

CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH
NEW DELHI

OA 2675/99

New Delhi this the 5th day of July, 2000
Hon'ble Smt. Lakshmi Swaminathan, Member (J)

Krishan Nandan Paswan
S/O Sh. Ginori Paswan
R/O RZ 25, B/12-A, Indra Park,
Palam Colony, New Delhi.

.. Applicant

(By Advocate Shri M.K. Bhardwaj)

Versus

Union of India through

1. Secretary,
Ministry of Urban Development &
Employment, Nirman Bhawan,
New Delhi.

2. Director General,
C.P.W.D. Nirman Bhawan,
New Delhi.

3. Superintending Engineer
C.P.W.D. Ram Manohar Lohia
Hospital, New Delhi.

.. Respondents

(By Advocate Shri K.K. Patel)

O R D E R (ORAL)

(Hon'ble Smt. Lakshmi Swaminathan, Member (J))

In this application the applicant has stated that he was engaged as casual labourer and has been wrongfully dis-engaged by the respondents w.e.f. 14.10.1999. While the applicant states that he had worked for more than 240 days with the respondents, this has been denied by them. They have, however, submitted that the applicant has worked for 128 days only.

2. Shri M.K. Bhardwaj, learned counsel for the applicant has submitted that in the above circumstances, a direction may be given to the respondents to re-engage the applicant in preference to freshers and juniors. The respondents have stated that they have not received any representation from the applicant and they have also stated that no fresh person or junior has been engaged in the intervening period

(11)

after disengaging the services of the applicant.

3. In the above facts and circumstances of the case, there is no ground to set aside the termination order passed by the respondents. However, in view of the fact that the respondents have themselves stated that the applicant had worked with them for 128 days, in case the respondents need the services of a casual labourer to do the work of the nature the applicant had been doing earlier, they shall consider ~~for~~^{to} re-engaging the applicant, in preference to freshers and outsiders.

4. O.A. is disposed of as above. No order as to costs.

Lakshmi Swaminathan

(Smt. Lakshmi Swaminathan)
Member(J)