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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
JODHPUR BENCH  
JODHPUR

Date of Order: 3.8.95.

O.A.No.187/1995.

S.P.Chugh

... Applicant.

VERSUS

Union of India & Ors.

... Respondents.

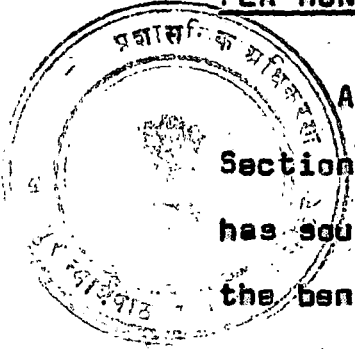
Mr. J.K.Kaushik, Counsel for the applicant.

CORAM:

Hon'ble Mr. Gopal Krishna, Vice Chairman.

Hon'ble Ms Usha Sen, Administrative Member.

PER HON'BLE MR. GOPAL KRISHNA :



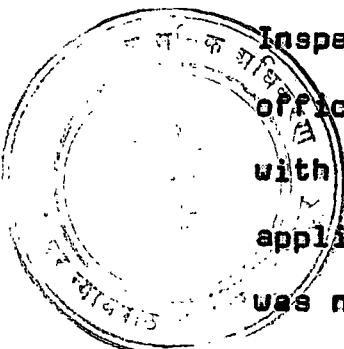
Applicant S.P.Chugh in this application under Section 19 of the Administrative Tribunals Act, 1985, has sought a direction to respondents 1 & 2 to extend the benefits of restructuring to the applicant and promote him to the ~~scale~~ post of Chief Signal Inspector scale Rs.2375-3500/- in terms of the scheme at Annexure A/3 with all consequential benefits at par with his next junior. The applicant has sought modification of the impugned order dated 26.6.93 at Annexure A/1.

2. We have heard the learned counsel for the applicant and have perused the records.

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3. The applicant was promoted as Chief Signal Inspector scale Rs.700-900/2000-3200 on 3.11.82 on officiating basis and his promotion was regularised with effect from 1.1.84<sup>but</sup> in spite of the fact that the applicant was within the zone of consideration, he was not considered for promotion to the post of Chief Signal Inspector scale Rs.2375-3500 which is a non selection post and is required to be filled up on the basis of seniority-cum-fitness. Respondent No.3, who is alleged to be junior to the applicant was promoted to the said post ignoring the applicant's claim for promotion . When the applicant came to know about his supersession in November,1993 he made a representation to the concerned authority vide Annexure A/5 dated 9.11.93 which has not so far been disposed of. The learned counsel for the applicant now wants that his representation be disposed of on merits through a detailed speaking order.

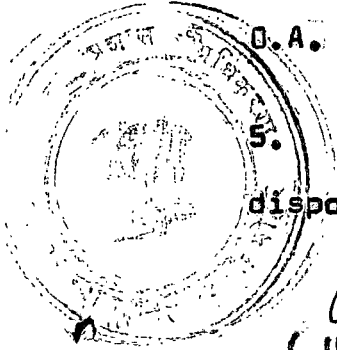
4. In the circumstances, we direct the respondent No.1 to dispose of the applicant's representation at Annexure A/5 dated 9.11.93 meeting all the points raised therein through a detailed speaking order within a period of three months from the date of receipt of a copy of this order. Let a copy of the O.A. be sent alongwith a copy of this order to respondent No.1 within a week. If the applicant

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is aggrieved by any decision taken on his representation, he shall be at liberty to file a fresh O.A. if so advised.



5. With the above direction the O.A. stands disposed of at the stage of admission.

*Usha Sen*  
( Usha Sen )  
Member (A)

*Gopal Krishna*  
( Gopal Krishna )  
Vice Chairman

V.S/M.