

CENTRAL ADMINISTRATIVE TRIBUNAL  
ERNAKULAM

DATE 7.3.1990

PRESENT

HON'BLE SHRI N. V. KRISHNAN, ADMINISTRATIVE MEMBER

&

HON'BLE SHRI N. DHARMADAN, JUDICIAL MEMBER

O.A. 369/89

1. The Central Govt. Fishing  
Seamen's Association  
Room No. 10, MANI'S CAFE  
Palluruthynada, Cochin-6  
represented by its  
President Shri K. Karunakaran  
Bosun, CIFNET, Cochin-16

2. T. Jayapalan  
Sr. Deckhand, CIFNET  
Cochin-16 and

3. T. K. Paramu, Sr. Deckhand  
Fishery Survey of India  
Cochin Base, Kochangadi,  
Cochin-5

Applicants

Vs.

1. The Union of India represented  
by the Secretary, Ministry of  
Agriculture & Cooperation,  
Department of Agriculture,  
Krishibhavan, New Delhi

2. The Director General  
Fishery Survey of India  
Botawala Chambers  
Sir. PM Road, Bombay-1 and

3. The Director, CIFNET  
Cochin-16

Respondents

Mr. Alexander Skaria

Counsel for the  
applicant

Mr. P. V. Madhavan Nambiar, SCGSC

Counsel for the  
respondents

ORDER

HON'BLE SHRI N.V. KRISHNAN, ADMINISTRATIVE MEMBER

The first applicant in this case is the  
Central Government Fishing Seamen's Association —

representing as stated by the counsel for the applicant,  
the Fishing Seamen of three Institutes <sup>U. 100 43,</sup> CIFNET, Fisheries <sup>Project -</sup>  
Survey of India, and Integrated Fisheries Institute and

two other applicants. Their grievance is that by the  
<sup>in circular</sup> order dated 13.5.82, the Floating Staff engaged in  
Fishing Vessels have been given as an incentive certain  
sums of money mentioned in that circular Annexure A-1.  
It is clarified therein that with the grant of additional  
allowances, the crew will not be entitled to the  
compensatory offs for work at sea during holidays being  
granted to them before issue of that circular.

2. The applicant contended that considering the  
nature of the work they performed, they prefer <sup>U. red</sup> compensatory  
offs to the additional allowances sanctioned to them by  
the Annexure A-1 letter. Though the matter has been  
taken before the respondents <sup>on</sup> a number of occasions, still  
the respondents have not <sup>U. rescinded</sup> ~~resented~~ Annexure-A-1 order  
and restored compensatory offs.

3. The first applicant has sent a representation  
(An A-3)  
dated 28.11.88, to the first respondent in this regard  
and that the representation is still awaiting disposal.  
In fact, the applicants have prayed that either a direction  
be given to the respondents to restore the compensatory  
offs or the respondents be directed to dispose of Annexure  
A-3 representation at an early date.


Q

4. In the reply filed by the respondents it is stated that the matters raised by the applicants are under the active consideration of the respondents.

5. After hearing the counsel we are of the view that in the circumstances it would be sufficient if the first respondent is directed to consider the representation dated 28.11.88 (Annexure A-3) filed by the first applicant and take proper decisions. We notice that as a long time has already elapsed since the representation at Annexure A-3 was first filed on 28.11.88 and hence it should be possible for the respondents to dispose of that representation early. Hence directions as above are issued for compliance within a period of three months from the date of receipt of a copy of this order.

6. The application is disposed of as above.

  
(N. Dharmadan) 7.3.90  
Judicial Member

  
9.3.90  
(N. V. Krishnan)  
Administrative Member