

CENTRAL ADMINISTRATIVE TRIBUNAL
ERNAKULAM BENCH

W.O.A.No.110/2002

Thursday, this the 28th day of February, 2002

CORAM

HON'BLE MR. A.V. HARIDASAN, VICE CHAIRMAN
HON'BLE MR. T.N.T. NAYAR, ADMINISTRATIVE MEMBER

Manjima Mathew, Olickel House,
Mudavoor PO,
Muvattupuzha-686 669.

...Applicant

(By Advocate Mr.P.Balakrishnan (rep))

V.

1. The Bharath Sanchar Nigam Ltd.
represented by the Chief General Manager,
Telecom, Karnataka Circle,
Doorsambarka Bhavan,
Ulsoor, Bangalore.8.
 2. The Deputy General Manager (Admn)
Bharath Sanchar Nigam Limited,
Office of the CGM, Telecom Kerala Circle,
PMG Junction,
Trivandrum.33.
 3. Union of India represented by
Secretary, Ministry of Communications,
New Delhi.
- ..Respondents

(By Advocate Mr.A.Sathianathan)

The application having been heard on 28.2.2002, the
Tribunal on the same day delivered the following:

O R D E R

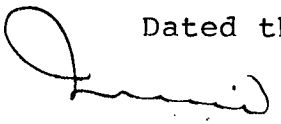
HON'BLE MR. A.V. HARIDASAN, VICE CHAIRMAN


Applicant applied for selection and appointment
to the post of Junior Telecom Officer in the Bharath
Sanchar Nigam Limited. By the impugned order Annexure.A5
she was informed that ^{as} she had not completed B.E.Course
before 1.1.2001, her candidature cannot be considered.
Aggrieved the applicant has filed this application
seeking to set aside the Annexure.A5 order and for a
direction to the 1st respondent BSNL represented by the
Chief General Manager, Telecom, Karnataka Circle,
Bangalore to appoint the applicant to the post of Junior
Telecom Officer.

Contd....

2. We have heard the learned counsel of the applicant and Shri A.Sathianathan, ACGSC appearing for the third respondent. The Bharath Sanchar Nigam Limited is a corporation which has not been notified under Section 14(2) of the Administrative Tribunals Act. The impugned order is an order relating to Bharath Sanchar Nigam Limited. Though process of recruitment also is a service matter since the Bharath Sanchar Nigam Limited is not notified and brought under the purview of Central Administrative Tribunal, we find that we do not have jurisdiction to entertain this application. The application is, therefore, rejected under Section 19(3) of the Administrative Tribunals Act. However, the applicant will be free to move the appropriate forum for appropriate relief in accordance with law. The material papers after retaining a copy of the application for the purpose of record shall be returned to the applicant for presentation before the appropriate forum.

Dated the 28th day of February, 2002


T.N.T. NAYAR
ADMINISTRATIVE MEMBER


A.V. HARIDASAN
VICE CHAIRMAN

(S)

A P P E N D I X

Applicant's Annexures:

1. A-1: True copy of the provisional certificate issued by the M.G.University dt.30.11.2001.
2. A-2: True copy of the advertisement in the Malayala Manorama.
3. A-3: True copy of the admit card issued by the 2nd respondent to the applicant.
4. A-4: True copy of the letter dated 28.6.01 of the 2nd respondent addressed to the applicant.
5. A-5: True copy of letter dated 21.12.01 from the 1st respondent addressed to the applicant.

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4.3.02