

NOTES OF THE REGISTRY	ORDERS OF THE TRIBUNAL
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on Memo
MA 477/04 for
app. orders. copy sent.
h
2/7
Bund
For Hearing
with MA 477/04 for
app. orders.
(Rejoinder not filed)
h
16/7
Bund
On. D. 5.7.04
For Hearing with
MA 477/04 for app.
orders.
(Rejoinder not filed)
h
2/8
Bund
For Hearing with
MA 477/04 for app.
orders.
(Rejoinder not filed)
h
4/8
Bund
On. D. 5.8.04
For Hearing with
MA 477/04.
h
17/8
Bund

Order dated 27.08.04

Heard Mr.K.K.Swain, Ld.Counsel for the applicant and Mr.S.B.Jena, Ld.Additional Standing Counsel for the Respondents.

By filing this O.A., Manoranjan Pradhan, who is continuing on provisional basis as EDBPM of Satyabhamapur Branch Post Office has prayed for quashing the impugned order dated 13.2.02 under Annexure-6 passed by Supdt. of Post Offices, Cuttack South Division, and for direction to Respondent Department to allow him to continue against the said post till the disciplinary proceedings as initiated against Res.No.4 is over or to be given alternative post as EDDA at Mahana Branch Post Office under Rameshwar Sub-post office.

During oral hearing of the matter, the Ld. Additional Standing Counsel submitted that the application filed by the applicant is misconceived as the order directing reinstatement of Res.No.4 having not been implemented the applicant has been continuing in that post. It is the further submission of Shri Jena that in the mean time vide order dated 31.5.04 issued by the competent authority, Res.No.4 has been removed from service. After disposal of appeal ^{if any,} to be filed by the applicant within 90 days of receipt of the order of removal, action will be initiated for filling up of the post of EDBPM/GDSBPM in accordance with rules. applicant as the Res.No.4 was never

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

-2-

On 22.13.0804

For Hearing with
MA 477/04,

h
20/8

Bench

On 24.8.04

For Hearing with
MA 477/04

h
25/8

Bench

On 27.8.04

Copies of order
prepared for counsel
for both sides.

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3/9

h
3/9/04
S.O. (J)

Having regard to the above facts and circumstances of the case, this O.A. appears to be premature and accordingly, the same is disposed of with liberty to the applicant to approach the Tribunal if he feels aggrieved in the matter of selection to the post of GDBPM/GDSBPM, Satyabhamapur B.O.

Since the impugned order (Annexure-5) sought to be quashed has spent its force, no order in this respect need be passed.

Vice-chairman 27/8

Member (J)