

**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 – OA- 253 of 2017.****Bikash Singh & Another. 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>12</p> <hr/> <p>19/07/2019</p>	<p>For the Applicant : Mr. A.K. Chattopadhyay, Ld. Advocate.</p> <p>For the State Respondents: Mr. D. Koley, Ld. Advocate.</p> <p><i>The instant application has been filed praying for following relief;</i></p> <p><i>a) Commanding and/or directing the Respondents/Authority concerned to provide appointment under exempted category in place and instead of his (Applicant No.1) father Virendra Singh(Presumed to death since 17.03.2008) to the Applicant No.1 after setting aside the impugned order under Memo No.P.F.M. No.168, dated 31.07.2012 (as per Annexure 'G'of this application), as early as possible.</i></p> <p><i>b) Commanding and/or directing the Respondents/Authority concerned to grant all the service benefit including pension in favour of the Applicant No.1 as presumed Death since 13.02.2008, as early as possible.</i></p>	

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GM	<p><i>c) Directing the Respondents/ Authority concerned to release/pay the statutory interest over the pensionery benefit, as expeditiously as possible.</i></p> <p><i>However, the respondent has filed one report and submitted that the applicant has already been granted pensionery benefit and his case of compassionate appointment is under process.</i></p> <p><i>In view of the above, the counsel for the applicant has submitted that it would suffice his purpose if the respondent would take decision and communicate the said decision within a stipulated period of time. The counsel for the respondent is agreeable to such condition. In view of the above, the respondent No.1 is directed to take decision with regard to compassionate appointment of the applicant and communicate the same by way of reasoned and speaking order within a period of twelve weeks from the receipt of this order. According, the OA is <b>disposed of</b> with no order as to cost.</i></p> <p><b>P. RAMESH KUMAR MEMBER(A)</b></p> <p><b>URMITA DATTA (SEN) MEMBER(J)</b></p>	

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