

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 632 OF 2024

ABHIJIT MONDAL

- Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

For the Applicant

:

Mrs. Sonali Mitra
Advocate

03
29.04.2025

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.

The applicant has prayed for setting aside the impugned order dated 05.07.2024. By this impugned order the respondent authority regretted the prayer of the applicant for an employment under compassionate ground.

The Joint Secretary, Department of Irrigation & Waterways Department in its order No. 1808 dated 05.07.2024 regrets its inability without giving any ground or relying on any rules and therefore, it is bad in law. Thus, the impugned order No. 1808 dated 05.07.2024 is untenable, and therefore, quashable and is quashed and set aside. The respondent No. 2, The Joint Secretary, Department of Irrigation & Waterways is directed to take a final decision after passing a fresh reasoned and speaking order within three months from the date of communication of this order and communicate the same to the applicant within two weeks thereof.

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THE STATE OF WEST BENGAL & OTHERS.

With the above direction, this application is disposed of.

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

BLR