

OA 236/04

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

Common ADL. for
R. 2 a 3 Laila a
Kepr in OA 161/04.
AD. for R-4 also
Laila
App. Memo/counter
not b/w.

L
12/9
Reg

Order. dt. 17.09.04

Applicant is
absent on call.
Mr. R.C. Rath, Ld.
standing Counsel for
the Railways prays
for 2 weeks time
to obtain instructions
from the department.
Heard. Call on 04.10.04
for appearance and
biling of counter.

17/9/04
REGISTRAR

App. Memo/counter
not b/w.

Order. dt. 04.10.04

Ld. Sr. Counsel for the
Railways prays for further 3
weeks time to obtain
instruction in the matter.
prayer is allowed. Call
on 18.10.04 for appearance
and biling of counter.

Order dated : 21.9.05

None appears for the applicant nor the
applicant is present in person. However, Mr.
T.Rath, Ld. Counsel for the Respondents is
present and heard.

Mr. Rath brought to our notice that the
issue raised by the applicant in this O.A. has
already been answered by us in O.A.No. 348/04.
dated 30.6.05. He has, therefore, said that the
ratio of the decision in the O.A.No. 348/04
squarely applies to the facts of this case.

On the perusal of the records, we find
that the applicant in this O.A. has prayed for
the direction to be issued to the Respondents
to ante-date his regularization to 15.1.73
and to grant him consequential benefits
including revision of pension and other benefits.

On perusal of the facts in O.A.No.348/04.
we find that in that application, the applicant
had come before this Tribunal with identical
prayer. As we have already held that the ante-
dating and regularization after long delay is
not tenable and that the prayer for revision
of pension taking cent-percent casual service
into account is not maintainable, this O.A.
deserves to be dismissed.

Accordingly, this O.A. is disposed of.

No costs.

Member (Judicial)

Vice-Chairman