

CENTRAL ADMINISTRATIVE TRIBUNAL  
ERNAKULAM BENCH

O.A. 598 of 1994

Wednesday this the 27th day of April, 1994.

CORAM

HON'BLE MR.JUSTICE CHETTUR SANKARAN NAIR, VICE CHAIRMAN

HON'BLE MR.P.V.VENKATAKRISHNAN, ADMINISTRATIVE MEMBER

V.Vijayakumaran Nair  
working as LRSM (Leave Reserve  
Station Master) Southern Railway,  
Kottarakkara, Kollam Dist. ...Applicant

(By Advocate Mr. S.Parameswaran)

Vs.

1. Union of India, represented by  
the General Manager, Southern  
Railway, Madras.1.
2. The Divisional Railway Manager,  
Southern Railway, Madurai Division,  
Madurai-10.
3. The Divisional Personnel Officer,  
Southern Railway, Madurai Division,  
Madurai-10.
4. The Chief Personnel Officer,  
Southern Railway, Madras.3. ...Respondents

(By Advocate Mrs.Sumati Dandapani)

ORDER

CHETTUR SANKARAN NAIR(J) VICE CHAIRMAN

Applicant challenges Annexure.A4 order which enables the Divisional Personnel Officer to "pin point" posts- whatever that means. Apprehension of applicant is that the Divisional Personnel Officer may upgrade and downgrade posts at will to the detriment of the incumbents of a particular post.

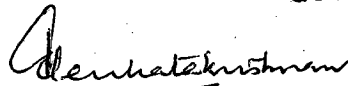
2. In answer, Standing Counsel would submit that structuring or restructuring of posts is a matter of administrative policy. Even so, exercise of power

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cannot be arbitrary. It is also argued that the Divisional Personnel Officer has no jurisdiction to pass an order of this nature. The grievance of applicant deserves consideration. But, such consideration must be made by the 4th respondent Chief Personnel Officer atleast in the first instance. Applicant is permitted to make a detailed representation before the 4th respondent Chief Personnel Officer within one week from today. If a representation is so made, it will be considered on merits and 4th respondent will pass appropriate orders thereon. Till such time, the impugned order shall not be implemented in so far as the applicant is concerned.

3. With the aforesaid directions, application is disposed of. No costs.

Dated 27th April, 1994.



P.V.VENKATAKRISHNAN  
ADMINISTRATIVE MEMBER



CHETTUR SANKARAN NAIR(J)  
VICE CHAIRMAN

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