

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

CUTTACK BENCH

ORDER SHEET

Original Application No. 153 of 2002

Applicant (s) Baijanti Rath Respondent (s) Union of India

Advocate for Applicant (s) M. S. C. Samantray Advocate for Respondent (s) P. K. Poddar
R. K. Biswal
B. Basia

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

I.P.O/B.D. for Rs.50/- filed
For Registration please.

8/11/12
A.O.

Defect No. 3 removed.

Other defects are: -

- (1) No impugned order.
- (2) The application is barred by time.

Baner

REGISTER

Registrar

Or.No.1 dated 28.3.2002

Heard Shri S.C.Samantray, the learned counsel for the Applicants. Misc.Application seeking joint permission to prosecute this O.A. is allowed, and disposed of accordingly.

Defect pointed out by the Registry is ignored for the time being. Let the O.A. and the M.A. be registered and given Sl. Nos.

Heard Shri S.C.Samantray, the learned counsel for the applicants and Shri D.N.Mishra, the learned Standing Counsel, on whom a copy of O.A. has been served.

Applicants, 13 in number, are presently working as Female Multipurpose Khalasis under the

NOTES OF THE REGISTRY

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Postal requisites b/w
10/4/02.

The copy of order
dt. 28/3/02 and O.A.

is sent to all the
experts by Regd. a/c
D. Post.

The same copy of
order issued to the
member for both
sides.

Assn
S.D.

my
11/4/02

Respondents and they have been taken to regular
Establishment/P.C.R. of the Railways with effect
from 31st May, 1994, vide Annexure-1 dated
17.10.1994. In the present Original Application
they have raised a point that their regularisation
should have been ante dated to 1974/1981.

From the pleadings it appears that
the Applicants have not raised their grievances
before their authorities/Respondents to consider
their cases for ante-dating their regularisation.
It is the case of the learned counsel that all
the 13 Applicants are Members of SC/ST community
and **therefore**, their grievances should receive
due consideration and their legitimate claims,
if any, should not be throatled on the mere
technical ground of non-submission of representa-
tions or limitations. *¶*

Having heard the learned counsel on
either sides, this Original Application is disposed
of with a direction to Respondents that they
should treat the present Original Application to
be a joint representation by all the 13 Applicants
and examine the case closely with a view to
ante-dating the regularisation of the Applicants
w.e.f. 1974/1981.

This exercise ^{should} ~~shall~~ be completed ^{by the Respondents} ~~within~~
a period of three months hence. *¶*

Send copies of this order, along with
copies of O.A. to the Respondents by Speed/Regd.
Post with A.D. at the cost of the Applicants.
Shri Samantray, as undertaken by him, shall deposit
the ^{required} ~~cost~~ of postages by 2.4.2002.

Copies of the order be also handed over
to both sides.

MEMBER (JUDICIAL)

28/03/2002
[Signature]