

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Mrs. Urmita Datta (Sen), Member(J)

Case No. – OA-91 of 2021

Victor Das VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	:	Mr. R. Banerjee, Learned Advocate.
	For the State Respondent	:	Mr. S. Ghosh, Learned Advocate.
<u>03</u> 03.03.2022			

The instant application has been filed basically praying for a direction upon the respondents to take final decision as per the recommendation made by the District Magistrate & Collector, Murshidabad vide Memo dated 06.02.2012. As per the applicant, his father died on 01.02.2009 leaving behind his wife, son (the applicant herein) and a minor daughter (Annexure-A). Subsequently, the applicant made an application for compassionate appointment and one enquiry committee was constituted vide Memo dated 06.02.2012. The three mens enquiry committee sent their recommendation to the competent authority to take final decision. However, thereafter no decision has been communicated to him though repeated reminders have been given to the respondent authority. He made representation and lastly on 31.07.2019, Assistant Secretary, Water Resources Investigation & Development Department directed the Director of Personnel & Ex-Officio Chief Engineer, Water Recourses Development Deptt. to process the case and submit his name before the department at the earliest. However, thereafter no final decision has been communicated to him.

During the course of hearing, the counsel for the applicant has submitted that it would suffice the purpose of the applicant if the Respondent No. 1 be directed to take final decision in this regard and communicate his decision within a stipulated period of time.

The counsel for the respondent has no objection to that effect.

In view of the above, Respondent No. 1 is directed to take final

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decision with regard to the compassionate appointment of the applicant in the light of their communication dated 31.07.2019 and communicate the same by way of reasoned and speaking order within a period of twelve weeks from the date of receipt of the order. Accordingly, OA is disposed of with no order as to costs.

Since the circumstances beyond control, the Registry is unable to furnish plain copies of this order to the learned advocates for the parties, the Registry is directed to upload this order on the website of the Tribunal forthwith and parties are directed to act on the copies of the order downloaded from the website.

URMITA DATTA (SEN)
MEMBER (J)

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