

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- 327 of 2014.****Indrajit Bhandari. 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>19</p> <hr/> <p>19/03/2019</p>	<p>For the Applicant : Mrs. Sonali Mitra, Advocate.</p> <p>For the State Respondents: Mr. Aniruddha De, Departmental Representative.</p> <p><i>The instant application has been filed praying for compassionate appointment of the applicant. His father died on 20.08.1994 when the applicant was one year old. Thereafter, his uncle applied for compassionate appointment. But his case was rejected and subsequently the applicant applied before the authority for compassionate appointment on 24.09.2012. As no decision was communicated to the applicant, he approached this Tribunal praying for compassionate appointment. During the course of hearing, the departmental representative of L.R.Department has drawn our attention to the order dated 19.07.2016 passed by the authority after considering his case which has been recorded in our order dated 15.11.2016. The Departmental Representative has further submitted that the case of the applicant was rejected on two grounds i.e. his mother was a Government employee who retired on 31.03.2015. The applicant</i></p>	

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GM	<p><i>approached the authority for compassionate appointment after long lapse of 18 years since the mother of the applicant was a Government employee. Therefore, the respondent has rightly rejected the claim of the applicant.</i></p> <p><i>We have heard both the parties and perused the records as well as reasoned order. It is noted that the mother of the applicant was a Government employee at the time of death of the father of the applicant who retired on 31.03.2015 and that fact was suppressed by the applicant while making application to the department. Moreover, the applicant was one year old at the time of death of his father and he approached the department after attaining the majority. Since, there is a clear provision in the different circulars of the labour department that the department should not wait long for minor applicant. Therefore, we do not find any reason to entertain this application. Therefore, in our considered opinion the respondent has rightly rejected the claim of the applicant. Accordingly, the OA is dismissed with no order as to cost.</i></p> <p>P. RAMESH KUMAR MEMBER(A) URMITA DATTA (SEN) MEMBER(J)</p>	

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