

2

Central Administrative Tribunal, Principal Bench
Original Application No. 794 of 2004

New Delhi, this the 31st day of March, 2004

Hon'ble Mr. Justice V.S. Aggarwal, Chairman
Hon'ble Mr. R.K. Upadhyaya, Member (A)

Kishan Swarup Upadhyay
S/o late Shri Ram Bahori Lal Upadhyay,
R/o G-152, Sector-9,
New Vijay Nagar, Ghaziabad Applicant

(By Advocate: Shri H.P. Chakravorty with Shri M.L. Sharma)

Versus

1. Union of India through
The Chairman, Railway Board,
Ex-Officio Principal Secretary, Govt. of India,
Ministry of Railway, New Delhi
2. The General Manager,
Northern Railway, Baroda House,
New Delhi.
3. Mrs. Rosalia Minj,
Asstt. Statistical Officer,
Head Quarter's Office Northern Railway,
Baroda House, New Delhi Respondents

O R D E R (ORAL)

By Justice V.S. Aggarwal, Chairman

The applicant, by virtue of the present application, seeks that he should be declared senior to respondent no.3 and further a direction to respondents 1 and 2 to issue seniority/gradation list of Group 'B' service of the post of Assistant Statistical Officer of Northern Railway.

2. For purposes of the present petition, we deem it unnecessary to dwell into the merits of the matter. The reasons are obvious. Any expression of opinion, at the threshold, would only be embarrassing for either side.

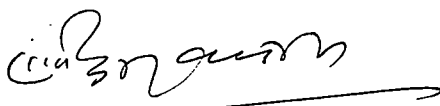
ls Ag


(B)

-2-

3. The short grievance subject to other pleas is that the seniority list of the officers has not been drawn. The applicant has already submitted a couple of representations copies of which are on the record.

4. Taking stock of these facts, it is directed that respondent no.2 would consider the representations and in accordance with law draw a seniority list of Assistant Statistical Officers. Even if such a seniority list has already been drawn, respondent no.2 may communicate it to the applicant. The necessary exercise preferably may be taken within six months of the receipt of the certified copy of the present order. O.A. is disposed of.


(R.K. Upadhyaya)
Member (A)


(V.S. Aggarwal)
Chairman

/dkm/