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CENTRAL ADMINISTRATIVE TRIBUNAL PRINCIPAL BENCH

O.A.No.964/96

New Delhi: this the 8th day of February, 2000.

HON'BLE MR. S. R. ADIGE, VICE CHAIRMAN (A).

HON'BLE MR. KULDIP SINGH, MEMBER (J)

O.P. Gupta,

Clerk PRS,

Project Manager,

Electrical (PRS) IRCA Building,

New Delhi

..... Applicant.

(By Advocate: Shri O.N. Moorli)

Versus

1. Union of India,
through

General Manager,
Northern Railway,
Baroda House,
New Delhi.

2. Deputy Project Manager (Electrical), PRS,
Northern Railway, IRCA Building,
New Delhi.

3. Divisional Manager (Northern Railway),
Muradabad (UP) Respondents.

(By Advocate: Shri R.L. Chawan)

ORDER

HON'BLE MR. S. R. ADIGE, VICE CHAIRMAN (A).

Applicant seeks regularisation as Clerk from the date of his adhoc promotion as such i.e. 11.5.83 with consequential benefits.

2. Heard.

3. Applicant has not denied in rejoinder, the specific averment of respondents in their reply that applicant was appointed as a Khalasi in Mech. Engineering Deptt. and was transferred to Railway Electrification Project Organisation, New Delhi on 26.12.80 and was promoted in REP Organisation against an ex-cadre post of

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9 (10)

Clerk (Rs. 260-400) on adhoc basis on 11.5.83.

4. Applicant has no enforceable legal right to compel respondents to regularise him against an ex-cadre post outside his own channel of promotion even if he has been working against that post on adhoc basis since long.

5. Northern Railway letter dated 18.2.97 (Ann- III) does not help applicant's case as it refers to eligible Group 'D' Staff (emphasis supplied). No rule or instruction has been shown by applicant to establish that an employee of ME Deptt. is eligible for regularisation as a Clerk in REP Organisation merely because he has ^{been} working against the post of clerk on adhoc basis in that organisation since long.

6. The OA warrants no interference. It is dismissed. No costs.

Kuldeep Singh
(KULDEEP SINGH)
MEMBER(J).

S.R. Adige
(S.R. ADIGE)
VICE CHAIRMAN(A).

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