

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

THE HON'BLE SAYEED AHMED BABA, OFFICIATING CHAIRPERSON AND ADMINISTRATIVE MEMBER,

Case No. - OA 306 OF 2023

KOUSHIK MAHATA - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

For the Applicant : Mrs.S.Mitra
Advocate

03
30.04.2024

For the State Respondents : Mr.Debabrata Koley
Advocate

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.

On consent of the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

Mrs.S.Mitra, learned counsel contends that the primary reason given in rejection of the compassionate employment is not tenable because the applicant had submitted his application in prescribed proforma on 05.07.2010. Copy of such proforma application dated 05.07.2010 is in this application. The impugned order dated 28.02.2023 rejecting the compassionate employment had mentioned that the applicant submitted proforma application after lapse of more than two years on 09.11.2016. The death of the deceased employee occurred on 27.04.2010.

In view of the above submissions, direction is given to the respondent authorities to verify whether the applicant had indeed submitted the proforma application dated 05.07.2010. Let a copy of the proforma application dated 09.11.2016 be filed before this Tribunal on the next date. Let the matter appear under the heading "For Orders" on 29.08.2024.

BLR

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON AND MEMBER (A)

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