



FORM No. - 4

See Rule (12)

# IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

CUTTACK BENCH

## ORDER SHEET

Original Application No. 722 of 2002  
Applicant(s) Totalechan Jena Respondent(s) Union of India  
Advocate for Applicant(s) Mr. J. N. Mohanty Advocate for Respondent(s)

### NOTES OF THE REGISTRY

### ORDERS OF THE TRIBUNAL

Or.No.1 dated 13.8.2002

Perused the Office Note. Let this O.A. be registered and a Sl. No. be assigned.

On being mentioned this matter has been taken up. Heard Shri J.N.Mohanty, Advocate for the Applicant and Shri D.N.Mishra, Standing Counsel for the Railways (on whom a copy of O.A. has been served)

The Applicant claims to have served for the Railways for three years on casual basis and then Temporary Status was conferred on him for 19 years; whereafter he served in the regular Establishment of the Railways for 11 years. On

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

Postal requisites bifd.  
M  
19/8/02

The copy of order  
dt. 13/8/02 and a copy  
issued to all the  
respondts. by Regd./A.D.  
posts.

The same copy of  
order issued to the  
counsel for both  
sides.

BS  
S.O. 20.8.02

M  
20/8/02

his retirement he is getting minimum pension for he served for about 11 years/more than 10 years.

In the present Original Application under Section 19 of the Administrative Tribunal Act, 1985, he claims that the entire period he served under the Railways should be computed towards determination of his pension. He has also filed a representation under Annexure-3 dated 21.3.2002. It is the case of the Applicant that apart from Annexure-3 dated 21.3.2002, he submitted a series of representations, as is evidenced under various Postal Acknowledgements at Pages 19 and 20 of the O.A.

It appears that without exhausting the remedies available to the applicant, he has rushed to this Tribunal with the present O.A. In the said premises, this O.A. is disposed of with a direction to respondents to consider the grievances of the applicant, as raised in the present O.A. by treating the contents of this O.A. as a representation of the Applicant and pass a reasoned and speaking order and communicate the decision thereon to the applicant within a period of 120 (one hundred & twenty days) from the date of receipt of copies of this order.

Send copies of this order, along with copies of this O.A., to respondents at the cost of the Applicant. Shri Mohanty undertakes to file the required postages (for transmission of copies of this order along with notices to Respondents) by 16.8.2002. Free copies of this order be also made available to the counsel of both sides.

*Yash*  
13.08.2002  
MEMBER (JUDICIAL)