

O.A. No. 1947/93

New Delhi, this the 14th day of July, 1999

HON'BLE SHRI S.R. ADIGE, VICE-CHAIRMAN(A)
HON'BLE SHRI P.C. KANNAN, MEMBER (J)

In the matter of:

Sh. S.C.Malik S/o. Sh. P.L.Malik,
Section Officer (G),
Publications Information Directorate,
Pusa, New Delhi-110012.APPLICANT.

(By advocate: None)

VERSUS

- 1). C.S.I.R,
through Director General,
Anusandhan Bhawan,
Rafi Marg, New Delhi.
- 2). Mrs. D.Kamalaxmi,
Sr. Personal Asstt.,
Central Food Technological,
Research Institute,
Mysore-570013.
- 3). Sh. Surender Kumar,
S. Personnel Asstt.,
Council of Scientific &
Industrial Research,
Rafi Marg,
New Delhi-110001.
- 4). Sh. K.V.K.Murthy,
Sr. Personnel Asstt.,
Central Food Technological,
Research Institute,
Mysore-570013.
- 5). Sh. B.R.Subramanyam,
Sr. Personnel Asstt.,
Central Food Technological,
Research Institute,
Mysore-570013.
- 6). Sh. B.S.Bhatla,
Sr. Personnel Asstt.,
Council of Scientific &
Industrial Research,
Rafi Marg, New Delhi-110001.
- 7). Sh. K.R.Sunder Rajan,
Sr. Personnel Asstt.,
Central Food Technological
Research Institute,
Mysore-570013.

- (23)
- 8). Sh. A.P.Bhatia,
Sr. Personnel Asstt.,
Indian Institute of Petroleum,
P.O. IIP, Mohkampur,
Dehradun-248605.
 - 9). Sh. T.L.Rao,
Sr. Personnel Asstt.,
Central Mechanical Engineering
Research Institute,
Mahatma Gandhi Avenue,
Durgapur-713209.
 - 10). Sh. K.S.Dayanidhi,
Sr. Personnel Asstt.,
Central Food Technological
Research Institute,
Mysore-570013.
 - 11). Sh. R.K.Sood,
Sr. Personnel Asstt.,
Central Building Research Institute,
Roorkee-247667.
 - 12). Sh. D.Damodaran,
Sr. Personnel Asstt.,
Regional Research Laboratory,
Industrial Estate, P.O
Thiruvananthapuram-695019.
 - 13). Sh. H.N.Dutta Gupta,
Sr. Personnel Asstt.,
Central Mechanical Engineering Research
Institute,
Mahatma Gandhi Avenue,
Durgapur-713209.
 - 14). Sh. Birbal Chopra,
Sr. Personnel Asstt.,
National Physical Laboratory,
Dr. K.S.Krishnan Road,
New Delhi-110012.
 - 15). Sh. R.C.Prakash,
Sr. Personnel Asstt.,
Indian Institute of Chemical Technology,
Uppal Road, Hyderabad-500007.
 - 16). Sh. S.N.Das,
Sr. Personnel Asstt.,
Central Fuel Research Institute,
P.O.F.R.I., Distt. Dhanbad,
Dhanbad-828108 (Bihar).
 - 17). Sh. P.C.Chakraborty,
Sr. Personnel Asstt.,
Central Fuel Research Institute,
P.O.F.R.I., Distt. Dhanbad,
Dhanbad-828108. (Bihar).

24

- 18). Sh. P.R.Kalia,
Sr. Personnel Asstt.,
Central Scientific Instruments Organisation,
Sector-30, Chandigarh-160020.
- 19). Sh. P.R.Gupta,
Sr. Personnel Asstt.,
Indian National Scientific Documentation
Centre, 14-Satsang Vihar Marg,
New Delhi-110067.
- 20). Sh. Prem Nath,
Sr. Personnel Asstt.,
National Physical Laboratory,
Dr. K.S.Krishan Marg,
New Delhi-110012.
- 21). Sh. A.K.Chakraborty,
Sr. Personnel Asstt.,
Central Mechanical Engineering
Research Institute,
Mahatma Gandhi Avenue,
Durgapur-713209.
- 22). Sh. R.K.Bhasin,
Sr. Personnel Asstt.,
National Physical Laboratory,
Dr. K.S.Krishnan Marg,
New Delhi-110012.
- 23). Sh. B.Shivaraj,
Sr. Personnel Asstt.,
Central Leather Research Institute,
Adyar, Madras-600020.
- 24). Sh. P.N.Sindhi,
Sr. Personnel Asstt.,
Central Drug Research Institute,
Chattar Manzil Palace, Post Box No. 173.
Lucknow-226001.
- 25). Sh. Raj Sekhara,
Sr. Personnel Asstt.,
National Aerospace Laboratories,
Post Box No. 1779,
Bangalore-560017.
- 26). Sh. D.L.Kakaria,
Sr. Personnel Asstt.,
Central Electronics Engineering Research
Institute, Pilani-333031. (Rajasthan).
- 27). Sh. S.K.Bandhopadhyay,
Sr. Personnel Asstt.,
Central Mechanical Engg. Research Institute,
Mahatma Gandhi Avenue, Durgapur-713209.

- 23). Sh. B.D.Poddar,
Sr. Personnel Asstt.,
Central Glass & Ceramic Research Instt.,
P.O.Jadvapur University,
Calcutta-700032.
- 29). Sh. M.M.Sathe,
Sr. Personnel Asstt.,
Central Salt & Marine Chemicals
Research Institute,
Gijubhai Badheka Marg,
Bhavnagar-364002. (Gurarat).
- 30). Sh. Satwant Lal,
Sr. Personnel Asstt.,
Regional Research Laboratory,
Canal Road, JAMMUU-TAWI 180001.
- 31). Sh. B.D.Bajaj,
Sr. Personnel Asstt.,
Central Building Research Institute,
Roorkee-247667.
- 32). Mrs. A.E.Gopalakrishna,
Sr. Personnel Asstt.,
Regional Research Laboratory,
P.P.Jorhat-785006.
- 33). Sh. S.P.Ganguly,
Sr. Personnel Asstt.,
Central Fuel Research Institute,
P.O.F.R.I, Distt-Dhanbad,
Dhanbad-828108. (Bihar).
- 34). Sh. Avtar Singh-I,
Sr. Personnel Asstt.,
Council of Scientific & Industrial Research,
Rafi Marg, New Delhi-110001.
- 35). Sh. K.P.Biswas,
Section Officer,
Central Mechanical Engineering Research
Institute, Durgapur-713209.
- 36). Smt. S.A.Joseph,
Sr. Personnel Asstt.,
National Physical Laboratory,
Dr. K.S.Krishnan Marg,
New Delhi-110012.
- ~~37).~~ 37). Sh. A.Muthukrishnan,
~~370~~ Section Officer,
Central Leather Research Institute,
Adyar, Madras-600020.

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26

- 38). Sh. M.S.N.Murthy,
Section Officer,
National Aerospace Laboratories,
Post Bag No. 1779,
Bangalore-560017.

- 39). Sh. R.S.Antil,
Section Officer,
Council of Scientific & Industrial
Research, Rafi Marg, New Delhi-110001.

- 40). Sh. Girish Chopra,
Section Officer,
Council of Scientific &
Industrial Research, Rafi Marg,
New Delhi-110001.

- 41). Mrs. Rama Mahadev,
Section Officer,
National Metallurgical Laboratory,
Jamshedpur-831007.

- 42). Sh. A.K.Chanana,
Section Officer,
Council of Scientific &
Industrial Research, Rafi Marg,
New Delhi-110001.

- 43). Sh. R.P.Sharma,
Section Officer,
C.S.I.R, Rafi Marg,
New Delhi-110001.

- 44). Sh. B.Nangia,
Section Officer,
C.S.I.R, Rafi Marg,
New Delhi-110001.

- 45). Sh. V.K.Srivastava,
Section Officer,
C.S.I.R, Rafi Marg,
New Delhi-110001.

- 46). Sh. S.K.Gupta,
Section Officer,
National Environmental Engineering
Research Institute, Nehru Marg,
Nagpur-440020.

- 47). Sh. R.K.Sharma,
Section Officer,
National Physical Laboratory,
Dr. K.S.Krishnan Marg,
New Delhi-110012.

A

27

- 48). Sh. Sushil Kumar,
Sectional Officer,
Centre for Biochemical Technology,
Near Jubilee Hall, University Campus,
Mall Road, Delhi-110007.
- 49). Sh. Dhirendra Kumar,
Section Officer,
National Botanical Research Institute,
Rana Pratap Marg, Post Box No. 436,
Lucknow-226001.
- 50). Sh. N.K.Barbaruash,
Sr. Personnel Asstt.,
Regional Research Laboratory,
P.O.Jorhat 785006, (Assam).
- 51). Sh. S.C.Sinha,
Sr. Personnel Asstt.,
Central Institute of Medicinal and
Aeromatic plants, Post Office CIMAP,
Lucknow-226015.
- 52). Sh. B.D.Sharma,
Sr. Personnel Asstt.,
Centre for Biochemical Technology,
Near Jubilee Hall, University Campus,
Mall Road, Delhi-110007.
- 53). Miss T.K.Varalaxmi,
Sr. Personnel Asstt.,
Central Leather Research Institute,
Adyar, Madras-600020.
- 54). Sh. S.M.Joshi,
Sr. Personnel Asstt.,
National Chemical Laboratory,
Pune-411008.
- 55). Sh. Avtar Singh-II,
Sr. Personnel Asstt.,
C.S.I.R, Rafi Marg,
New Delhi-110001.
- 56). Sh. R.D.Sharma,
Sr. Personnel Asstt.,
C.S.I.R, Rafi Marg,
New Delhi-110001.
- 57). Sh. S.C.Kalra,
Sr. Personnel Asstt.,
C.S.I.R, Rafi Marg,
New Delhi-110001.

28

- 58). Sh. V.Raghvendran,
Sr. Personnel Asstt.,
Structural Engineering Research Centre,
C.S.I.R Campus, TTTI-Taramani Post
Post Bag No. 8287,
Madras-600113.
- 59). K.V.K.Raman,
Sr. Personnel Asstt.,
Central Drug Research Institute,
Chattar Manzil Palace,
Post Box No. 173,
Lucknow-226001.
- 60). Sh. Istiaq Ahmed,
Sr. Personnel Asstt.,
Central Drug Research Institute,
Chattar Manzil Palace,
Post Box No. 173, Lucknow-226001.
- 61). Sh. M.Mondal,
Sr. Personnel Asstt.,
Central Mining Research Station,
Barwa Road, Dhanbad-828001. (Bihar).
- 62). Sh. H.D.V.Bharat,
Sr. Personnel Asstt.,
Indian Institute of Chemical Technology,
Uppal Road, Hyderabad-500007.
- 63). Sh. Surjit Singh,
Sr. Personnel Asstt.,
C.S.I.R, Rafi Marg,
New Delhi-110001.
- 64). Sh. D.V.Subramanian,
Sr. Personnel Asstt.,
National Geophysical Research Institute,
Uppal Road, Hyderabad-500007.
- 65). Sh. Chabbi Lal,
Sr. Personnel Asstt.,
National Botanical Research Institute,
Rana Pratap Marg, Post Box No. 436
Lucknow-226001.
- 66). Sh. V.K.Sankaran,
Sr. Personnel Asstt.,
National Environmental Engineering
Research Institute, Nehru Marg,
Nagpur-440020.
- 67). Sh. R.K.Mukherjee,
Sr. Personnel Asstt.,
Central Fuel Research Institute,
P.O.F.R.I., Distt. Dhanbad.
Dhanbad-828108 (Bihar).

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- 68). Sh. B.M.Nagarajan,
Sr. Personnel Asstt.,
National Aerospace Laboratories,
Post Bag No. 1779,
Bangalore-560017.
- 69). Sh. K.C.Gowarame,
Sr. Personnel Asstt.,
National Aerospace Laboratories,
Post Bag No. 1779,
Bangalore-560017.
- 70). Sh. K.Hanumantha,
Sr. Personnel Asstt.,
National Aerospace Laboratories,
Post Bag No. 1779,
Bangalore-560017.
- 71). Sh. I.B.Nandi,
Sr. Personnel Asstt.,
Indian Institute of Chemical Biology,
4, Raja S.C.Mullick Road, Jadavpur,
CALCUTTA-700032.
~~4, Raja S.C.Mullick Road~~
- 72). Mrs. Meera Krishna,
Sr. Personnel Asstt.,
National Environmental Engineering
Research Institute, Nehru Marg,
Nagpur-440020.
- 73). Sh. M.S.Bhatnagar,
Sr. Personnel Asstt.,
C.S.I.R, Rafi Marg,
New Delhi-110001.
- 74). Sh. Jagbir Singh,
Sr. Personnel Asstt.,
C.S.I.R, Rafi Marg,
New Delhi-110001.
- 75). Sh. Sh. Inder Singh,
Section Officer,
Indian National Scientific Documentation Centre,
14, Satsang Vihar Marg,
New Delhi-110067.
- 76). Sh. S.M.Sundram,
Section Officer,
Central Food Technological Research
Institute, Mysore-570013.

.....RESPONDENTS.

(By advocat : Shri V.K.Rao)

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ORDER (ORAL)

By Hon'ble Shri S.R. Adige, Vice-Chairman (A):

1. Applicant impugns respondents' orders No. 33(84)9/US/93- E/1/1 & 33(84)9/US/93- E/1/2, both dated 26.8.1993 (Annexure 3 & 4) and prays for consideration for promotion to the post of U.S./A.O. in C.S.I.R.

2. None appears for the applicant although the O.A. is listed at S.No. 1 in the cause list for regular hearing. We note that none has been appearing on behalf of applicant since 5.4.1999 although the case has come up for hearing at least on four occasions since then.

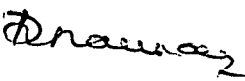
3. Shri V.K. Rao appears for respondents and has been heard.

4. Shri Rao has invited our attention to the C.A.T., Principal (Full) Bench order dated 31.5.1998 (this should perhaps read 31.5.1999) in OA 1290/90 R.S. Antil & Ors. Vs. CSIR & connected cases, on this very issue and submits that applicant's grievances will be examined in the light of the contents of the aforesaid order and such benefits as are admissible to applicant in terms of that order will be extended to him.

5. We call upon respondents to take a decision in this regard in accordance with law by means of a detailed, speaking and reasoned order and communicate the same to applicant within three months from the date of receipt of a copy of this order.

6. Shri Rao further informed us that an S.L.P. has separately been filed in Hon'ble Supreme Court against CAT, Madras Bench's order dated 29.11.95 ^⑧ ~~7.2.1997~~ in OA 504/94 ^⑧ ~~448/90~~ A. Muthukruppan ^⑧ ~~A. Muthukrishnan~~ vs. CSIR & Ors which has been discussed in the aforesaid Full Bench order and the same is awaiting adjudication before the Hon'ble Supreme Court. It is made clear that whatever decision is taken by the respondents pursuant to the directions given by us will be subject to the outcome of the said S.L.P. said to be pending before the Hon'ble Supreme Court.

7. O.A. stands disposed of accordingly. No costs.


(P.C. KANNAN)
Member(J)


(S.R. ADIGE)
Vice-Chairman (A)

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⑧ Corrected vide
Court's order dated
16.8.95

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