

Item No. 79(ML)

In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side

10.02.2023
Ct-24

WPA 20920 of 2021
Tanima Ghosh Bairagi
v.
The State of West Bengal & Ors.

Mr. Pritam Choudhury
Mr. Abhisek Addhya
... for the petitioner.

Mr. Biswabrata Basu Mallick
Mr. Avisek Prasad
... for the State.

The petitioner seeks compassionate appointment.

It appears from the communication made by the Chairman, Baidyabati Municipality on March 26, 2018 addressed to the mother of the petitioner i.e. the widow of the deceased employee that her name has already been enrolled in the roll meant for compassionate appointment.

The petitioner thereafter filed a writ petition being WP 5054 (W) of 2018 which stood disposed of by this Court on July 11, 2018. The petitioner relies upon a judgment delivered by the Hon'ble Division Bench in MAT 859 of 2018 with CAN 6137 of 2018 (Debabrata Tiwari v. The State of West Bengal & Ors.)

An appeal has been carried from the judgment passed in the matter of Debabrata Tiwari (supra).

It has been submitted by the learned advocate representing the State respondents that the Hon'ble Supreme Court has been pleased to direct stay of operation of the direction passed in Debabrata Tiwari (supra).

As it appears that the name of the mother of the petitioner has already been empanelled in the roll meant for compassionate appointment, accordingly, no further relief can be granted to the petitioner in the present writ petition.

The writ petition stands disposed of.

Urgent certified photocopy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

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(Amrita Sinha, J.)