# ORDER SHEET WEST BENGAL ADMINISTRATIVE TRIBUNAL

#### Present-

The Hon'ble Mrs. Urmita Datta (Sen), Member (J) & The Hon'ble Dr. Subesh Kumar Das, Member (A).

#### CCP-65 of 2019 ( OA -186 of 2019)

Bapi Adhikari Vs The State of West Bengal & Ors.

	Bapi Adhikari <u>Vs The State of West Bengal &amp;</u>	<u>x Ols</u>
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<u>13</u> 11.12.2020	For the petitioner : Mr. M. Karim, Learned Advocate.	
	For the respondent : None.	
	The instant application has been filed	
	being aggrieved for non implementation of the order	
	dated 02.04.2019 passed in OA 186 of 2019 by which this	
	Tribunal had directed the following:-	
	"The instant application has	
	been filed praying for a direction upon the	
	respondents to issue appointment letter in	
	favour of the applicant as per the order dated	
	06.09.2018 passed by the Director of Health	
	Services, W.B. According to the counsel for the	
	applicant, the applicant applied for	
	compassionate appointment on 07.03.2013 and	
	in earlier OA-848 of 2017 was disposed of with	
	a direction to the respondent authority to take	
	decision vide order dated 01.11.2017. As	
	nothing was done, again the applicant has	
	approached before this Tribunal by filing a	
	CCPA being No. CCP-69/2018 wherein the	
Page /1	respondents had passed a reasoned order dated	

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13 11.12.2020	06.09.2018 where the applicant was found fit subject to fulfilment of other criteria. Accordingly, CCPA was dropped on 06.09.2018. However, till today no final decision has been communicated to the applicant for his compassionate appointment. Being aggrieved, he had filed this instant application.	
	During the course of hearing, the counsel for the applicant has submitted that it would suffice his purpose if the respondents be directed to take final decision with regard to fulfilment of other criteria as mentioned in the reasoned order dated 06.09.2018.	
Page /2	We have heard the counsel for the applicant and perused the record. It is noted that in the CCPA, the counsel for the respondent had himself admitted that his case was found fit for appointment subject to fulfilment of medical examination and police verification.	

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13	In view of the above, Respondent No. 1	
11.12.2020	& 2 are directed to take appropriate steps to	
	finalise the decision of compassionate	
	appointment of the applicant and to	
	communicate the same within 6 (six) weeks	
	from the date of receipt of the order.	
	Accordingly, the OA is disposed of with the	
	above direction with no order as to costs."	
	"	
	The above order was also communicated	
	to the authority vide letter dated 26.04.2019. However,	
	according to the counsel for the applicant till date the	
	said order has not been complied with.	
	Heard the counsel for the applicant and	
	perused the record.	
	Admit.	
	Applicant is directed to file requisites before	
	the Registry. Registry is directed to serve notice to the	
	contemnor which is returnable by 05.03.2021. Let the	
	matter be listed on 05.03.2021.	
	matter be listed on 05.05.2021.	
SC	SUBESH KUMAR DAS URMITA DATTA (SEN) MEMBER (A) MEMBER (J)	

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