

Original Application No. 1182 of 2012
Original Application No. 475 of 2013

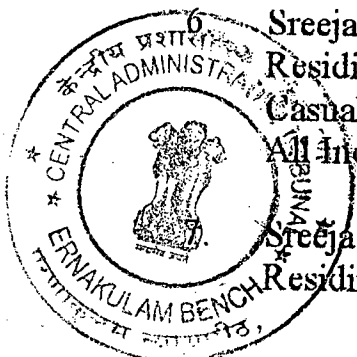
Friday, the 22nd day of November, 2013

CORAM:

Hon'ble Mr. Justice A.K. Basheer, Judicial Member
Hon'ble Mr. K. George Joseph, Administrative Member

1. Original Application No. 1182 of 2012 -

1. Purushothaman C., aged 37 years,
S/o. P.V. Kunhikrishnan Nambiar, Residing at Nadukkandy
Parambil House, Kallerikkara, Mattannur PO, Kannur - 670 702,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kannur - 4.
2. Saseendran Karimthorammal, Aged 44 years, S/o. Andikutty K.
Residing at Ekarool PO, Unnikulam via, Kozhikode-673 574,
Casual Announcer/Compere/Production Assistant, All India
Radio, Kozhikode-32.
3. Krishnakumar Kannothe, Aged 43 years, S/o. V.K. Damodharan Nair,
Residing at 'Saikatham, Kanhilery PO, Mattannur via, Kannur-
670 702, Casual Announcer/Compere/Production Assistant,
All India Radio, Kannur-4.
4. Sasidharan C.M., aged 44 years, S/o. K.M. Narayanan Nambiar,
Residing at Adwaitham, Kuttichira, PO Mullakkodi,
Mayyil via, Kannur - 670 602,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kannur-4.
5. Shaji Yohannan, aged 42 years, S/o. T.V. Yohannan,
Residing at Thekkanath House, Nayathode PO, Ankamaly via,
Ernakulam - 683 572, Casual Announcer/Compere/Production
Assistant, All India Radio, Kochi-21.
6. Sreeja K.R., aged 43 years, W/o. Haneeshkumar P.,
Residing at Thayyil House, Koodali PO, Kumbham, Kannur-670 592,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kannur-4.



Sreeja K.K., aged 44 years, W/o. Sudheesh Babu M.C.,
Residing at Kanniyath House, PO Chovva, Kannur-6,

Casual Announcer/Compere/Production Assistant,
All India Radio, Kannur-4.

8. Rajithakumari P., aged 39 years, W/o. T.K. Bineesh,
Civil Station PO, Kochikode-20,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kozhikode-32.
9. Reshma M.g., aged 36 years, D/o. M. Govindan,
Residing at Sanathanam, Mekkoth, Puthiyanirath, PO Elathur,
Kozhikode - 673 303, Casual Announcer/Compere/Production
Assistant, All India Radio, Kozhikode-32.
10. Raghunathan K.K., aged 38 years, S/o. K.K. Vasudevan Namboodiri,
Residing at Koottarathil House, Kava-peravoor PO, Mattanur,
Kannur - 670 702, Casual Announcer/Compere/Production Assistant,
All India Radio, Kannur-4.
11. Rajasree C.K., aged 41 years, W/o. T.K. Unnikrishnan,
Residing at Varnaraje, Near Thrikkanmadam Temple,
Narath PO, Kannur,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kannur-4.
12. Renjini Devi N.N., aged 43 years, W/o. Santhosh Kumar A.S.,
residing at Naduviledath House, Chittali PO, Alakode via,
Kannur - 670 571, Casual Announcer/Compere/Production Assistant,
All India Radio, Kannur-4.
13. Kanchana M., aged 44 years, W/o. Jayaraman T.P.,
Residing at Madathil House, Vengeri PO, Calicut-10,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kozhikode-32.
14. Sathyan Kalluruthy, aged 44 years, S/o. Narayanan Nair,
Residing at Kannancherypoyil, Kalluruthy Post, Omasserry Via,
Calicut, Casual Announcer/Compere/Production Assistant,
All India Radio, Calicut - 673 032.
15. Ashik, aged 48 years, S/o. Bhaskaran, Residing at Aayilyam,
Elavana House, PO Guru College, Kozhikode - 673 014,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kozhikode-32.
16. Nisha M.K., aged 41 years, D/o. M.K. Karunakaran,
Residing at Karunalayam, Mowancherry PO, Kannur-670 613,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kannur-4.



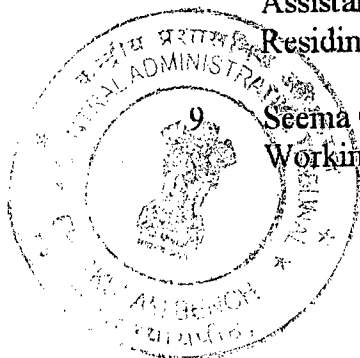
17. Nisha K.V., aged 48 years, W/o. K.T. Umeshan,
Residing at K.T. House, Chengal Kovvapuram,
Payangadi, Kannur - 670 303,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kannur-4.
18. Reshma Shelley, aged 39 years, W/o. Shellety Kakkadan,
Residing at Upasana, Pammenpara, Post Chalad, Kannur-670 014,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kannur-4.
19. Nisha P., aged 40 years, W/o. Jayanandan, Residing at Payyadi
House, Marikunnu PO, Calicut - 12,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kozhikode-32.
20. Sithara M.G., aged 41 years, W/o. Sethumadhavan T.,
Residing at Manaleri House, Chevayoor PO, Calicut-17,
Casual Announcer/Compere/Production Assistant,
All India Radio, Calicut-7.
21. Mallika M. Madathil, aged 42 years, W/o. T. Chandrasekharan Nair,
Residing at Manideepam, PO Vengeri, Calicut-10,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kozhikode-32.
22. Sivakumari U.K., aged 43 years, W/o. T.P. Wilson,
Residing at U.K. Nivas, C.K. Puram, Chalad PO, Kannur-670 014,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kannur-4.
23. Balamani V.V., aged 44 years, D/o. Late Narayanan V.V.,
Residing at Velluvalappil House, PO Kanul, Kadamberi,
Kannur - 670 564,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kannur-4.
24. N. Ajith, aged 45 years, S/o. T.s. Narayanan Nair,
Residing at 15/48, Thaliyil, Nursery School Road,
N. Paravur, Ernakulam - 683 513,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kochi-682 018.
25. N.K. Ushadevi, aged 46 years, W/o. N.S. Dhananjayan,
Residing Vaishnavi, Pattath Road, Chalikkavattom, Vennala PO,
Kochi, Ernakulam - 682 028,
Casual Announcer/Compere/Production Assistant,
All India Radio, Kochi-682 018.



26. Thomas C.D., aged 47 years, S/o. C.T. Devassy,
Residing at Chirayil House, 18/2408A, Pallichal Road,
Thoppumpady, Cochin-5, Casual Announcer/Compere/Production
Assistant, All India Radio, Kochi-682 018. Applicants

2. Original Application No. 475 of 2013 -

1. M.V. Anilkumar, aged 36 years, S/o. M.K. Velayudhan,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur -670004, Residing at Mambilil
Anjukunnu, Mananthavady, Wayanad - 670 645.
2. K.O. Sasidharan, aged 41 years, S/o. P. Narayanan Nambiar,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur - 670004., Residing at KO House,
Adoor, Kadachira PO, kannur - 670 621.
3. Sharmila R., aged 46 years, W/o. Rishikeshan P.P.,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur, Residing at Sands, Alavil PO,
Kannur - 6.
4. Jayalakshmi T.V., aged 35 years, W/o. M.V. Anilkumar,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur-4, Residing at Thazhe Veettil,
Padiyotchal PO., Payyannur (via), Kannur - 670 307.
5. Leena K., aged 41 years, W/o. Rajeev A.V.,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur-4, Residing at Revathi, Iriveri,
Kannur - 670 613.
6. Manju M., aged 36 years, W/o. Ramesh Babu,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur-4, Residing at Sudhalayam,
Punnad PO, Iritty via, Kannur Dist.
7. Ramachandran E.V., aged 43 years, S/o. K. Krishna Marar (Late),
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur-4, Residing at Eyyakkad,
PO Udinur, North Trikaripur, Kasaragod Dist.-671 310.
8. Saji Sebastian, aged 36 years, S/o. V.T. Sebastian,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kozhikode-32,
Residing at Vettickal House, Shankarampady PO, Chengala via.
9. Seema C., aged 32 years, W/o. K.K. Sathyapalan,
Working as Casual Announcer/Compere/Production



Assistant, All India Radio, Kozhikode-32,
Residing at Mathura House, Velayi, Nedienga PO,
Sreekandapuram via, Kannur - 670 631.

10. Smitha Bhasker M.K., aged 32 years, W/o. Sunil Babu K.,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur-4, Residing at Devi Nilayam,
Morazha PO, Mottammal via, Kannur - 670 331.
11. Remya M.V., aged 30 years, W/o. K.V. Raju,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur-4, Residing at Kolangarath
Valappil, Eravil, Pilicode PO, Kasaragod Dist.
12. Baburaj P.K., aged 36 years, S/o. Krishnan P.K.,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur-4, Residing at Chandrika Sadanam,
Kayakkulam, Periy PO, Pallikkara via, Kasaragod -671 316.
13. Anitha K.C., aged 41 yrs, W/o. Kunhiraman,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kozhikode-32, Residing at Avittam,
Pavannurmotta PO, Mayyil (via), Kannur-670 602.
14. Jisha N., aged 35 years, W/o. Sunil Kumar C.M.,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Calicut - 673 032, Residing at
Pournami, PO Chirakkal, Near Rajas U.P. School, Kannur-670 011.
15. Usha A.P., aged 38 years, W/o. Vineeth K.I.,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kozhikode-32, Residing at Kannamvelli
Illam, Panoor PO, Thalassery (via), Kannur Dist.
16. Sreejaya Anil, aged 34 years, W/o. Anilkumar A.P.,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur-4, Residing at Jayakala,
Edakkeppuram, PO Cherukunnu, Kannur - 670 301.
17. Jeena C.V., aged 35 years, W/o. T.K. Shaj,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur-4, Residing at Changattu Valappil
House, PO Pallikkunnu, Kannur - 670 004.
18. Vineetha Sumam S., aged 36 years, W/o. P.V. Shaji,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur-4, Residing at Thejas, Chavassery,
Kannur.



19. Premaja N.P., aged 44 years, W/o. Late P.C. Narayanan,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur-4, Residing at Dew Drop,
Podikkundu West, PO Pallikkunnu, Kannur-670 004.
20. Sheeba A., aged 38 years, W/o. Pushpajan,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur, Residing at Thejaradhya,
Thillenkery PO, Mattannur via, Pin - 670 702.
21. Rasitha M.V., aged 35 years, W/o. V.V. Chandra Mohan,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur, Residing at Thara, Keezhara,
Mavilayi, Kannur - 670 622.
22. Neetha C., aged 32 years, W/o. Shaji K.,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur-4, Residing at Mullankandy
House, Muttolampara, Attadappa PO, Kannur - 6.
23. Vanaja K.V., aged 34 years, W/o. Vinod T.,
Working as Casual Announcer/Compere/Production
Assistant, All India Radio, Kannur-4, Residing at Padinharakath
House, Vannachal, Kunhimangalam PO,
Kannur Dist. Applicants

(By Advocate - Mr. T.C. Govindaswamy in both the OAs)

V e r s u s

1. Union of India, represented by the Secretary to the
Government of India, Ministry of Information and Broadcasting,
New Delhi - 110 001.
2. Prasar Bharathi Broadcasting Corporation of India,
Represented by its Chief Executive Officer, New Delhi - 110 001.
3. The Director General, All India Radio,
Akashvani Bhavan, Parliament Street,
New Delhi - 110 001. Respondents
in both the OAs

(By Advocate - Mr. Sunil Jacob Jose, SCGSC in both the OAs)

These applications having been heard on 22.11.2013, the Tribunal on

the same day delivered the following:



ORDER

By Hon'ble Mr. Justice A.K. Basheer, Judicial Member -

These two Original Applications are being disposed of by this common order since a common issue is involved in them and the applicants are similarly situated.

2. Applicants are presently working as Casual Announcers/Comperes/Production Assistants in various stations of All India Radio at Wyanad, Kannur, Kozhikode etc.

3. The common grievance of the applicants is that the respondents are dragging their feet in the matter of finalization of the proposed scheme for regularization of their services who have been working as Casual Announcers/Comperes/Production Assistants in All India Radio for the last several years. The prayer is to issue an appropriate direction to the respondents to finalize the proposed scheme for regularization within a time frame. In Original Application No. 475 of 2013 there is a further prayer to quash Annexure A19 notice dated March 23, 2013 issued by respondent No. 2 inviting applications from eligible candidates for combined recruitment for the post of Programme Executive and Transmission Executive.

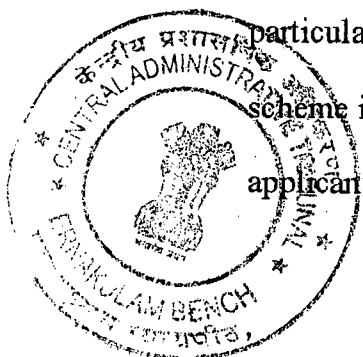
4. It is beyond controversy that the applicants have been working as Casual Announcers/Comperes/Production Assistants "on assignment basis" and that they are being engaged for six days in a month on an average. Applicants have fairly conceded that their engagement as Casual Announcers/Comperes/Production Assistants was being continued for years on the assurance that an appropriate scheme will be introduced for



regularization of their services in the very near future. But so far the respondents have not taken any concrete steps in this regard.

5. It is contended by the respondents that the services of the applicants were never utilized by All India Radio for any continuous period but they were being engaged only as and when such services were required. In fact, their services are being utilized for different forms of work to cope up with temporary increase of work, as it is not at all feasible for the Department to keep regular staff which may incur very huge expenditure. While conceding that a scheme for regularization of casuals is on the anvil, it is pointed out by the respondents that formulation of such scheme is a time consuming process. Before finalizing the scheme the respondents have to necessarily hold consultations with various authorities like all offices of Chief Executive Officer, Prasar Bharathi, Secretary, Ministry of Information & Broadcasting, Secretary, Ministry of Legal Affairs, Union Public Service Commission, Department of Personnel & Training, etc. Learned counsel for the respondents submits that the proposed scheme will be finalized as early as possible.

6. Having heard learned counsel for the parties and having perused the materials available on record we are of the view that these Original Applications need not be retained on the file of this Tribunal any further particularly since the respondents have unequivocally admitted that a scheme is proposed to be introduced by which the grievance of most of the applicants are likely to be redressed.



7. Therefore, the Original Applications are disposed of with a direction to the respondents to take expeditious steps to finalize the scheme and implement the same as undertaken by them in their written statement. Till such time the scheme is brought into force the present arrangement of engaging the applicants in the various station of All India Radio shall continue. In other words applicants shall be given casual engagement as Announcers/Comperes/Production Assistants on assignment basis depending on the requirement for such services. Respondents shall finalize and implement the scheme within an outer limit of six months from the date of receipt of a copy of this order.

8. Original Applications are disposed of in the above terms. No costs.

sdl-
(K. GEORGE JOSEPH)
ADMINISTRATIVE MEMBER

sdl-
(JUSTICE A.K. BASHEER)
JUDICIAL MEMBER



CERTIFIED TRUE COPY

Date 29/11/13

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Section Officer (Judl)