

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman.

Case No. - OA 909 of 2019

Dulal Mondal - **VERSUS** - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mr. G.P. Banerjee, Advocate.
	For the State respondents	: Mr. S. Ghosh, Advocate.
<u>10</u> 18.02.2021		

The matter is taken up by the single Bench pursuant to the Notification No. 949-WBAT/2J-15/2016 dated 24th December, 2020 issued in exercise of the powers conferred under sub-section (6) of Section 5 of the Administrative Tribunals Act, 1985.

In this application, the applicant Dulal Mondal, – son of late Jagadish Mondal, a Resham Karmee and subsequently absorbed as Group 'D' and who had expired on 16th July, 2004, – has prayed for a direction upon the respondents to give appointment to the applicant on compassionate ground in Group 'D' category after considering his representation dated 7th September, 2004 and after considering the documents submitted on 3rd September, 2008, as evident from pages 21 to 30 of this application.

Mr. G.P. Banerjee, learned advocate appearing on behalf of the applicant submits that direction may be issued upon the Additional Chief Secretary, Department of Agriculture, the respondent no. 1, to consider the case of the applicant in the light of the judgment dated 14th July, 2016 passed in OA No. 445 of 2016 (Asgar – v- The State of West Bengal & Others).

Mr. S. Ghosh, learned advocate for the State respondents submits if directed the respondent no. 1 shall consider the representation accordingly.

ORDER SHEET

DULAL MONDAL

Form No.

Case No. **OA-909 of 2019**

Vs.

The State of W.B. & Ors.

Having heard learned advocates for the parties and considering facts and circumstances, the application is disposed of by directing the Secretary, Department of Agriculture, now re-designated as Additional Chief Secretary, Government of West Bengal, the respondent no. 1, to dispose of the matter regarding appointment of the applicant on compassionate ground after considering the representation dated 7th September, 2004 and after considering the documents submitted on 3rd September, 2008 and after considering the judgment passed in Asgar (supra), by passing a reasoned order to be communicated to the parties within 15 weeks from the date of presentation of a copy of this order downloaded from the internet/website, after giving an opportunity of hearing.

(SOUMITRA PAL)
CHAIRMAN

Rajib