

CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH

C.P.No.237/2000 in
O.A.No.1382/99

Hon'ble Shri Justice V.Rajagopala Reddy, VC(J)
Hon'ble Shri Govindan S. Tampi, Member(A)

New Delhi, this the 7th day of November, 2000

Mrs. Rachna Sakhuja
w/o Sh. Vinit Sakhuja
r/o A023, Ganesh Nagar
Pandav Nagar Complex
Near Hanuman Mandir
Delhi - 110 092.

.. Petitioner

(By Shri S.K.Sinha, Advocate)

Vs.

1. Mr. S.C.Poddar
Director of Education
Govt. of NCT of Delhi
Old Secretariat
Delhi.
2. Ms. Rekha Jain
Deputy Director of Education
District South West, C-IV
Vasant Vihar
New Delhi.
3. Mr. P.C.Bose
Deputy Director of Education
District Sout West, C-IV
Vasant Vihar
New Delhi.
4. Mrs. Neena Malhotra
Acting Principal
Govt. Girls Middle School
Tughlakabad Extension
New Delhi.

... Respondents

(By Shri Mohit Madan, proxy of Mrs. Avnish Ahlawat,
Advocate)

O R D E R (Oral)

Justice V. Rajagopala Reddy:

Heard the counsel for the petitioner and the respondents. The following is the order that was complained of having not been complied with:

"Under the circumstances this OA is disposed of with a direction to respondents to re-engage the applicant as TGT (Maths) in preference to her juniors and outsiders within 2 months from the date of receipt of a copy of this order, with the clear stipulation that she would be allowed to work only till such time as regularly recruited persons become available. No costs."

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2. The learned counsel for the petitioner contends that in the same school there are certain Teachers who are juniors to her and the respondents are keeping those juniors in the employment but petitioner is ~~gone~~^{thrown} out. But ^a reading of the order does not show that the juniors who are already working at the time of filing of the OA should be thrown out to give way to the petitioner. The direction only says that in future the applicant should be considered for engagement in preference to juniors or outsiders. We do not therefore find any cause for complaint in this CP. However, it is stated by the learned counsel for the petitioner that there are at least 100 vacancies of TGT (Maths) in the Schools run by the Delhi Administration to which the petitioner could be accommodated. The learned counsel for the respondents, however, submits that as per the direction of the High Court, these vacancies should be filled up only by ^{but} a regularly appointed Teachers. ^{We} do not find any difficulty in accommodating if any vacancies are found till the regularly selected and appointed Teachers ~~are~~^{are} replaced ^{them}. ^h

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3. In view of the above, the CP is closed, directing the respondents to consider the case of the petitioner if any vacancy of TGT (Maths) ~~are~~^{is} available, in preference to her juniors and outsiders till the vacancies are filled up by the regularly appointed Teachers. Notices issued are discharged. No costs.

(GOVINDAN S. TAMPI)
MEMBER(A)

(V. RAJAGOPALA REDDY)
VICE CHAIRMAN(J)

/RAO/