

23-7-2001

Mr. Vijay Mehta, Counsel for the Applicant.

Adjourned at the request of the counsel for the applicant for complying with the directions of the Tribunal dated 5/2/2001.

Post on 14/8/2001 for admission.

A.P. NAGRATH
Adm. Member

(B. S. HAIKOTE)
Vice Chairman

14.8.2001

Mr. Vijay Mehta, Counsel for the applicant.

Learned counsel for the applicant submits that as per the order Annexure A/1 dated 5.5.2000 the seniority list of Shiv Lal has been revised and he has been shown at No.1 A in the seniority list of Grade-III but at that time the applicant was already working in the Grade-II. For being promoted on the post of Grade-I the applicant and Shiv Lal has been declared successful in the Trade Test for the said post. But as Shiv Lal has been shown senior to the applicant in the seniority list of Gr.III, he is likely to be promoted in Gr.I in preference to the applicant.

We have considered the facts of the case. In our opinion, the apprehension of the applicant is based only on his personal surmises. At this stage, when two persons were declared successful in trade test concerning Gr.I it is difficult to hold that only one vacancy was available for being filled in. In any case, there is no positive order of the respondents affecting the applicant presently. Consequently, we find that the present OA is prematured and deserves to be dismissed in limine. The OA is, therefore, dismissed in limine.

Part II and III destroyed

in my presence on 17-5-07

under the supervision of

section officer () as per

order dated 13/3/07

Section officer (Record)

(A.P. Nagrath)
Admn. Member

(A.K. Misra)
Judl. Member

*Copy sent to
durgamacheri
21/8/2001
and sent to R-28
for 14/8/2001
358*

to 361

to 20-8-2001

*AD Rm from R-1692
Res + awarded
me
21/8*