

CENTRAL ADMINISTRATIVE TRIBUNAL  
ALLAHABAD BENCH, ALLAHABAD.

Allahabad, this the 5th day of February, 2004.

QUORUM : HON. MR. JUSTICE S.R. SINGH, V.C.

HON. MR. D. R. TIWARI, A.M.

O.A. No. 938 of 1999

Surendra Rai S/O Rajpati Rai R/O S.17/95-A14, Nadesar,  
Varanasi..... Applicant.

Counsel for applicant : Sri S.K. Dey & Sri S.K. Mishra.

Versus

1. Union of India through the Secretary, Ministry of Tele  
Communications, Ashoka Road, Sanchar Bhawan, New Delhi.

2. The Dy. General Manager, Telecom, District Varanasi.

..... Respondents.

Counsel for respondents : Sri D.S. Shukla,

O R D E R (ORAL)

BY HON. MR. JUSTICE S.R. SINGH, V.C.

Heard Sri D.S. Shukla, learned counsel for respondents  
Sri S.K. Dey, learned counsel for applicant has sent illness  
slip. However, Sri S.K. Mishra another counsel is present.

2. By means of M.A. No.2639/03 accompanied with an  
affidavit, it has been brought to the notice of the Tribunal  
that Bharat Sanchar Nigam Limited has not been notified under  
section 14<sup>(2)</sup> of the A.T. Act, 1985 and, therefore, the Tribunal  
has no jurisdiction to deal with the case, which has been  
instituted by a group 'C' employee of B.S.N.L. No objection  
has been filed, to the M.A. No.2639/03.

3. <sup>As above</sup> In view of the matter, the O.A. is dismissed without  
prejudice to the right of the applicant to pursue the matter  
before the appropriate forum.

No order as to costs.

*[Signature]*  
A.M.

*[Signature]*  
V.C.

Asthana/