

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 555 OF 2024

APARNA LET DAS - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

03
30.04.2025

For the Applicant	:	Mr. Ivan Ray Advocates
For the State Respondents	:	Mr. Soumendra Narayan Ray 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.

Mr.I.Ray, learned counsel is pressing only for prayer 9(c) relating to an employment under compassionate ground. Late Tarun Das, husband of the applicant had died while in service on 03.01.2024 working as Warder in Purulia District Correctional Home. Praying for an employment under compassionate ground for herself, Aparna Let Das, the wife of the deceased employee and the applicant filed representations before the respondent authorities, including the Principal Secretary, Department of Correctional Administration. Since she has not received any response from the Respondent authorities, this application has been filed. A copy of the correspondence addressed by the Superintendent, Purulia District Correctional Home by Memo 2354 dated 13.09.2024 addressed to the DIG of Correctional Services, Midnapur mentions that the applicant had also prayed for an employment under compassionate ground.

Mr.S.N.Ray, learned counsel representing the State submits that due to want of a legal heir certificate, the respondent authorities were not

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in a position to take the final decision in this matter.

Having heard the submissions of the learned counsels and after examination of the records in this application, the Tribunal finds that although an application has been furnished by the applicant praying for an appointment under compassionate ground, but no decision has been taken. It appears from the submission of Mr.S.N.Ray, and Memo. No. 2354 dated 13.09.2024 that the applicant was required to submit legal heir certificate from the District Magistrate, Birbhum. For want of such a legal heir certificate, the respondent authority is not in a position to neither process the application for compassionate employment nor release pending bills of GISS and GISI, leave salary and other pensionary benefits to the applicant. Mr.I.Ray, learned counsel informs that the applicant's side has already applied for such a certificate from the office of District Magistrate, Birbhum with further submission is that if such certificate is issued, the same will be presented before the office of the respondent authorities.

Let the matter appear under the heading "For Orders" on 30th July, 2025.

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

BLR