



FORM No. 4

See Rule (12)

# IN THE CENTRAL ADMINISTRATIVE TRIBUNAL CUTTACK BENCH

## ORDER SHEET

Application No. OA-918 of 200 S-

Applicant(s) Shri. K. Srinivas Rao Respondent(s) Union of India & others

Advocate for Applicant(s) Mr. B. S. Tripathy Advocate for Respondent(s) M. K. Rath  
J. Pati

### NOTES OF THE REGISTRY

I.P.C. & R.S. 501- filed.  
Copy served.  
For barouros  
Registration please  
as per memo.

30-11-05 S.O. (S)  
30/11/05

Registar  
30-11-05

30-11-05  
for Admission with  
Interim order  
Copy served.

30-11-05 Bench

### ORDERS OF THE TRIBUNAL

REGISTERED

30-11-05  
Registrar

Order dated: 01.12.05

Heard Mr. B.S.Tripathy, Id. Counsel appearing for the Applicant and Mr. R.C.Rath, Id. Standing Counsel for the Railways; on whom a copy of this Original Application has already been served. Perused the materials placed on record.

Prayer of the Applicant for a compassionate employment having been turned down, he has filed the present Original Application under Section 19 of the Administrative Tribunals Act, 1985.

Rejection of the prayer for compassionate employment was communicated vide letter No. E/Rectt./Comp./Gr.'C'/703 dated 23.09.05 (Annexure-A/6) of the

## Notes of the Registry

## Orders of the Tribunal

Senior Divisional Personnel Officer of South Eastern Railways, stationed at Chakradharpur. The said communication under Annexure-A/6 dated 23.09.2005 was issued on the basis of letter No. P/Comp./CKP/34/L/325 dated 14.06.05 of the SPO(IR)/GRC of the headquarters of South East Railway. The text of the letter under AnnexureA/6 dated 23.09.05, addressed to the Applicant, reads as under;

" Reg :- Employment assistance to Sri K. Srinivas Rao, S/o. Late K.Venkat Rao, Ex-Diesel Asstt. under LF/BNDM on compassionate ground in group 'C' category.

The employment assistance case in favour of you was referred to Hd. Qtrs. for approval of the competent authority. But, SPO(IR)/GRC has intimated under his letter No. Comp/CKP/34/L/325 Dtd. 14.06.05 stating that the subject case was put-up to the competent authority who has regretted the same.

This is for your information."

A plain reading of the contents of Annexure-A/6 dated 23.9.05 (supra) goes to show that the rejection of the prayer for a compassionate appointment (as communicated to the Applicant) is bereft of any reason and, therefore, the same is not sustainable and, as a consequence, the same (Annexure-A/6 dated 23.09.05) is hereby quashed by granting liberty to the Respondents to reconsider the case of the Applicant and pass a reasoned order in the matter of granting compassionate employment to the Applicant, which should be done within a period of 60 days from the date of receipt of this order.

With the aforesaid observation and direction, this O.A. stands disposed of.

Send copies of this order to the Respondents.

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

Order dt. 1-12-05-

Copy of Order may  
be given to both the  
counsel.

2/05-

h  
2/12/05  
S-O (J)

Copy of Order with  
notice may be sent to all  
respondents by post.

4.12.05-

h  
9/12/05  
S-O (J)

along with copies of the Original Application,  
and free copies of this order be handed over  
to the Id. Counsel appearing for both the  
parties. A free copies of this order be also  
sent to the Applicant in the address given  
in the Original Application.

Member (Judicial)