



**Central Administrative Tribunal
Jammu Bench, Jammu**

Hearing through video conferencing

OA No. 062/506/2020

Tuesday, this the 20th day of August, 2020

**Hon'ble Dr. Bhagwan Sahai, Member (A)
Hon'ble Mr. Rakesh Sagar Jain, Member (J)**

Rqfiq Ahmad Raina Aged 40 years S/o Mohammad Shafi Raina, R/o Jumgand, Tehsil Trehgam, District Kupwara, Teacher at Government Upper Primary School (UPS) Kochiban, Jumgund, Trehgam District Kupwara

.....Applicant

(Advocate: Mr.T.A. Lone)

Versus

1. Union Territory of Jammu and Kashmir, through Commissioner/Secretary to Government, School Education Department, Civil Secretariat, Jammu/Srinagar.
2. Director, School Education Department, Kashmir at Srinagar.
3. Chief Accounts Officer, Directorate of School Education, Kashmir, at Srinagar.
4. Chief Education Officer, District Kupwara.
5. Zonal Education Officer, Trehgam, Kupwara.

.....Respondents

(Advocate: Mr.Sudesh Magotra, DAG)

ORDER

Rakesh Sagar Jain, Member (J):

1. The applicant is aggrieved of the inaction of the respondent department to settle/decide the suspension period of about four months from 02.10.2014 to 28.01.2015, during which the applicant, a teacher remained under suspension.
2. Heard the counsels for the respective parties.
3. After arguing for some time, the applicant's counsel submits that the applicant would be satisfied if this OA is disposed of by giving directions to the respondents to decide his pending representation with Chief Education Officer, Kupwara within a specified period of time.
4. In view of the submission made by applicant's counsel, this OA is disposed of with directions to Chief Education Officer Kupwara to settle the period of suspension under Rules. Respondents are also directed to consider the grant of in-situ promotion as per rules to applicant with effect from the date on which it became due to the applicant while deciding his representation.

5. OA is disposed of with the above directions. No costs.

(Rakesh Sagar Jain)
Member (J)

(Dr. Bhagwan Sahai)
Member (A)

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