

DA 186/98

2.12.98

This matter has been taken up to-day for final disposal on being mentioned by the learned counsels for both sides. The respondents have filed their counter with copy to learned counsel for the petitioner.

We have heard Shri Ashok Mishra, learned counsel for the petitioner and Shri R.C.Rath, learned Addl. Standing Counsel appearing for the respondents. It is submitted by the learned counsel for the petitioner that as it appears from the counter the applicant has already been promoted to the post of Goods Driver with effect from 26.6.1998. Therefore, the main prayer of the applicant in O.A. has already been *partly* allowed by the respondents. The other prayer is for consequential financial and service benefits to the applicant from 5.8.1997. It is submitted by the learned counsel for the petitioner that he would file a representation to the departmental authorities praying for the benefits and a direction be issued to the respondents to dispose of the representation within a specified time limit with liberty to applicant to approach the Tribunal if he is dissatisfied with the order of the departmental authorities to be passed on his representation. Learned Addl. Standing Counsel has no objection to this above course of action. In view of this Original Application is disposed of with a direction to applicant to file a representation to the departmental authorities within a period of thirty(30) days from to-day praying for financial and service benefits. The respondents are directed to dispose of the representation by a reasoned order within a period of 30 days from the date of receipt of the order and communicate the decision thereon within 15 days thereafter. The applicant is given liberty to approach the Tribunal in case he is dissatisfied with the order to be passed by the departmental authorities on his representation. No costs.

VICE-CHAIRMAN

MEMBER (JUDICIAL)

Dr. dt. 2.12.98

A copy of order may be given to both the counsels.

7/12-98

S.O. (3)

I received a copy order dt. 2.12.98

Pradeepa Mishra A/c  
7.12.98

Recd. Copy of order dt. 2.12.98 on behalf of Mr. Ashok Mishra, Addl. Standing Counsel for the applicant. All done 8/12/98