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Central Administrative Tribunal
Principal Bench

O.A.No.1858/2002

Hon'ble Shri Shanker Raju, Member(J)

New Delhi, this the 17th day of January, 2003

Hari Lal Chauhan
s/o Shri Badri
r/o SH-158, Shastri Nagar
Ghaziabad - 201 002. Applicant

(By Advocate: Sh. S.N.Anand)

Vs.

1. The Secretary
Ministry of Communications
(Department of Telecommunications)
Sanchar Bhawan
20, Ashoka Road
New Delhi - 110 001.
2. The Chief General Manager
UP (West) Telecom Circle
Dehradun (UP).
3. The General Manager
Telecom District
Ghaziabad (UP). ... Respondents

(By Advocate: Sh. M.M.Sudan)

O R D E R(Oral)

By Shri Shanker Raju, M(J):

Heard the parties.

2. By notification dated 30.9.2000, after setting up of Bharat Sanchar Nigam Limited (hereinafter called as "BSNL"), staff of the Department of Telecommunication (hereinafter called as "DoT") has been transferred to BSNL.

3. The claim of applicant, on the strength of having worked from 1991 to 1996 as Typist/Casual Labour on casual basis, is for regularisation.

4. As respondents have raised a preliminary objection of jurisdiction, applicant strenuously

argued that a similar matter was entertained at Allahabad Bench of this Tribunal in OA No.323/2002, decided on 27.3.2002. After perusing of the same, I find that in OA 323/2002 jurisdiction issue has not been adjudicated.

5. As the entire staff of DoT has been transferred to BSNL, this Court has no jurisdiction to entertain their grievance as BSNL is yet to be notified under Section 14 of the Administrative Tribunals Act, 1985.

6. In OA No.136/PB/2001 (Gunjeet Singh vs. Union of India & Others, decided on 25.7.2001), Chandigarh Bench of this Tribunal a similar issue of jurisdiction was raised, where the grievance of the applicant for regularisation has been turned down for want of jurisdiction. I respectfully agree with the same.

7. Accordingly, for want of jurisdiction, OA is dismissed, giving liberty to applicant to assail his grievance, in accordance with law, before the appropriate forum. No costs.

S. Raju

(Shanker Raju)
Member(J)

/rao/