

Central Administrative Tribunal
Principal Bench
New Delhi.

OA-2216/95

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New Delhi this the 27th day of November, 1996.

Hon'ble Sh. S.R. Adige, Member (A)
Hon'ble Dr. A. Vedavalli, Member (J)

Sh. A.A. Farooquee,
working as Dy. Commissioner of Police,
Delhi Police, R/o Flat No.1,
P.S. Rajouri Garden,
New Delhi-110027. Applicant

(By Advocate Dr. J.C. Madan)

Versus

1. Union of India
through its Secretary,
Ministry of Home Affairs,
North Block,
New Delhi.
 2. Secretary to the Govt. of India,
Deptt. of Personnel,
North Block,
New Delhi.
 3. Secretary, U.P.S.C.,
Dholpur House,
Shahjahan Road,
New Delhi.
 4. Chief Secretary,
Govt. of N.C.T. of Delhi,
5, Sham Nath Marg,
Delhi.
- ... Respondents

(By Advocate - None)

ORDER(Oral)
(Hon'ble Mr. S.R. Adige)

We have heard applicant's counsel Sh. J.C.
Madan.

2. The applicant seeks a direction to the
respondents to implement their order dated 17.9.77 and
a direction to the respondents to appoint him in the
I.P.S. in the year 1977, with all consequential
benefits.

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3. The applicant's case is that he was at serial No.102 in the list of general candidates, out of 131 candidates who were selected in the Civil Services Examination, 1976. His contention is that he had equal marks as those who were at serial No.99-101 but no appointment letter was issued to him to join I.P.S. although 102 vacancies were available at that time.

4. Applicant's counsel further states that this alleged mistake on the part of the respondents was learnt by him only in November, 1994, and immediately thereafter he filed a representation dated 22.11.94 to the Home Secretary (Union of India), which was forwarded through proper channel, but so far no reply has been received to the same, despite reminders.

5. According to the applicant's own averments the cause of action relates to 1977, and is, therefore, hit by limitation and lack of jurisdiction under Section 21 (2) (a) of the Administrative Tribunal's Act, 1985.

6. In the light of the above, we hold that we have no jurisdiction to consider this prayer and under the circumstance, the O.A. is dismissed, giving liberty to the applicant to agitate his grievance before any other appropriate forum, if so advised. No costs.

A. Vedavalli

(Dr. A. Vedavalli)
Member(J)

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S.R. Adige
(S.R. Adige)
Member(A)