

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

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

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

OA-826 of 2018

Kalyan Chandra Das

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;">06 18.12.2019</p>	<p>For the petitioner : Ms. Shabana Hasin, Learned Advocate.</p> <p>For the respondent : Mr. G.P. Banerjee, Learned Advocate.</p> <p style="text-align: center;">The instant application has been filed praying for a direction upon the respondents for compassionate appointment. As per the applicant, the father of the applicant died on 01.02.2002. Thereafter the mother of the applicant has made a prayer before the respondents for giving job on compassionate ground when the applicant was minor. Thereafter the applicant made a prayer for compassionate appointment on 17.06.2009. Subsequently, the applicant was called on for physical measurement test on 10.04.2010 followed by an interview on 22.04.2010. Thereafter, on 19.07.2018, the applicant has received a communication from the respondents that they are unable to consider his case and regretted his prayer for compassionate appointment. Being aggrieved with, he has filed this application.</p>	

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<p style="text-align: center;">06 18.12.2019</p> <p>SC</p>	<p>The counsel for the respondent has submitted that as per Labour Department Circular 250-Emp dated 03.12.2013, it has been categorically stated that employment of a member of the family of the deceased employee did not provide any scope of a minor aspirant to get employment on attainment of majority. It is also worthy to mention that the present Scheme, 2013 has also no such provision of providing employment to the major, erstwhile minor.</p> <p>In view of the above, we are of the view that as per the scheme there is no scope to get employment under compassionate ground for erstwhile minor afterwards became major. Therefore the application is dismissed being devoid of merit.</p> <p style="text-align: center;"> <b>P. RAMESH KUMAR</b>  <b>MEMBER (A)</b> </p> <p style="text-align: center;"> <b>URMITA DATTA (SEN)</b>  <b>MEMBER (J)</b> </p>	

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