

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-549 of 2014.**'Prasannajit Guha 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>15</p> <p>-----</p> <p>20-08-2018</p>	<p>For the Applicant : Mr. Gourav Halder, Advocate.</p> <p>For the State Respondents: Mr. Debabrata Koley, Advocate.</p> <p>The instant application has been filed praying for compassionate appointment due to the death of his mother, who was Ex-State Government employee and expired on 25-03-2013. According to the Counsel for the applicant the department concerned after considering his compassionate appointment rejected his claim on the ground that his father is a permanent government employee. Therefore, there is no immediate financial crisis in their family.</p> <p>However, according to the applicant he is leaving separately from his father. Therefore, he is in a distress condition and the compassionate appointment may be extended</p>	

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	<p>to him. However, the Counsel for the respondents has drawn our attention to the proforma application filed by the applicant wherein under the heading of particulars of all dependents of deceased family, the applicant himself declare that he is leaving with his family i.e. with his elder brother and father Shri Indrajit Guha, who is a government employee. Therefore, the competent authority has rightly rejected his claim.</p> <p>Heard the parties and perused the record. It is noted that the father of the applicant is a government employee and who is still in service. On 20-10-2011 i.e. on the date of the application, his father was aged about 51 years. Further as per his own declaration, he is living with his family i.e. elder brother and his father and at present he is at the age of 31 years. Even at the time of filing of the instant application on 05-05-2014, he was 27 years. Therefore, he was not dependent at the point of time as per the government rules and there is no financial crisis had occurred to the family of</p>	

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Mihir	<p>the applicant as his father is also a government employee. Therefore, we do not find any reason to interfere with the decision of the competent authority.</p> <p>Accordingly the OA is dismissed with no order as to cost.</p> <p>P. RAMESH KUMAR MEMBER(A) URMITA DATTA (SEN) MEMBER(J)</p>	