

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-93 of 2015.****Gouranga Das. 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>14</p> <hr/> <p>18/09/2018</p>	<p>For the Applicant : N o n e</p> <p>For the State Respondents: Mr. Sankha Ghosh, Advocate.</p> <p><i>None for the applicant. The counsel for the respondent has raised preliminary objection on the ground of limitation as the mother of the applicant died on 15.03.2000 leaving behind three legal heirs i.e. two sons and one married daughter. According to the applicant, he made representation before the authority for compassionate appointment and the CMOH vide his memo dated 20.08.2003 had intimated the Block Medical Officer of Health, Bandipur to submit enquiry report along with the relevant papers. But till date of filing of the application, no action have been taken. Being aggrieved, he has filed the instant application.</i></p> <p><i>It is noted that the cause of action, if any, had arisen in 2000. Even after we accept that the respondent had made communication with him lastly on 20.11.2003 but the instant application has been filed on 2nd February 2015 that is after 12 years. Since it is a case of compassionate</i></p>	

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GM	<p><i>appointment, the long lapse of time without any valid reason but only submitting certain applications under RTI neither cover the limitation period nor it is valid reason for condonation of limitation as the main purpose of compassionate appointment has already been frustrated due to such lapse of time. Accordingly, the OA is dismissed being hopelessly barred by limitation.</i></p> <p>P. RAMESH KUMAR MEMBER(A)</p> <p>URMITA DATTA (SEN) MEMBER(J)</p>	