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Hon'ble Mr. Justice G. C. Dey and Mr. J. C.

(by "Control, Inc." Notice U.S. District Court, N.D.,

The applicant has been participating from the very beginning in various sports and, particularly in 1920-21 and for participation in Volley-ball Association was issued to him as early as in the year 1920-21 for participating in the Provincial Winter Sports Competition. Another certificate was issued to him in the same year by the Director of Education. He participated in the All U.P. Junior Volley-ball championship, 1921 conducted by U.P. Volley-ball Association which was an affiliated body of Volley-ball Federation of India and U.P. Olympic Association. In the year 1922, he again participated representing Allahabad University in the U.P. Volley-ball Championship. When he was playing in various other places, he applied for admission in I.I.T. in 1924 and went to the institution in 1925. He has participated in all sports and Civil Service Sports Meeting held at Allahabad in the year 1922. Thus, the applicant has participated not only in the local level, but in the state level and all India level and various all India and award in a number of sports given to him. ~~There~~ ~~reference of~~ The Government has been in order to encourage the Government servant to engage in sports activities with a view to improve the quality of a personship, a lot of steps have been taken that kind of sports and other recreation facilities are provided to Government servants. The Government has been in order to encourage the Government servant to engage in sports activities with a view to improve the quality of a personship, a lot of steps have been taken that kind of sports and other recreation facilities are provided to Government servants. The Government has been in order to encourage the Government servant to engage in sports activities with a view to improve the quality of a personship, a lot of steps have been taken that kind of sports and other recreation facilities are provided to Government servants.

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the applicant no. 1. The applicant was a member of the Group 'D' cadre in servant discipline. He was a member of the Volley-ball team. The applicant also participated in the competition in which 35 persons participated. According to the applicant, he was placed at serial no. 3 and it was said that four candidates were sent for sports quota for admission to the Postal Training Centre, 3rd ranker and the first ranker in the year 1971. Feeling aggrieved against the same, the applicant has approached the Tribunal. According to the applicant, the select list could not have been on the merit as the applicant's performance in the past and present was better than those whose names find place in the list. Thus, according to him, he has been discriminated and discarded in the matter in the employment.

2. The respondents have opposed the application and it has been pointed out that those who have been selected on merit in which three of the candidates were those who came from the sports and fourth candidate was Sri Ram Nimesh Shukla C.I. Officer, All India Head Post Office and in view of the Department of Posts letter dated 21.11.82 for appointment as outstanding sports persons who have been representing P.A. Circle Volley ball team for some years and Sri Shukla was also a member of N.I. State Volley-ball team participated in National Volley-ball Championship, 1972 and his name was duly recommended by Committee for appointment in Group-C cadre and that's why he was included in the list.

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3. The matter was handled by the Committee and the person named in the conclusion that there is no indication that he is better than the applicant. Civilly, the person named in the conclusion was the same, but in view of the fact that, of course, the person named in the conclusion has been included therein, there is no reason to believe that the applicant who has been named in the conclusion is better than the person named in the conclusion, in fact, he is not better than the person named in the conclusion, as the performance of the applicant appears to have been very poor, as shown by the very low rating. With these observations, the application stands rejected. No further action.

W. H. [Signature]

Manager (A)

[Signature]

Vice-Chairman

Enclosure dated: 1.1.1955

(UKA)