

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

Or. dt. 19.12.02

for admission a  
hearing.

for  
31/12

Bomb

Or. dt. 1.1.03

for admission a  
hearing.

for  
2/1

Bomb

Order dated 19.12.02

As prayed for by the Lg. Counsel  
for the applicant, the matter is  
adjourned to 01.01.2003.

Member (S).

Order dated 01.01.2003

As agreed by both the Parties  
the matter is adjourned to 3.01.2003.

Member (S).

Order dated 3.1.2003

Heard Shri P. Jena, Advocate for the  
Applicant and Shri D.N. Mishra, learned Standing  
Counsel for the Railways/Respondents.

Applicant (a personnel, originally  
from the Open Line) was deputed to Construction  
Organisation of the Railways; where he received  
two adhoc promotions. When he was asked to  
go back to his parent Department/Open Line/  
Mancheswar Carriage Repair Workshop, he filed  
the present Original Application under Section  
19 of the A.T. Act, 1985.

It has been disclosed in the counter  
filed by the Railways/Respondents that because  
of paucity of budgetary allotment/posts, the  
Applicant has been ordered to be repatriated to  
his parent Department/Open Line.

At the hearing of this case, Shri Jena  
for the Applicant stated that the authorities/  
Respondents are going to fillup the posts in

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(O.A. 428/01)

the Construction Organisation, by taking other persons from the Open Line and thereby the Respondents are going to replace one temporary hand by another temporary hand; and as a result of the same, the Applicant is going to be adversely affected; both on financial front and in the status.

In the aforesaid premises, it is directed, if the Respondents intend to fill up any post in the Construction Organisation, then they should give first preference to the Applicant, by keeping in mind the experience gathered by him in the Construction Organisation.

With the aforesaid observation and direction, this O.A. is disposed of. No costs.

Send copies of this order to Respondents and free copies of this order be also handed over to the counsels of both sides.

*Johang*  
MEMBER (JUDICIAL)

03.01.2003

Or. dt. 3.1.03

copy of or.

dt. 3.1.03 sent

to all reports

& said copy

& w. handed

over to both

counsels.

*L*  
10/1/03

*Bo*  
10-1-03.