



FORM No. 4

See Rule (12)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
CUTTACK BENCH

ORDER SHEET

Application No. OA-63 of 2006

Applicant (s) Pradeep Kumar Panigrahi Respondent (s) Union of India & Others

Advocate for Applicant (s) Mr. Dhanip Kumar Mohanty Advocate for Respondent (s) _____

NOTES OF THE REGISTRY

T.P.O of Re. 50/- filed.
Copy served.
For favour of Regi-
stration please
as per memo

19.1.06

S.O.(J)
19/1/06

For Admission
Copy served.

Bench

19.1.06

ORDERS OF THE TRIBUNAL

REGISTER

19/1/06

Order dated 20.01.06

Applicant claims to be a Lower Division Clerk in ~~Armament Dept~~ ^{Inspectorate} at Sunabeda in the district of Koraput. He joined the services as an LDC, on casual basis, in INS Chilika w.e.f. 8.4.1988. His services were regularised w.e.f. 1.8.92. He has been granted ACP benefits w.e.f. 1.8.04 vide Annexure-A/8 dtd. 15.12.04. By filing the present Original Application he has sought a direction to the Respondents to grant him ACP benefits by computing his employment in LDC cadre w.e.f. 8.4.1988.

Law is now well settled that the entire period

Notes of the Registry

Orders of the Tribunal

On 24.12.05
Copies of order
already handed
over to Ld. the
Counsel.

Copies of order
with copies of O.A.
sent to all respondents.

h
24/07

JP
20/11/07

of casual service, prior to regularisation, cannot be ignored for grant of ACP benefits. Similar view has been taken by this Tribunal in the order dtd.16.12.05 rendered in O.A.No.949/05.

In the aforesaid premises, this O.A.(filed under Section 19 of the Administrative Tribunal's Act.1985) is hereby disposed of with a direction to the Respondents to re-examine the case of the Applicant and anti-date the date for grant of ACP benefits to him by computing the entire period of his casual service from 8.4.1988 till 1.8.1992 as qualifying service for grant of ACP Benefits. The entire exercise, for reconsideration, should be done by the Respondents within a period of 90 days from the date of receipt of a copy of this order and necessary ACP benefits be granted to the Applicant from retrospective date (than 01.08.04) in terms of rules.

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

Send copies of this order to the Respondents, along with ^{Copies of this O.A.,} notices, and free copies of this order be also handed over to Mr.D.K.Mohanty, Id.Counsel appearing for the Applicant and to Mr.U.B.Mohapatra, Id.Sr.Standing Counsel; on whom a copy of this O.A. has already been served.

Member (J)
20/01/06