

**CENTRAL ADMINISTRATIVE TRIBUNAL
ERNAKULAM BENCH**

O.A.No.133/99

Wednesday this the 13th day of June, 2001

CORAM

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

C.C.James,
S/o C.P.Cheeriakku,
Diesel Assistant, Southern Railway,
Ernakulam residing at Chungathu
House, Chovvannur, Kunnankulam,
Trichur District.

...Applicant

(By Advocate Mr. TCG Swamy)

V.

1. Union of India represented by
the General Manager,
Southern Railway, Headquarter Office,
Park Town PO, Madras.3.
2. The Deputy Chief Personnel Officer,
Southern Railway, Central Workshop,
Personnel Branch, Ponmalai.
3. The Senior Divisional Personnel
Officer, Southern Railway,
Trivandrum Division ,
Trivandrum.14.

..Respondents

(By Advocate Mr.K.Karthikeya Panicker)

The application having been heard on 13.6.2001, the
Tribunal on the same day delivered the following:

O R D E R

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

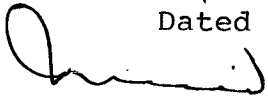
The applicant, a Diesel Assistant, Southern
Railway, Ernakulam has filed this application to set
aside Annexure.A1 to the extent it affects him, declare
that the applicant is entitled to have his basic pay of
Rs.4000/- drawn in the scale of Rs.4000-6000 protected
on his appointment as Diesel Assistant with effect from
14.8.97 in terms of Rule 1313(a)(2) and (3) and to
direct the respondents to grant the pay with
consequential benefits.

Contd...2

2. Learned counsel appearing for the applicant states that the reliefs sought for in the Original Application have already been granted to the applicant by the third respondent by passing an order dated 20.12.99 and therefore, the Original Application has become infructuous.

3. Noting that submission of the learned counsel for the applicant, the application is closed as having become infructuous without any order as to costs.

Dated the 13th day of June, 2001


T.N.T. NAYAR
ADMINISTRATIVE MEMBER


A.V. HARIDASAN
VICE CHAIRMAN

(s)

List of annexure referred to:

Annexure.A1: True extract of the Memorandum
No.V/P.624 dated 8.1.98 issued by
the third respondent.

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