

**ORDER SHEET**  
**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

**Present-**

**The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)**

**Case No. OA – 93 of 2025**

**Mouma Kar - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. For the Applicant : Mr. Bhabani Prasad Mondal  
and Learned Advocate.

Date of order  
1  
04.03.2025 For the Respondents : Mr. G.P. Banerjee,  
Learned Advocate

For the Private : Mr. Saikat Kundu,  
Respondent No. 6 Learned Advocate

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638 – WBAT / 2J-15/2016 dated 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

Affidavit of service filed be kept in record. Vakalatnama has been filed by the Private Respondent No. 6 be kept in record.

The applicant has prayed for a direction to the respondent authorities to give compassionate appointment to her being the daughter of the deceased employee, Manab Kar with further direction to release death-cum-retiral benefits. Mr. Banerjee, learned counsel has argued that the applicant cannot pray for two distinct prayers in one application according to Administrative Tribunal Rules.

Mouma Kar, the unmarried daughter of deceased employee, Manab Kar expired on 01.02.2017 while in service. Her mother Uma Kar, pre-deceased the employee on 27.12.2004. The private respondent no. 6, Jhuma Kar is the second wife of the deceased employee. Both have submitted applications for an employment under compassionate ground. The Superintendent of Police Barasat Police District in his message to the I.C., Kalyani P.S. dated 01.09.2023 had advised both the sides to appear before the Reserve Office, along with supporting documents. Mr. Banerjee informs that despite such direction, none of the parties have appeared with the supporting documents, therefore, the respondent authority is unable to process their prayers for compassionate employment as well for release of death-cum-terminal benefits.

Since the remedy lies in the office of the respondent authority and since no decision could be taken by them due to non-cooperation of the parties, this Tribunal directs both the applicant, Mouma Kar and private respondent, Jhuma Kar to appear

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Form No.

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before the Reserve Office, Barasat Police District with their supporting documents praying for compassionate employment and release of family pension and other terminal benefits in terms of the message of Superintendent, Barasat Police District dated 01.09.2023. The respondent No. 5, Superintendent of Police, Barasat Police District is requested to hear both the sides and examine the documents presented by them and take a final decision in the matter relating to both employment under compassionate ground and release of family pension and terminal benefits as per rule. Let both the sides approach the office of Superintendent of Police, Barasat Police District along with copy of this order.

This application is disposed of.

**SAYEED AHMED BABA**  
**OFFICIATING CHAIRPERSON & MEMBER(A)**

A.K.P.