

CENTRAL ADMINISTRATIVE TRIBUNAL  
ALLAHABAD BENCH : ALLAHABAD

ORIGINAL APPLICATION NO.278 OF 1998  
TUESDAY, THIS THE 22ND DAY OF OCTOBER, 2002

HON'BLE MR. SARVESWAR JHA, MEMBER-A  
HON'BLE MRS. MEERA CHHIBBER, MEMBER-J

Lala Ram,  
aged about 57 years,  
S/o Shri Bharose, R/o 129,  
Nalganj, Sipri Bazar,  
Jhansi.

.....

Applicant

(By Advocate Shri R. Verma)  
Versus

1. Union of India  
through the General Manager,  
Central Railway,  
Chhatrapati Shivaji Terminus,  
Mumbai.
2. The Divisional Railway Manager (P)  
Central Railway,  
Jhansi.
3. Shri J.P. Verma,  
S/o Not Known,  
aged about 41 years,  
at present working as  
Skilled Fitter Grade I  
and is posted at A.C. Loco Shed,  
Jhansi under the control of the  
Senior Divisional Electrical Engineer (TRS),  
A.C. Loco Shed, Jhansi. .... Respondents

(By Advocate Shri G.P. Agrawal)

O R D E R

HON'BLE MR. SARVESWAR JHA, MEMBER-A

The applicant has approached this Tribunal through this O.A. for directions being given to the respondents for quashing their letter dated 23.2.1998 inviting respondent no.3 to appear in the selection held on 04.03.1998 for promotion to the post of Master Craftsman (Mechanical) (Annexure A-1). The other prayers which he has ~~been~~ made in paragraph 8 of the O.A. <sup>are</sup> corollary to the said prayer. The applicant has in the mean time superannuated from service on 31.05.2001. The learned counsel for the applicant, when asked as to whether the prayers which the applicant has sought have not become infructuous as




of his  
a result ~~he~~ having superannuated from service, had  
no specific prayer to make at this stage. He did invite  
our attention to the representation of the applicant placed  
at Annexure A-3 to the O.A. (Page 33 thereof) wherein  
grievance ~~has~~  
again ~~questions~~ have been raised by the applicant  
regarding junior hands having been called for screening  
test held on 23.02.1998 and a submission has been made  
that this would block the promotion of senior persons like  
the applicant.

2. Learned counsel for the applicant was also asked  
whether any person junior to the applicant has been given  
the benefit of promotion without <sup>him</sup> being allowed to face the  
screening test, he had no knowledge of any such case.  
The purpose of asking this question to the learned counsel  
for the applicant was to explore the possibility of  
whether the applicant could be given the benefit of  
promotion without being made to face the screening test  
after superannuation. In view of the <sup>paid</sup> reply, the submission  
of <sup>the</sup> learned counsel for the applicant in this regard, is that  
no such case has been there to his knowledge, The question  
of considering any such benefit being given to the  
applicant at this stage does not <sup>therefore</sup> arise.


3. After considering the submissions of the learned  
counsel for the applicant and after hearing <sup>the</sup> standing  
counsel appearing on behalf of the respondents, it appears  
that <sup>after</sup> the superannuation of the applicant, there is no  
room or no basis for proceeding in the matter any further.  
The prayers hinge on the selection and the attending <sup>ant</sup>  
questions relating to the selection to be held on 23.02.1998  
and the same has <sup>ceased</sup> ~~seized~~ to be relevant with the superannuation  
of the applicant.

*Lawrence M*

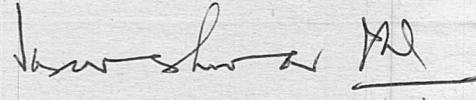


Therefore, 

4. We are, of the considered view that the prayers made therein have become infructuous and, therefore, the O.A is fit to be dismissed as infructuous. With this the O.A stands disposed of as infructuous with no order as to costs.



Member-J



Member-A

/Neelam/