

Central Administrative Tribunal  
Principal Bench  
New Delhi

OA-2452/95

23

This the 30th day of September, 1997.

HON'BLE SHRI N. SAHU, MEMBER (A).

1. Shri Ashok Kumar  
S/o Shri Bhim Singh Sharma  
Casual Worker  
All India Radio  
R/o 408-33/34, Omkar Nagar-B  
Tri Nagar,  
Delhi-110035.
  2. Shri Jaya Prakash  
S/o Shri Charani  
Casual Worker, All India Radio  
R/o 1818 Kotla Mubarakpur  
Uday Chand Marg,  
New Delhi.
  2. Rajesh Kumar  
S/o Shri Bishan Das  
R/o C-131 Maharani Enclave  
New Delhi.
  3. Satish Chandra  
S/o Shri Mahanand  
R/o 1908 Kotla Mubarak pur  
New Delhi.
  4. Satish Chandra  
S/o Shri Mahanand  
R/o 1908, Kotla Mubarakpur  
New Delhi.
  5. Balbir Prasad  
S/o Shri Sankar Lal  
R/o V-56 Vijay Park  
Mojpur  
Delhi-110053
  6. Raj Kumar  
S/o Shri Ban Singh  
R/o Vill. & P.O. Kultal  
Dist. Rohtak  
Haryana  
(By Advocate Shri K.N.R. Pillai) .....
- Versus
1. Union of India  
Through the Director General  
All India Radio,  
Sansad Marg,  
New Delhi.
  2. Shri P.N. Bansal  
Station Engineer (Supdtg. Engineer),  
Delhi Station  
All India Radio  
New Delhi. ....
- Applicant  
Respondents
- (By Advocate Shri K.C.D. Gangwani)

contd....

ORDER(Oral)

24


By Hon'ble Shri N.Sahu, Member(A).

Six applicants ~~are~~ join together in this O.A. and seek a direction to quash the termination of their service on 8.12.95 by verbal order of the 2nd respondent; and also to direct that they be allowed to continue as Casual Workers as long as the work for which the Casual Labour vacancies were sanctioned. They also seek a direction that the applicants be appointed in regular Group 'D' vacancies: the first under the Chief Engineer (R & D) and second and third under the Station Director, New Delhi. It is urged that the replacement of Casual labour was in violation of Director General's Orders as at Annexures A-VI and A-VII issued in compliance with this Tribunal's judgement at Annexure A-V. There is no particular dispute in para 3 of the counter reply. The respondents stated that in case any Casual Work becomes available in the office of respondents, they will be considered keeping in view their seniority in the panel maintained. They will be given preference as per the direction of this Bench on 24.1.96 over their juniors and outsiders. At present there is no work available in the office for considering them according to their seniority.

2. I accordingly direct that whenever work is available, the applicants shall be considered on the basis of their seniority and freshers shall not be engaged. It is urged that the External Services Division have been making nominations for Casual jobs and Group 'D' vacancies on the basis of seniority lists prepared.

3. Applicant Nos.1,2 & 3 were nominated by this coordinate Agency for the purpose of regular vacancies of Chaprasies, Farashes and Safaiwala. By virtue of

Annexure A-1 and A-1(a), whenever any regular vacancies arise respondents shall consider the claim of these applicants in accordance with rules for filling up Group 'D' vacancies according to their seniority. O.A. is disposed of as above. No costs.

  
( N. SAHU )  
MEMBER(A)

RB