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CENTRAL ADMINISTRATIVE TRIBUNAL
CUTTACK BENCH, CUTTACK

O.A.No.803 of 2016

Cuttack this the 10th day of November, 2016

CORAM

HON'BLE SHRI A.K.PATNAIK, MEMBER(J)

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Smt. Indulata Mohapatra, aged about 57 years, D/o. Late Keshab Chandra Mishra, presently working as Office Superintendent (OS) at Directorate of Census operation, Unit-IX, Janpath, Bhubaneswar, residing at Malayavihar, Plot No.780/781, Near G.G.P. Post Office, Rasulgarh, Bhubaneswar.

...Applicant

By the Advocate(s)-M/s. D.K. Mohanty, S. Nayak

-VERSUS-

Union of India represented through:

1. The Secretary, Government of India, Ministry of Home Affairs, North Block, New Delhi-110001.
2. The Registrar General of India, Ministry of Home Affairs, 21-A, Mansingh Road, New Delhi-110011.
3. The Director of Census Operation, Orissa, Janpath, Unit-IX, Bhubaneswar, Khurda.
4. The Deputy Director of Census Operation, Orissa, Janpath, Unit-IX, Bhubaneswar, Dist. Khurda.

...Respondents

By the Advocate(s)- Mr. P.K. Mohanty

ORDER(Oral)

A.K.PATNAIK, MEMBER(J):

Heard Mr. D.K. Mohanty, Ld. Counsel appearing for the applicant and Mr. P. K. Mohanty, Ld. ACGSC appearing for the Respondents on the question of admission and perused the records.

2. Applicant is presently working as Office Superintendent (OS) under the Respondent- Organization. He has moved this Tribunal under Section-19 of the A.T. Act, 1985 by assailing the inaction of the Respondents in extending the benefit as has been granted to similarly placed persons and in the circumstances, he has prayed for direction to be issued to the Respondents to extend the benefits as has been granted to similarly placed persons in the matter of counting of service with



effect from the date of his initial appointment for the purpose of seniority, ACP, MACP, etc. and to grant him the consequential service and financial benefits.

3. It reveals from the record that ventilating his grievance, the applicant had submitted a representation dated 15.06.2015 to the Registrar General and Census Commission of India, New Delhi, (Respondent No.2) vide Annexure-A/13 and since he has not received any response, he has approached this Tribunal for redressal of his grievance.

4. Since representation as aforesaid is stated to be pending, at this stage, I am not inclined to direct notice to the respondents to file their counter. In view of this, without expressing any opinion on the merit of the matter, I would dispose of this O.A. at the stage of admission itself with direction to Respondent No.2 to consider the representation at Annexure-A/13 to the O.A., if the same has been received and is pending consideration, in accordance with extant rules and instructions on the subject and communicate the decision thereon to the applicant within a period of sixty days from the date of receipt of this order. It is, however, made clear that all the points raised in the representation is kept open to be considered by Res.No.2. It is further directed that if the applicant is found to be entitled to the claims made by him in his representation, the same be extend to him within a further period of two months from the date of communication of the decision.

5. With the above observation and direction, this O.A. is disposed of at the stage of admission itself. No costs.



6. On the prayer made by the learned counsel, copy of this order along with paper book of O.A. be sent to respondent Nos. 2 and 3 by Speed Post at the cost of the applicant for which Mr. D.K. Mohanty undertakes to file the postal requisites by 15.11.2016.

7. Free copy of this order be made over to learned counsel for both the sides.


(A.K. PATNAIK)
MEMBER(J)

K.B.

