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CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH: NEW DELHI

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OA.No.1793 of 1990

Dated at New Delhi, this 25th day of August, 1994

Hon'ble Shri A. V. Haridasan, Member(J)

Hon'ble Shri B. K. Singh, Member(A)

Shri Manohar Lal
R/o G-34, Press Colony
Nilokheri
HARYANA

... Applicant

By Advocate: None

VERSUS

Union of India

1. Secretary
Ministry of Urban Development
NEW DELHI

2. Director
Directorate of Printing
B. Wing, Nirman Bhawan
NEW DELHI

3. Shri Lakhi Ram
R/o G-13, Press Colony
Nilokheri, Dist. Karnal
HARYANA

4. The Manager
Government of India Press
Nilokheri
HARYANA

... Respondents

By Advocate: Shri N. S. Mehta

O R D E R
(Oral)

Shri A. V. Haridasan, Member(J)

The grievance of the applicant who is working as Mono Key Operator in the Government of India Press, Nilokheri, is that on account of revision of the Recruitment Rules in the year 1987 the post of Mono Key Operator has been removed from the promotion to feeder cadre ~~for~~ the post of Foreman (case). Consequent on the change in the Recruitment Rules, one Shri Lakhi Ram, Section Holder, who prior to the

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amendment of the Recruitment Rules ranked junior to the applicant in the combined seniority list, was promoted to the post of Foreman(Case) while the applicant was not considered for promotion. The applicant has, therefore, filed this application challenging the vires of the Recruitment Rules which took away the cadre of Mono Key Operator from the feeder cadre for the post of Foreman(Case). The applicant alleges that there is no justification in removing the cadre of Mono Key Operator from the feeder cadre and that the removal amounts to hostile discrimination.

2. The respondents in their reply contends that the revision of the Recruitment Rules was notified in the year 1987 which is applicable to Govt. of India Presses throughout the country and not to any individual. The changes were brought out taking into account the requirement of service in the administrative system of the Government ^{Presses} and that therefore, there is no merit in the case of the applicant that the removal of Mono Key Operator from the feeder cadre for promotion to Foreman(Case) is violative of Article 14 and 16 of the Constitution. They have further contended that Shri Lakhi Ram was not only a Section Holder in the feeder category for promotion to the post of Foreman(Case), but he is also a person belonging to Scheduled Caste category, and

therefore promoted against the reserved quota and, therefore, the applicant cannot have a legitimate grievance.

3. None has appeared for the applicant.

Shri N. S. Mehta appeared as counsel for the respondents.

We have perused the materials on record and heard the learned counsel for the respondents. It is a prerogative of the Government to frame Recruitment Rules befitting

the requirement of service and in that process the

Government is at liberty to ~~act or~~ ^{add to be deliberate} ~~subside~~ proper feeder

^{Calagurus} ~~cadres~~. We do not find any force in the contention of

the applicant that the new Recruitment Rules has ^{resulted} brought

ⁱⁿ ~~out~~ hostile discrimination. The promotion of Shri

Shri Lakhi Ram and the non promotion of the applicant

are definitely in order because Shri Ram belongs to

Scheduled Caste category and secondly, he falls into the

feeder cadre for promotion to the post of Foreman(Case)


against reserved quota for Scheduled Caste, while the


applicant even does not fall in the feeder cadre. In

the result, there is no merit in this OA and the same is

dismissed accordingly, leaving the parties to suffer their

own costs.


(B. K. Singh)
Member(A)


(A. V. Haridasan)
Member(J)

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