

ORDER SHEET
WEST BENGAL ADMINISTRATIVE TRIBUNAL
Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present : **HON'BLE JUSTICE SOUMITRA PAL,** **HON'BLE CHAIRMAN.**

Case No. – OA 863 of 2021.
SMT. SANGITA GIRI – VERSUS- THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mr. S.N. Ray, Advocate.
<u>3</u> 23.2.2022	For the State Respondents	: Mrs. S. Agarwal, Advocate.
	For the Respondent Nos. 6, 7 & 8	: Mrs. S. Mitra, Advocate.

The matter is taken up by the single Bench pursuant to the order contained in the Notification No. 118-WBAT/1E-08/2003 (Pt.-II) dated 11th February, 2022 issued in exercise of the powers conferred under section 6(5) of the Administrative Tribunals Act, 1985.

Let affidavit of service filed be kept on record.

Let vokatatnama filed by Mrs. S. Mitra, learned advocate for the private respondent nos. 6, 7 and 8 be kept on record.

In the application, Sangita Giri, daughter of late Manoranjan Giri has prayed for several reliefs, the relevant portion of which is as under :-

“a)An order do issue directing the concerned respondent authorities to forthwith grant a compassionate appointment in favour of the instant applicant in respect of her late father’s demise in-harness.

b) An order do issue directing the respondent authorities to dispose of the representations by passing and/or issuing a reasoned and speaking order to be communicated upon the applicant within a stipulated time period...”.

It appears that Monoranjan Giri, father of the applicant, an employee in the office of the Medical Superintendent cum-Vice Principal of the R.G. Kar Medical College & Hospital at Calcutta had

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expired on 4th January, 2015 leaving behind his wife Shibani Giri, Maumita Maity (Giri), Susmita Jana (Giri) and Sangita Giri as heirs, as evident from the memo dated 19th December, 2019, being annexure 'A3' to the application.

It is submitted by Mr. S.N. Ray, learned advocate for the applicant that since the applicant had filed an application on 5th January, 2021 and on 22nd January, 2020, being annexure A-4 to the application, praying for compassionate appointment as evident from pages 12 and 18 respectively, appropriate order may be passed directing for expeditious disposal of the application for compassionate appointment.

Mrs. S. Agarwal, learned advocate appearing on behalf of the State respondents submits since the father of the applicant expired on 4th January, 2015 and the applications were filed belatedly on 22nd January, 2020 and thereafter on 5th January, 2021, no order may be passed.

Mrs. S. Mitra, learned advocate appearing on behalf of the private respondents submits her clients do not have any objection if the application for compassionate appointment is considered and appointment is given to the applicant.

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 Principal Secretary, Department of Health

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Services, - the respondent no. 1 to dispose of the applications dated 22nd January, 2020 and 5th January, 2021, being annexure 'A-4' and 'A-2' to the application praying for appointment on compassionate ground 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 website of the Tribunal, after giving an opportunity of hearing to the applicant, after verifying the records and after making necessary enquiry.

(SOUMITRA PAL)
CHAIRMAN.

Skg.

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