

Court No. 17

WPA 10816 of 2022

22.08.2022

(A 53)

(S. Banerjee)

Arghya Pal

Vs.

The State of West Bengal & Ors.

Mr. Manas Kumar Das

... for the petitioner

Mr. Arindam Chattopadhyay

Ms. Lipika Chatterjee

... for the State

Md. Sarwar Jahan

Mr. Naymul Hoque

... for the respondent no. 5

Let the affidavit of service filed in court today be kept with the record.

The petitioner is an adopted son of a teacher of a primary school who expired on 31.10.2009. The said primary teacher, according to the petitioner, took adoption on 16.10.2009. The petitioner claims compassionate appointment and the pensionary benefit which, in my view, cannot be granted as the learned advocate has failed to show any rule to the effect that after attaining majority, the adopted son can make a claim for compassionate appointment. Apart from that the date of adoption and the date of expiry of the said teacher are in close proximity which raises a doubt. The teacher expired on 31.10.2009 and he took the adoption

on 16.10.2009. This close proximity is extremely doubtful.

I do not find any merit in this writ application and for the reasons as aforesaid, the writ application is dismissed.

(Abhijit Gangopadhyay, J.)