several reliefs, the relevant portion of which is as under:

“(a) An order do issue directing the concerned respondent authorities to cause necessary inquiry into the matter and thereafter to consider the case of the applicant for being appointed in any Group C/D post herein under the establishment after issuing appointment letter to that effect within a stipulated time period.

(b) A further order to issue directing the concerned respondent authorities to forthwith give appointment to the applicant on compassionate ground in the vacant Group –C/D (Regular) post under the establishment within a stipulated time period.”

It appears that the applicant, a married daughter, due to matrimonial dispute is living separately from her matrimonial home and is staying at her parent's house. The applicant was totally dependent upon her mother and father. The mother of the applicant, an Upper Division Clerk in the office of the Block

Form No.

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Development Officer, Lalgola Block, Murshidabad, had expired on 6th August, 2018. After the death of her mother, the applicant on 29th November, 2018 applied for appointment on compassionate ground before the respondent authorities. The father of the applicant gave no objection declaration in favour of the applicant for appointment on compassionate ground. Since the application for compassionate appointment is pending and the representation dated 4th February, 2021 is yet to be considered, aggrieved, this application has been filed for appointment on compassionate ground.

Mr. G.P. Banerjee, learned appearing on behalf of the applicant, submits since the issue of appointment of a married daughter on compassionate ground has been settled by the Supreme Court, appropriate order may be passed directing the respondents to consider the application and to give appointment on compassionate ground.

Mr. Sankha Ghosh, learned advocate for the State respondents submits if directed, the authorities will consider the matter in accordance with law.

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 District Magistrate and Collector, Murshidabad, the respondent no.3 to dispose of the representation dated 4th February, 2021, 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 internet / website of the Tribunal after giving an opportunity of hearing, after verifying the records and after making necessary enquiry.

(SAYEED AHMED BABA)
MEMBER (A)

(SOUMITRA PAL)
CHAIRMAN