

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

Copy of order dt. 16/8/02 issued to the counsel for both side.

S.O.

M/ 20/8/02

As per order dt. 16/8/02 notice issued to the postal authority reg. service of notice on R.H. or not. vide channel through R.H. No. 856 dt. 21/6/02. The copy of order dt. 16/8/02 issued to the counsel for both side.

M/ 21/8/02
S.O.

- 1) Rejoinder to the Counter of A-1 to 3, filed. Copy served.
- 2) The Postal authority has informed that they will inform us shortly (Reg. R-4)
- 3) For further continuation of intervention delib.

M/ 21/8/02

Bench

Order dated 30.09.2002

At the request of both the Parties ads. to 01.10.02.

Member (J)

Order dated 1.10.02

Heard both sides at length. Hearing is concluded. For the reasons to be recorded separately, this O.A. is dismissed. No costs.

Vice-Chairman
Member (J)

Later: 1.10.02

Applicant, Bhimsen Padhy, while working as Assistant Post Master (Accounts) of Jeypore (Koraput) Head Post Office faced a transfer as Accountant to Rayagada H.O. under Annexure-1 dated 13.5.2002. By raising a claim that by the impugned order of transfer under Annexure-1 dated 13.5.2002, he is facing a cadre transfer from the Post of Asst. Post Master (Accounts) to that of Accountant, the Applicant has filed the present Original Application under Section 19 of the Administrative Tribunals Act, 1985.

While issuing notices to Respondents on 17.6.2002, ad-interim stay of the said transfer order was granted; which was extended from time to time on 2.7.2002, 16.7.2002, 16.8.2002,

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Copy of order dt. 9.11.02
issued to the counsel
for both side.

By
13/9/02
S.O. 13/9/02

1) Final report
from postal
authority reg. service
of notice of an R.Y.
not received.

2) For further
continuance of
interim reliefs.

By
27/9/02
Bench

Copy of order dt. 1-10-02
issued to the counsel
for both side.

By
7/10/02
S.O. 7/10/02

11.9.2002 and on 30.9.2002. By filing a counter the Department has explained that the Applicant, by the impugned order of transfer, has not faced a cadre transfer. It has been placed on record (as Annexure-R/1 and Annexure-R/2) that the Applicant virtually opted to remain in a particular cadre; from which he has not been disturbed as yet.

Having heard Shri P.K.Padhi, Advocate for the Applicant and Shri A.K.Bose, Senior Standing Counsel appearing on behalf of the Respondents and having perused the materials available on record, we are satisfied that the Applicant has really not faced any cadre transfer. In the said premises, this O.A. is dismissed; but, however, without any order as to costs.

By
VICE-CHAIRMAN 4/10/02

By
MEMBER (JUDICIAL) 01.10.2002