

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

The Hon'ble Justice Soumitra Pal, Chairman

OA-775 of 2018

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

Mahua Sarkar

Vs.

The State of West Bengal &amp; Ors.

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>03</u> 27.03.2019</p>	<p>For the applicant : Ms. Sharmistha Saha, Learned Advocate.</p> <p>For the respondent : Mr G.P. Banerjee, Learned Advocate.</p> <p style="text-align: center;">The matter was taken up for hearing on 11<sup>th</sup> December, 2018 when direction was issued for filing of reply and rejoinder. Thereafter the matter was taken up on 28<sup>th</sup> January, 2019 when further time was granted to file reply and rejoinder. However, the state respondents have not filed their reply.</p> <p style="text-align: center;">Ms. Sharmistha Saha, learned advocate submits that since the applicants pray for compassionate appointment, the matter may be disposed of giving appropriate direction to the respondent authority.</p> <p style="text-align: center;">Mr. G.P. Banerjee, learned advocate for the state respondent submits that if directed, respondent authorities will consider the prayer for compassionate appointment in accordance with law.</p> <p style="text-align: center;">It appears that Bipradas Sarkar had expired on 25<sup>th</sup> September, 2006 while he was working as Sub-</p>	

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<p>03 27.03.2019</p> <p>Page /2</p>	<p>Officer (Group-B) at Kalna Fire Brigade, Kalna, Burdwan.</p> <p>The applicant is the daughter of late Bipradas Sarkar. After the death of her father, she had filed an application on 14<sup>th</sup> December, 2006 for appointment on compassionate ground and the mother of the applicant ,that is the wife of the deceased employee, made a representation before the Divisional Fire Officer, "G" Division, Durgapur, Burdwan, respondent no. 4 to arrange for appointment of the applicant on compassionate ground. Submission is as the applicant was facing financial hardship, on 28<sup>th</sup> January, 2010, 30<sup>th</sup> January, 2010 and 19<sup>th</sup> September, 2011, she filed separate representations praying for appointment on compassionate ground. It is submitted that as the mother of the applicant has given no objection to the appointment of her daughter on compassionate ground, appropriate order may be passed.</p> <p>Having heard the parties and considering the facts and circumstances of the case, this application is disposed of by directing the Principal Secretary, Department of Fire and Emergency Services, Government</p>	

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<p style="text-align: center;">03 27.03.2019</p> <p>sc</p>	<p>of West Bengal , respondent no. 1 to dispose of the matter regarding appointment to the applicant on compassionate ground by passing a reasoned order within 12 (twelve) weeks from the date of presentation of the order after giving hearing to the applicant and her mother, after making necessary enquiry and after considering annexures enclosed to this application including the letter dated 2<sup>nd</sup> February, 2017 appearing at page 26 of the application, particularly the second paragraph thereof.</p> <p style="text-align: center;"><b>P. RAMESH KUMAR</b> <b>MEMBER (A)</b></p> <p style="text-align: center;"><b>SOUMITRA PAL</b> <b>CHAIRMAN</b></p>	

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