

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

The Hon'ble Mrs. Urmita Datta (Sen), Member (J) &
The Hon'ble P. Ramesh Kumar, Member (A).

MA 132 of 2019 (OA -446 of 2017)

Kanniya Rai Vs. **The State of West Bengal & Ors..**

Serial No. and Date of order. 1	Order of the Tribunal with signature 2	Office action with date and dated signature of parties when necessary 3
<p style="text-align: center;">06 06.09.2019</p>	<p>For the petitioner : Mr. H.N. Sahu, Mr. A. Sahu, Learned Advocates.</p> <p>For the respondent : Mr. S.N. Roy, Learned Advocate.</p> <p style="text-align: center;">The counsel for the applicant has fairly prayed for leave to amend the cause title with regard to Respondent No. 1 and has submitted that in place of Joint Secretary, I & W D Deptt., it would be Secretary, I & W D Deptt. Leave is granted.</p> <p style="text-align: center;">Affidavit of service has been filed. Let it be kept with the record.</p> <p style="text-align: center;">The instant application has been filed praying for a direction upon the respondents for taking final decision regarding compassionate appointment of the applicant.</p> <p style="text-align: center;">During the course of hearing, the counsel for the applicant has drawn our</p>	

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<p style="text-align: center;">06 06.09.2019</p> <p>Page /2</p>	<p>attention to the Memo dated 02.02.2017 issued by the Superintending Engineer, Metropolitan Drainage Circle, I & W D Deptt. asking for certain documents to be submitted before the authority for consideration of the case of the applicant. The applicant had submitted required documents and an interview was taken place. Thereafter, the Director of Personnel and Ex-Officio Chief Engineer, I & W Directorate vide his Memo dated 14.03.2019 (Annexure-F to the MA application) had requested the Secretary to the Govt. of West Bengal, I & W D Deptt. to take final decision in this regard. However, till date no decision has been communicated to him.</p> <p style="text-align: center;">During the course of hearing, counsel for the applicant has submitted that it would his purpose if the respondent no. 1 would be directed to take final decision with regard to his compassionate appointment and communicate the same within a stipulated period of time.</p>	

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<p style="text-align: center;">06 06.09.2019</p> <p style="text-align: center;">sc</p>	<p style="text-align: center;">The counsel for the respondent has also admitted that the prayer of the applicant is still pending before the authority final taking final decision and he has no objection to the proposal of the counsel for the applicant.</p> <p style="text-align: center;">Accordingly, Respondent No. 1, Secretary, I & W D Deptt. is directed to take final decision with regard to the compassionate appointment of the applicant by passing a speaking and reasoned order and to communicate the decision to the applicant within a period of 12 weeks from the date of receipt of the order. Accordingly, both MA & OA are disposed of with the above direction with no order as to costs.</p> <p style="text-align: center;"> P. RAMESH KUMAR MEMBER (A) URMITA DATTA (SEN) MEMBER (J) </p>	

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