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**CENTRAL ADMINISTRATIVE TRIBUNAL
CUTTACK BENCH, CUTTACK**

ORIGINAL APPLICATION NO. 434 OF 2013
CUTTACK, THIS THE 17TH DAY OF JULY, 2013

CORAM

HON'BLE SHRI A.K. PATNAIK, MEMBER (JUDL.)
HON'BLE SHRI R.C.MISRA, MEMBER (ADMN.)

.....

Chintamani Jena,
Aged about 63 years,
S/o Late Radhashyam Jena,
Of village- Khajurinalua, P.O. - Barundai,
P.S.- Korei, Dist. – Jajpur (Odisha)
Working as HDTM/Eng./KUR,
Under the East Coast Railway,
Retired on dated 30.09.2009.

.....Applicant

Advocate(s) Mr. S. Dash (A).

VERSUS

Union of India represented through

1. General Manager,
East Coast Railway,
Rail Bihar, At/PO- Chandrasekharpur,
Dist- Khurda, Odisha.
2. Sr. A.F.A.(G) F.A.& C.A.O. (Pension),
East Coast Railway, Bhubaneswar,
At/PO- Chandrasekharpur,
Dist- Khurda. (Odisha)
3. Divisional Finance Manager (Pension),
East Coast Railway, Khurda Road,
At/PO- Khurda Road,
Dist- Khurda. (Odisha)

(Advocate: Mr. T. Rath)

... Respondents

ORDER (ORAL)

MR. A.K.PATNAIK, MEMBER (JUDL.):

Heard Mr. S. Dash (A), Ld. Counsel for the applicant, and Mr. T.Rath, Ld. Standing Counsel appearing for the Respondent-Railways, on whom a copy of this O.A. has already been served.

2. The applicant has filed this instant O.A. stating therein that though he has joined in the Railway service as Gangman temporarily in the year 1978 and continued as a casual laborer till 23.11.1986, his services were regularized w.e.f. 24.11.1986 and he was posted as Gangman. While

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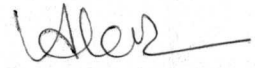
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continuing as such, he retired on 30.09.2009 having a qualifying service of 21.5 years still then there is a difference in the actual pension as well as other retiral benefits granted to him. Applicant after receiving the said amount as sanctioned by the department made a representation on 05.04.2012 addressed to Divisional Finance Manger (Pension), Respondent No.3. Mr. Dash submitted that till date no information in this regard has been received by the applicant.

3. Mr. T. Rath, Ld. Standing Counsel, has no immediate instruction regarding the fate of the said representation made on 05.04.2012. Therefore, at this stage of admission, without entering into the merit of the case we dispose of this O.A. by directing Respondent No.3, i.e. Divisional Finance Manager (Pension), E.Co.Rly., Khurda Road, to consider the representation made by the applicant, if it is still pending, as per extant rule and provision and the result of such consideration may be intimated to the applicant by way of reasoned and speaking order within a period of 60 days from the date of receipt of this order. However, we make it clear that if in the meantime representation has already been considered then the result thereof be communicated to the applicant within two weeks from the date of receipt of this order.

4. With the aforesaid observation and direction, the O.A. stands disposed of at the stage of admission itself.

5. Copy of this order, along with paper book be transmitted to Respondent No. 3 at the cost of the applicant, for which Mr. Dash (A), Ld. Counsel for the applicant, undertakes to deposit the postal requisites by 23.07.2013.


MEMBER (Admn.)


MEMBER (Judl.)