

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

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

The Hon'ble Mr. P. Ramesh Kumar, Member (A)

Case No – MA-38 of 2019 (OA-899 of 2017).**Beauti Begam Siddique. Vs The State of West Bengal & Others.**

Serial No. and Date of order.1	Order of the Tribunal with signature 2	Office action with date and dated signature of parties when necessary 3
<p>02</p> <p>-----</p> <p>03-04-2019</p>	<p>For the Applicant : Mr.G. Dinda, Advocate.</p> <p>For the State Respondent : Mrs. S. Agarwal, Advocate.</p> <p>It is noted that the MA was already disposed of on 06-02-2019 and the OA is listed today. However wrongly MA be listed today. The Counsel for the applicant has submitted that the receipt of deposit of Rs. 500/- to the State Legal Services Authority as per order dated 06-02-2019. During the course of the hearing, the Counsel for the applicant has fairly submitted that he does not press prayer 'A' as per the instruction from his client. Prayer is allowed.</p> <p>The instant application has been filed praying for compassionate appointment in favour of the applicant. As per the applicant, her husband died on 12-12-2011 at the age of 36 years leaving behind the applicant (wife) and 2(two) minor daughters. Thereafter the</p>	

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	<p>applicant made a representation for compassionate appointment in favour of her, which was forwarded by the respondent no. 5 i.e. Block Medical Officer of Health, Burdwan to Chief Medical Officer of Health, Burdwan on 10-05-2012 and subsequently after verifications, the C.M.O.H., Burdwan had forwarded the applicant's case to the respondent no. 2 i.e. Joint Director of Health Services (Personnel) for his necessary instruction and decision. Thereafter no action has been taken by the Joint Director of Health Services (Personnel). Thereafter vide communication dated 16-07-2015, C.M.O.H., Burdwan had communicated the details as well as the required documents of the applicant to the Joint Director of Health Services (Personnel). However no action has been taken by the respondent authority though the applicant made a representation again on 23-05-2017 to the Joint Director of Health Services(Personnel) but without effect. Being aggrieved with, she has filed the instant application.</p>	

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Mihir	<p>During the course of the hearing, the Counsel for the applicant has fairly submitted that since all the documents is lying to the authority for final decision, it would suffice his purpose, if the Secretary, Department of Health and Family Welfare would be directed to take final decision with regard to the compassionate appointment and communicate the same to the applicant within a stipulated period of time.</p> <p>The Counsel for the respondent has no objection to such prayer. Heard the parties and perused the records. In view of the above, respondent no. 1 i.e. Secretary, Department of Health and Family Welfare is directed to take final decision with regard to the compassionate appointment and communicate the same to the applicant within a period of 8(eight) weeks from the date of receipt of this order. Accordingly, the OA is disposed of with no order as to cost.</p> <p>P. RAMESH KUMAR MEMBER(A)</p> <p>URMITA DATTA (SEN) MEMBER(J)</p>	

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