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CENTRAL ADMINISTRATIVE TRIBUNAL  
CUTTACK BENCH: CUTTACK

Date of order: 11/03/2008

O.A. No .512 of 2006

Aditya Narayan Das & Another..... Applicants

Vs.

Union of India & Others

..... Respondents

(FOR INSTRUCTIONS)

1. There it be referred to the reporters or not?
2. Whether it be circulated to all the Benches of CAT or not?

  
C.R.MOHAPATRA)  
MEMBER(ADMN.)

  
(M.R.MOHANTY)  
VICE-CHAIRMAN

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CENTRAL ADMINISTRATIVE TRIBUNAL  
CUTTACK BENCH: CUTTACK

Date of order: 11/03/2008

O.A. No .512 of 2006

PRESENT:

THE HON'BLE MR.M.R.MOHANTY, VICE-CHAIRMAN  
AND  
THE HON'BLE MR.C.R.MOHAPATRA, MEMBER (ADMN.)

In the Matter of:

Aditya Narayan Das & Another ..... Applicant  
Vs.  
Union of India & Others .... Respondents

(For Full details, see the enclosed cause title)

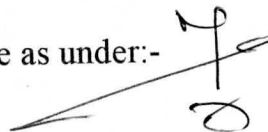
For Applicant : M/s. G. Senapati, Counsel  
For Respondents : Mr. S.B.Jena, Counsel

O R D E R

Per MR.M.R.MOHANTY, VICE-CHAIRMAN (J):

Non-selection, of both the Applicants, as News-Reader-cum-Translator in All India Radio; ~~in~~ <sup>in</sup> the subject matter <sup>in</sup> this case.

2. The guidelines under Circular Dated 24.08.2005 ( at Annexure-R/VIII to the Counter) requires basic qualification of the person (to be a News Reader -cum-Translator) to be as under:-



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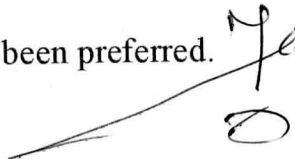
1. Graduate of a recognized University,
2. Proficiency in the language for which to be empanelled.
3. Having a voice of good quality suited to broad-casting,
4. Desirable: Degree/Diploma in journalism, experience in Journalism.

3. In the Advertisement for the post of News-Reader-cum-Translator of AIR/Cuttack it was notified that the candidate should be

- a) A graduate,
- b) Should have command over regional language,
- c) Should have interest in News and up to date affairs,
- d) Should have a good voice
- e) Additionally, should have Degree/Diploma in Journalism and experience in Journalism

Strictly speaking, it appears that the Advertisement was not in the same line as that of the Circular dated 24.08.2005.

4. It appears from the materials placed on record that some of the candidates were under qualified; so far Degree/Diploma in journalism were concerned. It has been stated that Respondent Nos.7,10 & 12 had no such qualification and yet they have been selected and engaged. When candidates with required qualification were available (like the Applicants), less qualified persons could not have been preferred.



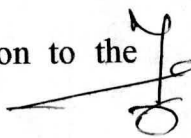
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5. Advertisement issued for AIR/Cuttack, required that the candidates should be a resident of Cuttack City. Such a condition, at the recruitment stage, was certainly bad and opposed to constitutional requirement. There could not have been a discrimination on the ground of residence. Of course, upon selection, a candidate may be asked to reside in a particular place; for which notices can be given in advance/ in the Advertisement. It appears from the material placed on record that such a condition compelled certain selected candidates ( Respondent Nos. 7 & 8) to give false/in-correct statements. It was stated at the hearing that Respondent Nos. 7 & 8, who are also news-readers in "Doordarshan/Bhubaneswar", gave different address for Doordarshan/Bhubaneswar and AIR/Cuttack.

6. There were 113 candidates (including the Applicant) appeared in the written test, that was conducted in course of recruitment/selection. Out of them 43 candidates (including the Applicants) were called for voice-test. Out of them, having been found suitable, 12 candidates (including the Applicant) were called to viva-voce; where-after only 09 candidates were selected and both the Applicants were kept out.

7. It is strange that the qualified candidates were kept-out in the final round ( and less qualified candidates were selected) without giving any weightage to the Degree/Diploma of Journalism/experience; which ought to have been given. This case therefore is here by disposed of with a direction to the



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Respondents to enlist the Applicants as News-Reader-cum-Translator by giving weight- age to their Degree/Diploma/Experience in Journalism.

  
C.R. MOHAPATRA)  
MEMBER (ADMN.)

  
(M.R. MOHANTY)  
VICE-CHAIRMAN