

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-****The Hon'ble Smt. Urmita Datta (Sen), Member (J)****& The Hon'ble P. Ramesh Kumar, Member (A)****Case No OA - 1045 of 2015****Kalpana Paul Chakraborty –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 style="text-align: center;"><u>13</u> 10.01.2020</p>	<p><i>For the Applicant : Mr. Arunesh Pathak, Advocate.</i></p> <p><i>For the Respondents : Mr. S.N. Ray, Advocate.</i></p> <p><i>The instant application has been filed praying for a direction upon the respondents to consider the case of the applicant for compassionate appointment. As per the applicant, her father died on 13.12.1987 leaving behind her mother, one sister and herself. Since she was minor at that point of time, she made a representation on 18.12.2014 (Annexure P-2). Subsequently, she was called for by the office on 23.04.2015, but thereafter, no communication has been made to him. Being aggrieved with, she has filed the instant application.</i></p> <p><i>The respondent has raised preliminary objection on the point of limitation. As the father of the applicant died on 13.12.1987 and she made the application on 18.12.2014 i.e. more than after 28 years after as she was minor at that point of time, there is no scope for considering her case. Accordingly, the O.A. may be dismissed.</i></p> <p><i>We have heard the parties and perused the records. It is admitted fact that the father of the applicant died on</i></p>	

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Kalpana Paul Chakraborty

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A.K.P.	<p>13.12.1987, when the applicant was minor. Subsequently, she got married and from the perusal of the representation dated 18.12.2014, it is clear that after being married, she had approached the authority after 28 years and during that period she got married also. From the above, it is very clear that the whole family could have survive without any financial assistance during that period, even if, they are in a financial hardship, the mother could have approached for compassionate appointment, which they had chosen not to do. Therefore, we do not find any reason to entertain the application as the main purpose of the compassionate appointment has been frustrated due to the laps of long time. Accordingly, the O.A. is dismissed being devoid of merit.</p> <p>P. RAMESH KUMAR MEMBER (A)</p> <p>URMITA DATTA (SEN) MEMBER (J)</p>	