

**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-288 of 2019.**Ganesh Mallick 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 style="text-align: center;">05 ----- 24-07-2019</p>	<p>For the Applicant : Mr. G. Halder, Advocate.</p> <p>For the State Respondents : Mr. S. N. Roy, Advocate.</p> <p style="text-align: center;">The instant application has been filed mainly praying for a direction upon the respondent to appoint the applicant on compassionate ground. As per the applicant, his mother died on 07-09-2005. Thereafter the applicant approached the authority for compassionate appointment in 2008 and subsequently 3(three) Mens Enquiry Committee were constituted on 14-12-2010. However, as no decision was communicated to the applicant, he made representation and approach this Tribunal in 2019.</p> <p style="text-align: center;">The Counsel for the respondent has raised the preliminary objection on the point of limitation as the application is hopelessly barred by limitation of 9(nine) years. Even if it has to be accepted that one Enquiry Committee</p>	

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Mihir	<p>was constituted in the year 2010. The Counsel for the respondent has drawn our attention to the letter dated 14-12-2010 (Annexure-B) wherefrom noting portion, it would be evident that the proforma was not at all filled up.</p> <p>Heard the parties and perused the records. It is noted that as per the admitted position of the applicant that the Enquiry Committee was constituted in the year 2010. However he was approached this Tribunal in 2019 and that too without properly filling up the proforma as required for the Enquiry Committee. As the applicant has himself not enclosed the said documents. It seems that he was aware of this entire lacuna on his part.</p> <p>Therefore we do not find any reason to entertain the instant application. Accordingly, the OA is dismissed being hopelessly barred by limitation as well as devoid on merit.</p> <p><b>P. RAMESH KUMAR</b> <b>MEMBER(A)</b></p> <p><b>URMITA DATTA (SEN)</b> <b>MEMBER(J)</b></p>	

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