

Shri Katri Amratlal Purushotamdas
P.O. Sinor, Khatriwad,
Via. Dabhoi, Dist. Baroda.

.. Applicant

Versus


1. Deputy Director,
C.F.F.D, C.W.C.
Athwa Lines, Opp. Umra Jakat Naka,
Surat.
2. Government of India
Central Flood Forecasting
Division, C.W.C., Athwa Lines,
Surat.
3. Executive Engineer,
Government of India
Tapti Division, C.W.C.,
Athwa Lines, Surat.
4. The Superintending Engineer,
Western Rivers Circle
Central Water Commission,
4-A, North Bazar Road,
Dharampith, Nagpur-440 010(M.S.) .. Respondents.

Coram : Hon'ble Mr. P.H. Trivedi : Vice Chairman
Hon'ble Mr. P.M. Joshi : Judicial Member
ORAL ORDER 3/4/1989
Per: Hon'ble Mr. P.H. Trivedi : Vice Chairman

Heard Mr.K.B.Bhatt and Mr.J.D.Ajmera learned
advocates for the applicant and the respondents.
Learned advocate for the petitioner states that during
the hearing he will ^{be} content ^{with} that the following direction
to which the learned advocate for the respondent also
agrees.

This petition be treated as a representation against
the impugned order of termination. The respondent
authorities (Superintending Engineer, Nagpur) are
directed to dispose of the petition treated as a
representation on ~~stisfying~~ ^{Genuines} themselves about the
Genuines of medical certificates and arrive at the
appropriate conclusions whether the petitioner was
unable to resume duty for bonafide and adequate
medical reasons and if so the petitioner ^{be} taken back
in service without any claim of backwages for the

period of absence. The respondent authorities to record a speaking order explaining why they do not regard the medical certificates as genuine or not affording satisfactory and adequate reasons for the petitioner's inability to resume duty. The petitioner will be free to pursue any cause left that may arise with reference to the speaking order so passed by a fresh application. The respondents are directed to pass such a speaking order within a period of one month of the date of this order. With this direction and observation, the case is disposed of.


(P.H.Trivedi)
Vice Chairman


(P.M.Joshi)
Judicial Member

a.a.bhatt