



FORM No. 4

See Rule (12)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
CUTTACK BENCH

ORDER SHEET

Application No. CA 1301 of 2004.

Applicant (s) J. Swarn Ch. Basu Respondent (s) Union of India & Ors.

Advocate for Applicant (s) J. M. Pattnaik Advocate for Respondent (s)

P. Nayak
S. Mishra
M. K. Mallick
P. K. Rout
D. P. Mishra

NOTES OF THE REGISTRY

J.P.O. of No 507-
Filed.

Report on the
Sensational Information may
be seen.

For orders
on memo

In
31/12/04

Sh.

31-12-04

Registrar

Subject to removal
of defects within an
week, list in
order on 31/12/04.

In
31/12/04.

For a copy of the
interim order.

ORDERS OF THE TRIBUNAL

REGISTERED

31/12/04

Order dated 31.12.04

Heard Mr. J. M. Pattnaik, Ld. Counsel for the appli-
cant and Mr. U. B. Mohapatra, Ld. Sr. Standing Counsel
for the Department; on whom a copy of this O.A. has
already been served.

Following to modification of punishment (from
major punishment to that of minor punishment) the
Department has modified the orders pertaining to
suspension. It appears, the Department has already
allowed the applicant to cross the efficiency bar
by treating the period of suspension to be no-
suspension. Yet the department has not given due
seniority to the applicant; which is the subject

MP

31/12/04

Bench

Notes of the Registry

Orders of the Tribunal

matter of grievance of the applicant.

Existence of abgrievance is not enough for liti-
gant Government servant to rush to this Tribunal .
He must adequately ~~try~~ ^{try} to redress his grievances
before the Departmental authorities and there after
only he should take resort to approach this
Tribunal. Therefore, while granting liberty to the
applicant to represent his case for appropriately
fixing his seniority, this O.A. is disposed of.

The applicant should make a consolidated represe-
ntation to the authorities, by end of January 2005;
on receipt of which the department/Respondents should
give due re-consideration to the matter and communi-
cate their views to the applicant by end of April, 05

With the aforesaid observation and direction; this
O.A. is disposed of at admission stage.

Send copy of this order to the Respondents, along
with copies of the O.A., and free copies of this
order be handed over to Id.Counsel appearing for
both the parties.

Member (J)

3/12/04

Copy of order dt. 31/12/04
also of copy issued
to all the resp'ts.
by Post. The same
Copy of order issued
to the Counsel for
both side.

6/1/05
S.O.

my

7/1/05