

8 (2)

(C)

OA 723/95

Serial No. of Order	Date of Order	Order with Signature	Office note as to action (if any) taken on order
		<p>Respondent, if any within ten days. Answered to 5/11/95 for hearing and final disposal.</p> <p>↓ ↓ m. VCE. Chandra</p> <p>Member (Judl.)</p>	<p>Note to all Disputes may be sent Thru reg/AD post. By 26/11/95</p> <p>As of R-2 & 3 not settled. Memo of App. not filed. Counter not filed For orders pl. By 11-1-96</p> <p>Order dt-12-1-96 None appears. Await A-Ds from R-2 & 3. Put up after two weeks.</p> <p>Registrar</p> <p>A.Ds refused. Memo of App. not filed. Counter not filed. By 29-1-96.</p>
22.2.2001		<p>General Secretary, Central Cattle Breeding Farm Workers' Union, Sunabada, on behalf of some employees, who are alleged to be regular Chowkidars filed this application for issue of direction to Respondent No.1, i.e. Director, Central Cattle Breeding Farm, Koraput not to transfer Chowkidars or to disturb their duties and responsibilities till the final adjudication is made on the ground that during the month of October, 1995, Respondent No.1 had orally directed M/s.Narendra Bag and Narahari Bag, said to be serving as Chowkidars under him, as transfer to general shift as agricultural labourers and in their place two other workmen from other categories were directed to work as Chowkidars.</p> <p>Respondents in their counter take the stand that these 20 persons, on whose behalf this application has been filed by the General Secretary were never</p>	<p>Regd</p> <p>Regd</p>

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(A)

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		<p>regularised as Chowkidars. Under the relevant scheme they have acquired temporary status and these temporary status workers have been paid their wages at daily xxx at the minimum of pay scale corresponding to regular Group D officials and in case they are engaged during night, they are paid allowance by the approval of the competent authority. No order/orders have ever been issued ^{appointing} disengaging these persons as ^{regular} T.S. ^{Chowkidars} workers and they are likely to be shifted from different agricultural works relating to fooder production, its protection and so on, as per the requirement and need of the Sections and as such T.S. workers have no claim for a particular/specific nature of engagement.</p> <p>Neither Shri I.C.Das nor his Associates appearing for the applicants present. There is also no prayer on their behalf seeking adjournment. Since this is a case of the year 1995, we did not feel it right to adjourn it. Hence we heard Shri S.B.Jena, learned Addl.Standing Counsel appearing for the Department. Also perused the records.</p> <p>There is no documentary evidence in the pleadings that any of these 20 persons on whose behalf ^{regularised} of this application has been filed are engaged as regular Chowkidars. Hence we are not inclined to accept the plea put forward by the applicants that they have been engaged as regular Chowkidars. Viewed from this angle their prayer not to ^{be} transfer someother workers is not maintainable.</p> <p>In the result we do not see any merit in this O.A. which is accordingly dismissed. No costs.</p>

For hearing
vide memo
dt 12.8.98.

Could not be

1
14.10.98

Pleadings
completed
for hearing.
Ph. Bench
20/2

Free copy of
the order
dt 19-2-01
given to the
both counsel
phm
2/3

S.D.

VICE-CHAIRMAN
20/2/2001

MEMBER (JUDICIAL)