

Central Administrative Tribunal, Principal Bench

Original Application No. 2572 of 1999
M.A. No. 388/2000

New Delhi, this the 23rd day of February, 2000

Hon'ble Mr. S. R. Adige, Vice Chairman(A)
Hon'ble Mr. Kuldip Singh, Member (J)

Shri Atam Prakash Sharma
S/o Late Shri Bhagwan Das
R/o 473, Rishi Nagar, Shakurbasti,
Delhi-110 034.

- Applicant

(By Advocate - Shri S.P. Sharma)

Versus

1. The Union of India,
through the Secretary,
Ministry of Rural Development,
Krishi Bhawan,
New Delhi-110 003.
2. The Union Public Service Commission,
through its Secretary,
Shahajehan Road,
New Delhi.

- Respondents

(By Advocate - Shri V.S.R. Krishna)

O R D E R (ORAL)

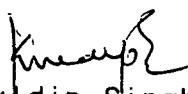
By Hon'ble Mr. S.R. Adige, Vice Chairman(A)

1. Heard both sides.
2. Neither side denies that recruitments have to be made in accordance with the Recruitment Rules which were prevailing at the point of time when the vacancies arose.
3. Respondents amended the Recruitment Rules in 1993 vide notification dated 27.5.93 (Annexure P-21). Therefore, vacancies that arose prior to 27.5.93 would have to be filled in accordance with the recruitment rules in force, prior to the amendments.

(B)

4. Under the circumstances, this OA is disposed of by directing respondents to examine whether vacancies of Statistical Investigator Grade-I in the promotion quota became available between 25.4.91, on which date applicant became eligible for consideration for promotion as per rules then prevailing, and 27.5.93 on which date the amendments to the recruitment rules were notified, and if vacancies did exist, consider applicant's case for promotion as Statistical Investigator Grade-I in accordance with rules and instructions on the subject. In the event applicant is promoted, he shall be entitled to all consequential benefits flowing therefrom in accordance with rules and instructions.

5. These directions should be implemented within 3 months from the date of receipt of a copy of this order. No costs.


(Kuldeep Singh)

Member(J)


(S.R. Adige)
Vice Chairman(A)

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