

**CENTRAL ADMINISTRATIVE TRIBUNAL  
ERNAKULAM BENCH**

**Original Application No.180/00392/2020**

Thursday, this the 4<sup>th</sup> day of February, 2021

**C O R A M :**

**HON'BLE Mr.P.MADHAVAN, JUDICIAL MEMBER**

**HON'BLE Mr.K.V.EAPEN, ADMINISTRATIVE MEMBER**

Viswanathan Pillai, aged 57

S/o.late Krishna Pillai, MES No.374356

FGM (MCM), Garrison Engineer (AF)

Pulayanarkotta, Thiruvananthapuram – 682 011

Residing at MES Qtr. No.P/68/1, Vayuvihar

Mob: 9446120780

(By Advocate Mrs.P.Ushakumari)

...Applicant

**v e r s u s**

1. The Assistant Garrison Engineer E/M(AF)  
Military Engineer Service  
Pulayanarkotta, Thiruvananthapuram- 695 031
2. The Garrison Engineer (AE) Military Engineer Service  
Pulayanarkotta, Thiruvananthapuram-695 031
3. The Command Works/Engineers (AF)  
Military Engineer Service  
Pulayanarkotta, Thiruvananthapuram-695 031
4. The Chief Engineer, Military Engineer Services  
Head Quarters, Southern Command, Pune – 412 101
5. The Union of India, represented by the Secretary to Government  
Ministry of Defence, Government of India  
New Delhi – 110 001

....Respondents

(By Advocate : Mr.T.C.Krishna,Sr.PCGC)

This application having been heard on 4<sup>th</sup> February 2021, this Tribunal on the same day delivered the following :



**ORDER (ORAL)**

**HON'BLE Mr.P.MADHAVAN, JUDICIAL MEMBER**

This is an Original Application filed seeking the following relief:

*"(a) This Hon'ble Tribunal may be pleased to call for the records connected with the case.*

*(b) Hon'ble Tribunal may be pleased to set aside the Annexure A12 order issued by the 2<sup>nd</sup> respondent, since it was issued in a casual and arbitrary manner.*

*(c) This Hon'ble Tribunal may be pleased to direct the 1<sup>st</sup> and 2<sup>nd</sup> respondents to grant/allow duly duty rotation to the applicant from Mukkunnimala to any one of the station mentioned in the Annexure A7 respondent, till the Covid-19 Pandemic is resolved.*

*(d) Issue any other order or direction and grant such other reliefs as this Hon'ble Tribunal may found deem fit and proper in the circumstances of this case. "*

2. When the matter came up for consideration, counsel for the applicant submits that she is not pressing the Original Application as the relief has already been granted to the applicant. **Hence the Original Application is disposed of as not pressed.** No costs.

(K.V.EAPEN)  
**ADMINISTRATIVE MEMBER**  
SV

(P.MADHAVAN)  
**JUDICIAL MEMBER**



### **List of Annexures**

- Annexure A1 - True copy of the office order No.21 dated 27.1.2016
- Annexure A2 - True copy of the discharge summary issued by the Department of Neurology, KIMS Hospital, Thiruvananthapuram dated 22.3.2017
- Annexure A3 - True copy of the representation dated 20.2.2018 given by the applicant to the 2<sup>nd</sup> respondent
- Annexure A4 - True copy of the office order No.108 dated 22.2.2019 issued by the 1<sup>st</sup> respondent
- Annexure A5 - True copy of the representation dated 9.6.2020 given by the applicant to the 1<sup>st</sup> respondent
- Annexure A6 - True copy of order of this Hon'ble Tribunal dated 23.7.2020 in O.A No.319/2020
- Annexure A7 - True copy of the representation dated 1.7.2020 submitted by the applicant to the respondents 1 to 4.
- Annexure A8 - True copy of the representation dated 23.7.2020 sent by the applicant to the 2<sup>nd</sup> respondent
- Annexure A9 - True copy of the communication dated 4.8.2020 sent by the 1<sup>st</sup> respondent to the applicant
- Annexure A10 - True copy of the affidavit dated 10.8.2020 submitted by the applicant to the 1<sup>st</sup> respondent
- Annexure A11 - True copy of the reply given by the applicant to the 1<sup>st</sup> respondent on 10.8.2020
- Annexure R-1 - True copy of the said representation dated 8 Apr 2019 along with forwarding letter dated 09 Apr 2019 from the O/o AGE EM (AF)
- Annexure R-2 - True copy of CWE(AF) Trivandrum vide GE (AF) Trivandrum letter No.1003/5532/EIB dated 11.4.2019
- Annexure R-3 - True copy of letter No.10103/69/EIB of CWE(AF)



Trivandrum dated 2.5.2019

Annexure R-4 - True copy of letter No.10031/5546/EIB of GE(AF)  
Trivandrum dated 3.5.2000

Annexure R-5 - True copy of letter No.1003/556/EIB of GE(AF)  
Trivandrum dated 18.8.2020

Annexure R-6 - True copy of letter dated 3.8.2020 submitted by the  
applicant

Annexure R-7 - True copy of Medical certificate dated 14.8.2020

Annexure R-8 - True copy of the letter No.1003/5557/EIB of GE(AF)  
Trivandrum dated 14.8.2020

Annexure P15 - A true copy of the order No.1003/5560/EIB dated 17.8.2020  
issued by the 2<sup>nd</sup> respondent to the petitioner

Annexure P16 - A true copy of the letter dated 3.12.2020 send by the  
applicant to the 2<sup>nd</sup> respondent along with post receipts.

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