

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

Case No. - OA 18 OF 2021

SUSANTA BARMA - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	:	Mr. G.P. Banerjee, Mrs. S. Agarwal, Advocates
<u>02</u> 24.02.2021	For the Respondent	:	Mr. S. Ghosh, Advocate

The matter is taken up by the single Bench pursuant to the notification no.949-WBAT/2J-15/2016 dated 24th December, 2020 issued in exercise of the powers conferred under sub-Section (6) of Section 5 of the Administrative Tribunals Act, 1985.

Let affidavit of service filed be kept on record.

Since in spite of service of notice, none appears on behalf of the State respondents, Mr. S. Ghosh, learned advocate, who normally appears on behalf of the State respondents, is requested to appear in this matter. The Legal Remembrancer, West Bengal is directed to regularise his appointment. Let a copy of the Original Application be served on Mr. Ghosh, which is served and accepted.

In this application, Susanta Barma, the applicant, has prayed for certain reliefs, the relevant portion of which is as under:

- “a) An order do issue directing the concerned respondent authorities, specially the respondent no.1 to take final approval in terms of the order dated 27.03.2019 and to issue appointment letter in favour of the applicant in vacant post of Group “D”/ “C” (Regular) under the establishment within a stipulated time period.
- b) A further order do issue directing the concerned respondent authorities to consider and dispose of the

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representation dated 30.07.2020 in its true letter and spirit within a stipulated time period by giving appointment on compassionate ground in favour of the applicant.”

It appears from the order dated 27th March, 2019 being Annexure “E” to the application, that Satish Chandra Barma, the father of the applicant and ex-Gram Sevak, under the respondent authorities, had expired on 28th February, 2013. After the demise of his father, the applicant on 13th April, 2013 had applied for appointment on compassionate ground. It appears that the application is in the final stage of consideration.

Mr. S. Ghosh, learned advocate for the State respondents submits that if directed, the respondents will take necessary steps in accordance with law.

SCN.

Having heard the learned advocates for the parties and considering the facts and circumstances of the case, the application is disposed of by directing the Additional Chief Secretary, Government of West Bengal, Department of Panchayet and Rural Development, Kolkata, the respondent no.1 to take follow up action by passing a reasoned order, for appointing the applicant on compassionate ground, to be communicated to the parties on the basis of the order dated 27th March, 2019, being Annexure “E” to the application, within 10 weeks from the date of presentation of a copy of this order downloaded from the internet / website. I make it clear that I have not gone into the merits of the matter and all points are left open to be dealt with by the respondent no.1.

(SOUMITRA PAL)
CHAIRMAN