

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 777 of 2023

Banani Mahato Pramanik -- VERSUS – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Ms. Sudipa Biswas,
Ld. Advocate.

For the State Respondents : Mr. S.N. Ray,
Ld. Advocate.

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16.06.2025

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

The applicant has filed this application praying for employment under compassionate ground. As submitted by the learned counsel for the applicant, the applicant is the daughter of the deceased employee, Nayan Mahata, a Forest Guard under Lalgah Range, Medinipur Division who died in service on 17.12.2020. At the time of her father's death, the applicant was 25 years old and had submitted her plain paper application before the respondent authority on 04.01.2021. In support of her claim being the legal heir and entitled for compassionate employment, learned counsel shows copies of nomination for Death Gratuity in which her name is recorded as daughter. The Legal Heir Certificate dated 16.12.2021 issued by the District Magistrate, Jhargram declaring the applicant as daughter is also in this application.

Learned counsels representing both the sides have drawn my attention to a copy of the order of this Tribunal dated 14.12.2023 in the application- OA 231 of 2021. This application was earlier heard by the Tribunal in which Pramila Mahata was the applicant, who has been added as a Private Respondent in this application, but she has not appeared. In the order referred to the Tribunal came to the conclusion that the Tripti Mahato, being the legally married wife is entitled to receive the terminal benefits of her deceased husband. The prayer of Pramila Mahata claiming to be the wife of the deceased employee, Nayan Mahata was not accepted by the Tribunal. This applicant praying for an appointment under compassionate ground is by the daughter of Tripti Mahata.

Learned counsel, Ms. Biswas submits that it would suffice if a

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direction be given to the respondent authorities to consider her prayer for an appointment under compassionate ground. Mr. Ray, learned counsel for the State respondents does not oppose.

Respondent No. 2, the Divisional Forest Officer, Medinipur Division is directed to examine the prayer of the applicant for an appointment under compassionate ground. The applicant's side is directed to present her documents before the respondent no. 2, the Divisional Forest Officer, Medinipur Division within six weeks from today. After examination of the records presented by the applicant, the respondent no. 2, the Divisional Forest Officer, Medinipur Division shall forward it to the higher authorities with his specific views, whether the applicant is entitled for such an appointment under relevant rules of this scheme within three (03) months from the date of submission of the documents by the applicant.

Accordingly, this application is **disposed of**.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

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