

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

**Present-**

**The Hon'ble Justice Soumitra Pal, Chairman**

**The Hon'ble Sayeed Ahmed Baba, Administrative Member**

**Case No. – OA 300 of 2021**

**SMT. BULBULI DUTTA - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. and  
Date of order

03  
01.10.2021

For the Applicant

: Mr. G.P. Banerjee,  
Mr. B.P. Roy,  
Advocates.

For the State respondents

: Mr. A. De,  
Mr. A. Datta,  
Departmental Representatives.

Affidavit of service filed be kept on record.

Since despite service of notice, none appears on behalf of the respondent no. 2 and 3. Mr. S. Ghosh, learned advocate, who normally appears on behalf of the State respondents, is requested to appear in this matter. Let a copy of this original application be served on Mr. S. Ghosh, which is served and accepted. The Legal Remembrancer, West Bengal is directed to regularise the appointment of Mr. Ghosh.

In this application Bulbuli Dutta, the applicant has prayed for several reliefs. The relevant portion of which is as under :

*“ (a) An order do issue directing the concerned respondent authorities to forthwith grant a compassionate appointment in favour of the instant applicant in respect of her late sister's demise in-harness.*

*(b) An order do issue directing the respondent authorities to dispose of the representations and/or demand justice by passing a reasoned and speaking order to be communicated upon the applicant within a stipulated time period.”*

It appears that the applicant, - the deceased sister of a Group 'D' staff (Peon) in the Land Acquisition Department in the Hooghly Collectorate, who died in harness on 12<sup>th</sup> January, 2020, has prayed for appointment on

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compassionate ground. It appears Runu Dutta a Group 'D' staff (Peon), had expired after a serious accident leaving behind six brothers and two sisters including the applicant. It has been stated that the heirs of Runu Dutta have sworn an affidavit in favour of the applicant on 12<sup>th</sup> February, 2020 in the learned Court of Executive Magistrate, Ranaghat, Nadia, for employing the applicant in place and stead of other heirs. It has been stated that though a representation dated 13<sup>th</sup> February, 2020 was furnished with before Special Land Acquisition Officer, Hooghly, the respondent no. 4, it was not considered. Subsequently a letter dated 3<sup>rd</sup> July, 2020 demanding justice was furnished before the authorities which is yet to be considered. Aggrieved the application has been filed.

Mr. B.P. Roy, learned advocate for the applicant submits if directed the respondents will consider the said representation dated 13<sup>th</sup> February, 2020 in accordance with law.

Having heard learned advocate for the parties and considering the facts and circumstances of the case, the application is disposed of by directing the District Magistrate and Collector, Hooghly, the respondent no. 2 to dispose of the representation dated 13<sup>th</sup> February, 2020 by passing a reasoned order to be communicated to the parties within 15 weeks from the date of communication of this order downloaded from the website of this Tribunal, after giving an opportunity of hearing and after verifying the records.

(SAYEED AHMED BABA)  
MEMBER (A)

(SOUMITRA PAL)  
CHAIRMAN

HS/AKP