

Central Administrative Tribunal
Lucknow Bench

Cause Title 2 of 92 (TL) in A1168/87

Parties Jagdish Prasad Applicant.

Union of India Respondents

Part C.P.C.

Sl. No.	Description of Documents	Page
1.	Check List	A1 - A2
2.	Order sheet	A3 - A7
3.	Final Judgement dt. 17/3/92	A8 - A9
	Petition Copy	A10 - A21 A21
5.	Annexure	A22 - A30
5.	Power	A35
7.	Counter Affidavit	A31 - A43
9.	Rejoinder Affidavit	A44 - A51
4.	Application for Restoration	A52 - A54
	1 - Notices Extra for paper	A55 to A61
	<u>B1 - B44</u>	

C- File

C1 - C5

File B/C. needed aut / Dated

So (5)

cm
29/10/12

CENTRAL ADMINISTRATIVE TRIBUNAL

ADDITIONAL BENCH,

23-A, Thornhill Road, Allahabad-211001

Registration No. _____ of 1987

2/92 T.1

APPLICANT (s) Jagdish Prasad.

RESPONDENT(s) UOI through Chairman Central Board of Excn

+ Customs (Deptt of Revenue) New Delhi + 3 others

Particulars to be examined

Endorsement as to result of Examination

1. Is the appeal competent ?
2. (a) Is the application in the prescribed form ?
(b) Is the application in paper book form ?
(c) Have six complete sets of the application been filed ?
3. (a) Is the appeal in time ?
(b) If not, by how many days it is beyond time ?
(c) Has sufficient case for not making the application in time, been filed ?

Yes

Yes

Yes

2 sets filed [Respondent's copies taken recd by Sr. B. Singh for standing counsel)

Yes

-

-

4. Has the document of authorisation, Vakalat-nama been filed ?

Yes [Court House Court for stamp)

5. Is the application accompanied by B. D /Postal-Order for Rs. 50/-

Yes

6. Has the certified copy/copies of the order (s) against which the application is made been filed ?

Yes except order dated 20-11-86

7. (a) Have the copies of the documents/relied upon by the applicant and mentioned in the application, been filed ?

Yes

- (b) Have the documents referred to in (a) above duly attested by a Gazetted Officer and numbered accordingly ?

Yes

16 12
84

Hon. S. Zaher Hasan - Vr
Hon. Aftab Jalil - Am

No one is present
on behalf of the
petitioners. Adjourned
to 20/1/88 for admission
for exam of the applicants
concluded.

✓
Vr

✓
Am.

SH

201.10

Hon. S. Zaher Hasan - ATT.
Hon. S. Zaher Hasan - ATT.

No one is present on behalf of
petitioners. It appears that the
applicants must have not been
informed as advised on 16.12.87
23.2.88
Adjourned to 23.2.88 for admission
inform the applicants concerned

ATT

517

✓

Disposal the
learned counsel
by note 16

201.10
Hon. S. Zaher Hasan - ATT.
Hon. S. Zaher Hasan - ATT.

No one is present
on behalf of the petitioners.

✓

✓

31/8/88

(PH)

Hon. D.S. Mishra-Am.
Hon. G.S. Sharma-JM

None is present
for the applicant. The
case is adjourned.

Am.

fly

vide Hon'ble
Court's order of
31.8.88, this case
was adjourned without
date by Hon'ble Bench.
Case is submitted for
fixing date for Admission.
A.K.K.
215

7.5.90 DK Placed before me today. List
this case before court for admission
on 12.7.90 and inform the Counsel
for parties. Office is warned to be more
careful in future in not putting the cases
before Registrar / DK in time.

CR.
Notice to
Applicant's Counsel
A.K.S. and issued
by Regd Post and
Sd KC Sinha for
respondent noted
date
A.K.K.

DK (J)

Hon' Mr D.K. Agrawal, J.M.

Hon' Mr K. Obayya, A.M.

12/7/90

None appears for the applicant. We have perused the file.

ADMIT. Notice has already been received by Shri N.B.Singh
on behalf of the respondents. Respondents are directed
to file counter within 6 weeks to which the applicant
may file rejoinder within 2 weeks thereafter. List this
case before DK(J) on 12-9-90 for listing it for
hearing as the case may be

CR.
NO Counter
Affidavit has
been filed so
far.

AS

O.A. No. 1168 of 1987

4.3.1991

Hon. Mr. D.K. Agrawal, J.M.
Hon. Mr. K. Obayya, A.M.

None appears on behalf of the applicant. Sri K.C. Sinha appears on behalf of the respondents and inform us that Counter Affidavit has been filed on 4.10.1990 but due to inadvertent mistake, wrong case number has been given or it has been placed on the wrong file. Let learned counsel for the applicant get trace the counter affidavit, keep it in this through D.R. 'J'. R.A., if any, may be filed within 4 weeks thereafter. List this case for hearing on 2.7.1991.

A.M.

(n.u.)

J.M.

J.F.

No counter

2-7-91

No sitting in court

Received in the
on my last
decision, so far.

Submitted

SD in

27-6-91,

28.10.91

Received from

Restoration vide order
dt 28.10.91 B.O.

He

(AC)

ORDER SHEET
IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
ALLAHABAD. M.A. No. 1733/91,
Of No. 1168 OF 1987
Vs.

Sl. No.	Date	Office Report	Order
1	2	3	4

23/8/91

Hon. Mr. A.B. Gosh, Jm.
Hon. Mr. S. N. Prasad, Jm.

Heard the learned Counsel for the
applicant Sri Farooq Ahmed
On M.A. No. 1733/91.

This is an application for
restoration of the original application
dismissed for default of the applicant
on 30/9/91. The facts stated in
the Affidavit accompanying with the
M.A. No 1733/91 disclosed satisfactory
grounds on which restoration application
may be allowed. Accordingly the
Restoration Appln. is allowed and
the ^{original} application is restored to its
original number. Office to take
further action.

Issue notice to respondents
with a direction to file a Counter-
affidavit within four weeks failing
which the case may be heard ex parte.
In case the counter is filed within the
stipulated time, the rejoinder may be
filed within two weeks thereafter. DR(5)
will fix a date of hearing after the records
are complete.

J.M.

d
A.M.

P.T.O.

T.A. 2/92 (T.L.)

28.1.92

D.R.

(AT)

Both the parties are
absent. Applicant
to file Reply by
14/4/92.

16.4.92

D.R.

This case has been taken
up today because on the
date fixed office was
closed. Case is listed
for filing Reply
on 27/5/92.

27.5.92

D.R.

Both the parties are
present. CA/RA have
been exchanged. Now this
case is listed for final
hearing on 17/7/92
before the Hon. Bench.

AS

CENTRAL ADMINISTRATIVE TRIBUNAL, LUCKNOW BENCH.

...

Registration O.A. No. 1168 of 1987

Jagdish Prasad Applicant.

Versus

Union of India

and others Respondents.

Hon. Mr. Justice U.C. Srivastava, V.C.
Hon'ble Mr. K. Chayya, Member (A)

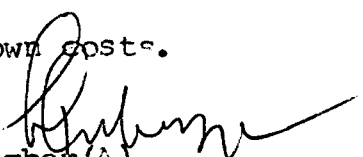
(By Hon. Mr. Justice U.C. Srivastava, V.C.)

The applicant was appointed as a waterman (contingent paid staff) in the Divisional Office Sitapur, in the office of the respondent no. 4 on a monthly salary of Rs. 100/- vide order dt. 11.5.1983. In the year 1984, the applicant was posted as Chaukidar. There were vacancies in Group-D services for the post of Sepoy. The applicant also offered his candidature for the same and after test and interview, ^{was} ~~here~~ selected and appointed as Sepoy as per order dated 16.4.1986. But vide order dt. 22.11.1986, he was reverted back to the post of contingent paid staff, and against his reversion order, he has approached to the Tribunal.

2. The respondents in their reply have ~~been~~ pointed out that at the time of scrutiny of the records, it has come to the notice of the respondents that the applicant was over-age and he was not eligible for being absorbed in the cadre of Sepoy, as such, there was no way left except to revert him. As such, the action taken by the respondents was not arbitrary. It is stated that the question of relaxation of maximum age limit for the purposes of regularisation of casual workers who were engaged after 20th March, 1979 was considered in consultation with the department of personnel and training but they have not, however, agreed to the same. When the applicant was promoted as Sepoy, his

(PA)

age was 34 years , 8 months . It was for the respondents to relax his age but if ^{they do} he ~~does~~ not relax his age, the apolicant does not claim a right for relaxation of his age. As we do not find any force in this application, the application is accordingly dismissed. However, as the applicant was appointed at the age of 34 years and 8 months, it is still open for the respondents to consider this matter and in case, they feel that the apolicant's work is good, relaxation should be given to him and the case of the applicant shall have to be considered sympathetically. The application is dismissed with the above observations. Parties to bear their own costs.


Member (A)


Vice-Chairman

Dated: 17.7.1992

(n.u.)

Reg No ^{HP} of 1907

6/12/87
Chander
for

Recd
16/12/87
18/12/87
11/1/88

L

25/12/87

7.	.....	.....	10
8.	.....	.....	13
9.	.....	.....	15
10.	.....	.....	21

Assand

4-12-1971

Vote

Shri N. B. Singh Senior Standing Counsel.
for the ~~respondent~~ Union of India.
or Central Govt. has received the copy
on behalf of the respondent

Assand

4.12.71

क्रि. सं. ३६६

by the Commission of the Central Administrative
Council, 1922.

.....

For the Commission, its official,

[Signature]

[Signature]

[Signature]

[Signature]

1. The Commission of the Central Administrative
Council, 1922.

2. The Commission of the Central Administrative
Council, 1922.

1. The Commission of the Central Administrative
Council, 1922.
2. The Commission of the Central Administrative
Council, 1922.
3. The Commission of the Central Administrative
Council, 1922.

T.C.

Assano Ach
4-12-27

157012121541121

1. The first of the above mentioned subjects
shall be the subject of the first report.
to be made.

2. The second of the above mentioned subjects,
shall be the subject of the second report.

3. The third of the above mentioned subjects,
shall be the subject of the third report.

Subject of the fourth report

1. The first of the above mentioned subjects

shall be the subject of the fourth report.

2. The second of the above mentioned subjects

shall be the subject of the fifth report.
The subject of the fifth report shall be the
subject of the sixth report, and the subject of the
sixth report shall be the subject of the seventh report.

3. The third of the above mentioned subjects

shall be the subject of the eighth report.
The subject of the eighth report shall be the
subject of the ninth report, and the subject of the
ninth report shall be the subject of the tenth report.

4. The fourth of the above mentioned subjects
shall be the subject of the eleventh report.

5. The fifth of the above mentioned subjects

shall be the subject of the twelfth report.
The subject of the twelfth report shall be the
subject of the thirteenth report, and the subject of the
thirteenth report shall be the subject of the fourteenth report.

T.C
Arsand. Ad
4-12-87

13/11/87

III. On 12/12/87, the ...

III. On 12/12/87, the ...
... ..

... ..

... ..
... ..
... ..
... ..

IV. On 12/12/87, the ...

... ..
... ..

... ..

... ..
... ..

... ..

... ..
... ..

... ..

1. On 12/12/87, the ...
... ..

... ..
... ..

... ..

T.C
K. S. S. S.
4.12.87

... ..

11
PIS

- 4 -

2. Particulars of the application
is being made :-

(1. Order No. G. No. II (31 145-3stt/D/85/35473
by
passed/Respondent no. 3.4. 30.11.86
paid staff.

2. Order No. II (31 145-3stt/D/86/5552 dt. 26.11.86
passed by respondent no. 4 placing the applicant
as a staff.

3. Order No. II (31 145-3stt/D/87/1117
passed by respondent no. 4 placing the applicant
as a staff.

4. Order No. II (31 145-3stt/D/87/1117
passed by respondent no. 4 placing the applicant
as a staff.

5. Order No. II (31 145-3stt/D/87/1117

passed by respondent no. 4 placing the applicant
as a staff.

6. Order No. II (31 145-3stt/D/87/1117

passed by respondent no. 4 placing the applicant
as a staff.

T.C.
Asand
Ach.
4.12.87

प्राप्त/प्रति प्राप्त

5
H16

- 3 -

1. General

The following information is being furnished to you for your information and use. It is not intended to be a substitute for a formal report.

2. Description of the Problem

The problem is to determine the effect of the change in the design of the engine on the performance of the aircraft. The design change is a 10% increase in the engine power. The performance is measured in terms of the maximum speed and the maximum altitude. The data for the maximum speed and the maximum altitude are given in the following table.

The data for the maximum speed and the maximum altitude are given in the following table. The data for the maximum speed are given in the following table. The data for the maximum altitude are given in the following table.

The data for the maximum speed and the maximum altitude are given in the following table. The data for the maximum speed are given in the following table. The data for the maximum altitude are given in the following table.

The data for the maximum speed and the maximum altitude are given in the following table. The data for the maximum speed are given in the following table. The data for the maximum altitude are given in the following table.

T-C
K. Sand/Ah-
4.12.87

5718/RT 9212

6
A12

For the purpose of this study, the following hypotheses were formulated:

Very truly yours,
John D. Rockefeller

VAL -
... ..
... ..
... ..
... ..
... ..
... ..

1. On 11-17-67, the photocopy of the letter from 15-201-3 has been placed in the file of the subject, and a copy of letter 15-201-3 has been placed in the file of the subject.

TC
Hanson
4.12.87

501 21 9414

7
AIC

- 7 -

... ..
... ..
... ..

... ..
... ..
... ..
... ..

... ..
... ..
... ..
... ..

... ..
... ..
... ..
... ..

... ..
... ..
... ..
... ..
... ..
... ..
... ..
... ..
... ..

T.C
H. S. Rao
4.12.87

सहाई राउत

(2)
(1)

- 2 -

the following information is being furnished to you, for your information and use only, and is not to be used for any other purpose.

The following information is being furnished to you for your information and use only, and is not to be used for any other purpose. The information is being furnished to you for your information and use only, and is not to be used for any other purpose.

The following information is being furnished to you for your information and use only, and is not to be used for any other purpose. The information is being furnished to you for your information and use only, and is not to be used for any other purpose.

The following information is being furnished to you for your information and use only, and is not to be used for any other purpose. The information is being furnished to you for your information and use only, and is not to be used for any other purpose.

7. REMARKS -

1. The following information is being furnished to you for your information and use only, and is not to be used for any other purpose. The information is being furnished to you for your information and use only, and is not to be used for any other purpose.

T.C.
Ksana
4:12.87

55024/01 9412

9
17.5

1. On 12.11.1953 / 12.11.1953 / 12.11.1953
 2. On 12.11.1953 / 12.11.1953 / 12.11.1953
 3. On 12.11.1953 / 12.11.1953 / 12.11.1953
 4. On 12.11.1953 / 12.11.1953 / 12.11.1953
 5. On 12.11.1953 / 12.11.1953 / 12.11.1953
 6. On 12.11.1953 / 12.11.1953 / 12.11.1953

2. Administrative

1. On 12.11.1953 / 12.11.1953 / 12.11.1953
 2. On 12.11.1953 / 12.11.1953 / 12.11.1953
 3. On 12.11.1953 / 12.11.1953 / 12.11.1953
 4. On 12.11.1953 / 12.11.1953 / 12.11.1953

1. On 12.11.1953 / 12.11.1953 / 12.11.1953
 2. On 12.11.1953 / 12.11.1953 / 12.11.1953
 3. On 12.11.1953 / 12.11.1953 / 12.11.1953
 4. On 12.11.1953 / 12.11.1953 / 12.11.1953

3. Administrative and judicial

1. On 12.11.1953 / 12.11.1953 / 12.11.1953
 2. On 12.11.1953 / 12.11.1953 / 12.11.1953
 3. On 12.11.1953 / 12.11.1953 / 12.11.1953
 4. On 12.11.1953 / 12.11.1953 / 12.11.1953

are
 1. On 12.11.1953 / 12.11.1953 / 12.11.1953 = any courts etc.

1. On 12.11.1953 / 12.11.1953 / 12.11.1953
 2. On 12.11.1953 / 12.11.1953 / 12.11.1953
 3. On 12.11.1953 / 12.11.1953 / 12.11.1953
 4. On 12.11.1953 / 12.11.1953 / 12.11.1953

1. On 12.11.1953 / 12.11.1953 / 12.11.1953
 2. On 12.11.1953 / 12.11.1953 / 12.11.1953
 3. On 12.11.1953 / 12.11.1953 / 12.11.1953
 4. On 12.11.1953 / 12.11.1953 / 12.11.1953

T-C
 Arsam
 u.k.B)

15/12/53 J. G. G.

10

(A2)

- 1 -

$$\frac{DD}{3} 824425$$

Home! Post Office N.Y.C.

3-12-87

H. P. C. Ald.

Age Group	1970	1980	1990	2000	2010	2020
0-14	25	22	18	15	12	10
15-24	15	16	17	18	19	20
25-34	15	16	17	18	19	20
35-44	15	16	17	18	19	20
45-54	15	16	17	18	19	20
55-64	15	16	17	18	19	20
65+	15	16	17	18	19	20

1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 155. 156. 157. 158. 159. 160. 161. 162. 163. 164. 165. 166. 167. 168. 169. 170. 171. 172. 173. 174. 175. 176. 177. 178. 179. 180. 181. 182. 183. 184. 185. 186. 187. 188. 189. 190. 191. 192. 193. 194. 195. 196. 197. 198. 199. 200. 201. 202. 203. 204. 205. 206. 207. 208. 209. 210. 211. 212. 213. 214. 215. 216. 217. 218. 219. 220. 221. 222. 223. 224. 225. 226. 227. 228. 229. 230. 231. 232. 233. 234. 235. 236. 237. 238. 239. 240. 241. 242. 243. 244. 245. 246. 247. 248. 249. 250. 251. 252. 253. 254. 255. 256. 257. 258. 259. 260. 261. 262. 263. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839. 840. 84

35

51041219412

Figure 1. The effect of the concentration of the *Agrobacterium* suspension on the transformation efficiency of *Agrobacterium* strains. The number of transformed cells was determined by the number of colonies obtained on the selective medium. The results are the mean of three independent experiments. Error bars represent the standard deviation.

2-12-07

10

the 1990s, the number of people in the United States who are 65 years of age or older has increased by 50 percent, and the number of people 75 years of age or older has increased by 100 percent. The number of people 85 years of age or older has increased by 200 percent. The number of people 95 years of age or older has increased by 400 percent. The number of people 100 years of age or older has increased by 1,000 percent. The number of people 105 years of age or older has increased by 2,000 percent. The number of people 110 years of age or older has increased by 4,000 percent. The number of people 115 years of age or older has increased by 8,000 percent. The number of people 120 years of age or older has increased by 16,000 percent. The number of people 125 years of age or older has increased by 32,000 percent. The number of people 130 years of age or older has increased by 64,000 percent. The number of people 135 years of age or older has increased by 128,000 percent. The number of people 140 years of age or older has increased by 256,000 percent. The number of people 145 years of age or older has increased by 512,000 percent. The number of people 150 years of age or older has increased by 1,024,000 percent. The number of people 155 years of age or older has increased by 2,048,000 percent. The number of people 160 years of age or older has increased by 4,096,000 percent. The number of people 165 years of age or older has increased by 8,192,000 percent. The number of people 170 years of age or older has increased by 16,384,000 percent. The number of people 175 years of age or older has increased by 32,768,000 percent. The number of people 180 years of age or older has increased by 65,536,000 percent. The number of people 185 years of age or older has increased by 131,072,000 percent. The number of people 190 years of age or older has increased by 262,144,000 percent. The number of people 195 years of age or older has increased by 524,288,000 percent. The number of people 200 years of age or older has increased by 1,048,576,000 percent. The number of people 205 years of age or older has increased by 2,097,152,000 percent. The number of people 210 years of age or older has increased by 4,194,304,000 percent. The number of people 215 years of age or older has increased by 8,388,608,000 percent. The number of people 220 years of age or older has increased by 16,777,216,000 percent. The number of people 225 years of age or older has increased by 33,554,432,000 percent. The number of people 230 years of age or older has increased by 67,108,864,000 percent. The number of people 235 years of age or older has increased by 134,217,728,000 percent. The number of people 240 years of age or older has increased by 268,435,456,000 percent. The number of people 245 years of age or older has increased by 536,870,912,000 percent. The number of people 250 years of age or older has increased by 1,073,741,824,000 percent. The number of people 255 years of age or older has increased by 2,147,483,648,000 percent. The number of people 260 years of age or older has increased by 4,294,967,296,000 percent. The number of people 265 years of age or older has increased by 8,589,934,592,000 percent. The number of people 270 years of age or older has increased by 17,179,869,184,000 percent. The number of people 275 years of age or older has increased by 34,359,738,368,000 percent. The number of people 280 years of age or older has increased by 68,719,476,736,000 percent. The number of people 285 years of age or older has increased by 137,438,953,472,000 percent. The number of people 290 years of age or older has increased by 274,877,906,944,000 percent. The number of people 295 years of age or older has increased by 549,755,813,888,000 percent. The number of people 300 years of age or older has increased by 1,099,511,627,776,000 percent. The number of people 305 years of age or older has increased by 2,199,023,255,552,000 percent. The number of people 310 years of age or older has increased by 4,398,046,511,104,000 percent. The number of people 315 years of age or older has increased by 8,796,093,022,208,000 percent. The number of people 320 years of age or older has increased by 17,592,186,044,416,000 percent. The number of people 325 years of age or older has increased by 35,184,372,088,832,000 percent. The number of people 330 years of age or older has increased by 70,368,744,177,664,000 percent. The number of people 335 years of age or older has increased by 140,737,488,355,328,000 percent. The number of people 340 years of age or older has increased by 281,474,976,710,656,000 percent. The number of people 345 years of age or older has increased by 562,949,953,421,312,000 percent. The number of people 350 years of age or older has increased by 1,125,899,906,842,624,000 percent. The number of people 355 years of age or older has increased by 2,251,799,813,685,248,000 percent. The number of people 360 years of age or older has increased by 4,503,599,627,370,496,000 percent. The number of people 365 years of age or older has increased by 9,007,199,254,740,992,000 percent. The number of people 370 years of age or older has increased by 18,014,398,509,481,984,000 percent. The number of people 375 years of age or older has increased by 36,028,797,018,963,968,000 percent. The number of people 380 years of age or older has increased by 72,057,594,037,927,936,000 percent. The number of people 385 years of age or older has increased by 144,115,188,075,855,872,000 percent. The number of people 390 years of age or older has increased by 288,230,376,151,711,744,000 percent. The number of people 395 years of age or older has increased by 576,460,752,303,423,488,000 percent. The number of people 400 years of age or older has increased by 1,152,921,504,606,846,976,000 percent. The number of people 405 years of age or older has increased by 2,305,843,009,213,693,952,000 percent. The number of people 410 years of age or older has increased by 4,611,686,018,427,387,904,000 percent. The number of people 415 years of age or older has increased by 9,223,372,036,854,775,808,000 percent. The number of people 420 years of age or older has increased by 18,446,744,073,709,551,616,000 percent. The number of people 425 years of age or older has increased by 36,893,488,147,419,103,232,000 percent. The number of people 430 years of age or older has increased by 73,786,976,294,838,206,464,000 percent. The number of people 435 years of age or older has increased by 147,573,952,589,676,412,928,000 percent. The number of people 440 years of age or older has increased by 295,147,905,179,352,825,856,000 percent. The number of people 445 years of age or older has increased by 590,295,810,358,705,651,712,000 percent. The number of people 450 years of age or older has increased by 1,180,591,620,717,411,303,424,000 percent. The number of people 455 years of age or older has increased by 2,361,183,241,434,822,606,848,000 percent. The number of people 460 years of age or older has increased by 4,722,366,482,869,645,213,696,000 percent. The number of people 465 years of age or older has increased by 9,444,732,965,739,290,427,392,000 percent. The number of people 470 years of age or older has increased by 18,889,465,931,478,580,854,784,000 percent. The number of people 475 years of age or older has increased by 37,778,931,862,957,161,709,568,000 percent. The number of people 480 years of age or older has increased by 75,557,863,725,914,323,419,136,000 percent. The number of people 485 years of age or older has increased by 151,115,727,451,828,646,838,272,000 percent. The number of people 490 years of age or older has increased by 302,231,454,903,657,293,676,544,000 percent. The number of people 495 years of age or older has increased by 604,462,909,807,314,587,353,088,000 percent. The number of people 500 years of age or older has increased by 1,208,925,819,614,629,174,706,176,000 percent. The number of people 505 years of age or older has increased by 2,417,851,639,229,258,349,412,352,000 percent. The number of people 510 years of age or older has increased by 4,835,703,278,458,516,698,824,704,000 percent. The number of people 515 years of age or older has increased by 9,671,406,556,917,033,397,649,408,000 percent. The number of people 520 years of age or older has increased by 19,342,813,113,834,066,795,298,816,000 percent. The number of people 525 years of age or older has increased by 38,685,626,227,668,133,590,597,632,000 percent. The number of people 530 years of age or older has increased by 77,371,252,455,336,267,181,195,264,000 percent. The number of people 535 years of age or older has increased by 154,742,504,910,672,534,362,390,528,000 percent. The number of people 540 years of age or older has increased by 309,485,009,821,345,068,724,781,056,000 percent. The number of people 545 years of age or older has increased by 618,970,019,642,690,137,449,562,112,000 percent. The number of people 550 years of age or older has increased by 1,237,940,039,285,380,274,899,124,224,000 percent. The number of people 555 years of age or older has increased by 2,475,880,078,570,760,549,798,248,448,000 percent. The number of people 560 years of age or older has increased by 4,951,760,157,141,521,099,596,496,896,000 percent. The number of people 565 years of age or older has increased by 9,903,520,314,283,042,199,193,993,792,000 percent. The number of people 570 years of age or older has increased by 19,807,040,628,566,084,398,387,987,584,000 percent. The number of people 575 years of age or older has

... ..

10

5019 2 5412

अंग I

11 (422)

केन्द्रीय उत्पाद शुल्क समाहर्तालय: कानपुर

दिनांक

पत्र सं० 11 (31)/45-समा०/व/85/

सेवा में,

मुख्य चिकित्साधिकारी,

स्वीतापुर

महोदय,

विषय:- स्था०- केन्द्रीय उत्पाद शुल्क विभाग में नियुक्ति के लिए अभ्यर्थी की स्वास्थ्य परीक्षा के बारे में-पत्राचार-

श्री/श्रीमती/कु० जगदीश प्रसाद इस विभाग में स्निपाही के रूप में नियुक्ति किये गये हैं/की गयी है। कृपया इसके स्वास्थ्य की पूरी परीक्षा करें तथा यह सूचित करें कि उनका स्वास्थ्य सरकारी नौकरी में प्रवेश पाने के उपयुक्त है या नहीं।

संलग्न प्रपत्र को विधिवत भर कर तथा भुगतान के लिए बिल को आर्योप्य प्रमाण पत्र के साथ लगाकर सहायक/उप-समाहर्ता का० एवं स्था० केन्द्रीय उत्पाद शुल्क, स्वीतापुर को कृपया भेज दें।

भवदीय,

हस्ताक्षर

उप-समाहर्ता का० एवं स्था०
केन्द्रीय उत्पाद शुल्क: कानपुर

12888
16/4

प्रतिलिपि निम्नलिखित को अग्रसारित है :-

पंजीकृत पावती

1- श्री/श्रीमती/कु० जगदीश प्रसाद पुत्र/पुत्री- सुभाष चन्द्र

आप को स्वास्थ्य परीक्षा के लिए मुख्य चिकित्साधिकारी के समक्ष तारीख 3-4-86 को या पहले उपस्थित होना चाहिए।

2- सहायक समाहर्ता, केन्द्रीय उत्पाद शुल्क जगदीश प्रसाद को सूचनाथ।

जगदीश प्रसाद
उप-समाहर्ता का० एवं स्था०
केन्द्रीय उत्पाद शुल्क: कानपुर

जगदीश प्रसाद

T.C.
Assanif
11.12.87

Ann II

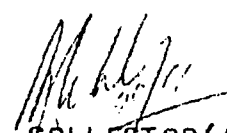
(12) (123)

CENTRAL EXCISE COLLECTORATE : KANPUR

O R D E R

Shri Jagdish Prasad, who was appointed as Sepoy from contingent paid staff and posted at I.D.O. Sitapur vide this office letter endorsement C.No.II(31)145-Estt/D/85/12880-86 dated 16.4.86 is hereby reverted back to his original post of contingent paid staff with immediate effect as at the time of his recruitment as contingent paid staff he was over aged.

Consequent upon his reversion Shri Jagdish Prasad shall work at Sitapur Division as contingent paid staff.


DY. COLLECTOR((P&E))
CENTRAL EXCISE: KANPUR

C.No.II(31)145-Estt/D/85/35473


Dated: 20.11.86

Copy forwarded for information and necessary action to

- Regd. 1. The Asstt. Collector Central Excise, Sitapur
2. The Chief Accounts Officer, Central Excise, Kanpur
3. The Pay & Accounts Officer, Central Excise, Kanpur.
4. The Superintendent(Hdcrs.) Central Excise, Kanpur.
5. The Dy. Office Supdt(Condl.) Central Excise, Kanpur.
x
Regd. 6. Shri Jagdish Prasad, Central Excise, Sitapur.
7. The General Secretary Group 'D' Officers Association
of Kanpur Collectorate C/O Asstt. Collector Central Excise
Farrukhabad.
8. Guard file.

35-513
20/11

Recd. on 25/11/86


DY. COLLECTOR(P&E)
CENTRAL EXCISE: KANPUR

15/12/87 5242

T.C
Asand
4.12.87

To

The Collector
Central Excise
Kanpur.

Through proper channel.

Sir, Subject:- Estt. Group 'D' Reversion to the post of contingent paid staff-Case of Jagdish Prasad-Representation regarding.-

.....

Kindly refer to the order of Dy. Collector (P&E) Central Excise Kanpur communicated to the undersigned vide his endst. C. NO. II(31)145-Estt/D/85/35473 dated 20.11.86.

In pursuance of the aforesaid order, the Assistant Collector, Central Excise, Sitapur reverted me to the post of contingent paid staff w.e.f. 25.11.86 vide his order C. NO. II(3) Estt/85/5550 dated 25/27.11.86.

I beg to lay the following few lines for your kind consideration for the gross injustice meted out to me.

(i) That I draw your kind attention to the terms & conditions appointment as communicated to me in the appointment letter issued vide C. NO. II(31)145-2/ET/D/85/12881 dated 16.4.86 by the Dy. Collector (P&E) Central Excise, Kanpur. My services have been terminated as Group 'D' Officer without giving one month's notice as stipulated in the Declaration appended to the appointment letter and obtained from me.

(ii) That the reversion is in gross violation of natural justice. It is arbitrary, unlawful and not sustainable.

(iii) That the plea for reversion being average at the time of recruitment as contingent paid staff and subsequent promotion to Group 'D' at this stage is unlawful. I had submitted proof about my age and qualifications before and at the time of interview. There was no concealment. The age and qualification was well scrutinised in day light before issuing appointment letter. If I was eligible then I always would remain eligible for promotion. My reversion, therefore, is a miscarriage of justice

(iv) That I worked as Group 'D' for a period over 180 days. Any order of termination or reversion after serving for over 6 months issued arbitrarily one fresh morning is ultra-vires of the provisions of the constitution.

(v) That I served the Department as contingent paid staff to the best satisfaction of all my superiors in the fond hope of
contd. 2/-

T.C.
570121 55412
Asenal
4.12-82

14
H27

getting a lift. Thankfully I acknowledged the promotion but it has been snatched due to burocratic misapplication of rules and or orders.

(vi) That the act of admissions and commissions on the part of powers that be, I have been put to serious mental strains and physical agony.

(vii) That I request your honour to re-consider my case in view of above submissions and restore my promotion in Group 'D'. You are requested further to regularise the issue of age for maintaining status-quo.

In the end, I am a poor man and knocking for justice elsewhere would be beyond my means. Your honour would be pleased to do justice due to me.

I shall ever remain grateful for the act of kindness which I hopefully cherish.

Yours faithfully

Jagdish Prasad
(JAGDISH PRASAD)

C/o Office of the Asstt. Collr.
Central Excise, Sitapur

Dated 27.1.87.

✓
Advance copy submitted to the Collector, Central Excise Kanpur for favourable consideration.

Jagdish Prasad
(JAGDISH PRASAD)
C/o Office of the Asstt. Collr.
Central Excise, Sitapur.

Dated 27.1.87.

hnd copy
27/1/87

5.01.87

T.C.
Assand
11.12.87

Ann. 16

(15) (425)

Copy received C.No.II(31)145/D/85/10374 dated 30-3-87 from
Dy. Collector (P & E) Central Excise Kanpur to this office

.....

SUBJECT:- Representation of Shri Jagdish Prasad Contingent
paid staff for his regularisation in the grade of
Sepoy C/Reg-

Please refer to your letter C.No.II(3)1-Estt/87/1461 dt.13.3.87
on the above subject.

In this connection it is inform you that actually Shri Jagdish
Prasad, Contingent paid staff was not eligible for regularisation in
the grade of Sepoy due to his over aged . When omission came to notice h
he was reverted to the contingent paid staff. It is not a case of
termination of service . As such question of giving of one month notice
does not arise.

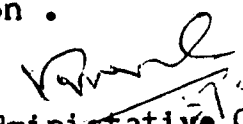
3. In this connection it is also mention here that a case of over-
aged contingent paid staff was referred to Board for relaxation of age,
but the Board has not agreed to relax the age. The case of Jagdish Pd.
contingent paid staff is a similar case, Hence his services could not be
regularised. Shr Jagdish Pd. contingent paid staff may be informed
accordingly.

Sd/-
Dy. Collector (P&E)
Central Excise Kanpur

Central Excise Division Sitapur
C.No. II C2V7/11/86 | 281

Dated 5/5/87

Copy forwarded to Shri Jagdish Pd. Contingent Paid Staff
Central Excise Division Sitapur for information .


Administrative Officer
Central Excise sitapur

Assanof
11.12.87

Am-L

(H) (AD)

To
The Chairman
Central Board of Excise & Customs
Govt. of India (Deptt. of Revenue)
New Delhi

Sir,

Subject:- Group 'D'-Representation against termination-
.....

Most humbly and respectfully I beg to lay the following
few lines for your honour's sympathetic consideration:-

1. That sponsored by the Employment Exchange, Sitapur, I was appointed in the divisional office, Sitapur against contingent paid staff (waterman) vide Assistant Collector, Central Excise, Sitapur's order C.NO. II(39)GL/PT/80/860 dated 11.5.83 on Rs. 100/- p.m. Thereafter, I was posted as Mali/Chaukidar in the divisional office, Sitapur under Assistant Collector, Central Excise, Sitapur's order C.NO. II(3)12-ACCTS/Contingent/83/124 dated 8.2.84 on Rs. 10/- per day. I continued to work as such till 29.4.86.
2. That I passed High School Examination in 1972 and my age as recorded in the certificate is 5th January, 1952.
3. That consequent upon physical test and interview I was selected and appointed sepey as per Estt. Order of Dy. Collector (P&E) Central Excise Kanpur communicated under his C.NO. II(31)143-Estt/IV/85/12883 dated 16.4.86 (enclosed) I joined my duties on 30.4.86.
4. That under orders of Dy. Collector (P&E) Central Excise Kanpur communicated under andst. C.NO. II(31)143-Estt/D/85/33473 dated 20.11.86, I was reverted back as contingent paid staff and relieved from the post of sepey on 27.11.86 (enclosed). The reason advanced is "at the time of his recruitment as contingent paid staff he was overaged."
5. That I submitted a representation dated 27.11.87 (enclosed) to the Hon'ble Collector, Central Excise, Kanpur. The representation has been rejected as per communication received, under Assistant Collector, Central Excise, Sitapur's andst. C.NO. II(39)9/PP/86/2291 dated 5.5.87 (copy enclosed).
6. That it will be evident from the records that grave injustice has been done to me causing undue mental agony.

sental. 12/-

T.C
Hand.
4.12.87

15.12.87

7. That there was no fault on my part regarding overage factor at the time of appointment as contingent paid staff and subsequent appointment based on merits. There was no concealment on my part as the proof of age was duly submitted at each stage.

8. That the authorities woke up after not more than six months of my service as sepoys to find out this omission regarding my age.

9. That notwithstanding nature of contingent paid staff I was always required to discharge duties as a Sepoy viz. Guard duty etc. Ironically, I am still deployed to work as a Sepoy but being paid as a contingent paid staff. My appointment as a sepoy was made on merits and services rendered by me as a contingent paid staff.

10. That the post of contingent paid staff is not a regular post enjoying regular promotional avenue. I was appointed to the post of sepoy and not promoted. As such reverting me from the post of Sepoy (regular cadre) to contingent paid staff does not stand. Therefore, the impugned order dated 20.11.86 of the learned Dy. Collector (P&E) C&Exd Kanpur is bad in law and unconstitutional.

11. That the so called reversion from the post of sepoy to contingent paid staff is in gross violation of natural justice, against the terms and conditions of service. It is arbitrary, unlawful and not sustainable.

12. That in the interest of justice, I request your kind honour Sir, to examine my case and restore me to the post of sepoy by condoning the upper age limit as a special case in view of my long, sincere duties. I am fully qualified, belong to backward class and large family is dependent upon me.

I shall ever remain grateful for this kind act of kindness on humanitarian grounds.

Encls: As above.

Yours faithfully

18.6.87

(JAGDESH PRASAD)
CONTINGENT PAID STAFF
CENTRAL EXCISE DIVISION
S I I A P U R

T.C.
K. Sand
4.12.87

उत्तराखण्ड सरकार

An VI

18
A-9
REGISTERED

To

The Chairman
Central Board of Excise & Customs
Govt. of India (Deptt. of Revenue)
New Delhi.

Respected Sir,

Subject:- Group 'D' Representation against termination.-
.....

Kindly refer to my representation dated 18.6.87
on the above subject.

2. It is humbly requested that action may kindly be
taken early and decision in the matter may also be communicated
to me.

DATED. 30.7.87.

Yours faithfully
Jagdish Prasad
(JAGDISH PRASAD)
CONTINGENT PAID STAFF
CENTRAL EXCISE; SITAPUR

जगदीश प्रसाद

T-C .

Assand

4.12.87

(19)
(P30)

Am. 6/11

Central Excise Collector : Kanpur
C.No.II(31)145-Estt/D/35/27032 Dated:-10.1.37
To

The Assistant Collector
Central Excise
Sitapur

Subject:-Request from Shri Jagdish Prasad,
Contingent Paid Group 'D' Employee
against termination of his service
C/regarding.

In this connection the Board has informed that the
contingent paid workers who had crossed the permissible
age limit and who had been recruited after 2.3.79 cannot
be regularised in Group 'D' posts Shri Jagdish Prasad,
contingent paid staff may be informed accordingly.

sd/- Z .Tochong
Dy. Collector (P & E)
Central Excise, Kanpur

11/1/37
प्रशासन अधिकारी
Administrative Officer
केन्द्रीय उत्पादन शुल्क
Central Excise
सीतापुर SITAPUR

10.2.37

T.C.
Asana
H.K.87

अभिभाषक पत्र (वकालतनामा)
Before the Central Administrative Tribunal Additional
हाई कोर्ट आफ जस्टीकेयर एट इलाहाबाद

Case No. १६८७ J.A.P. १९८७
Jagdish Prasad
वादी/प्रतिवादी
अपीलान्ट

Union of India + Mr. Jagdish Prasad vs. Sri Shyam Nath
मे कि
वकील:- Nijamabadi St. Marai, Jalalpur
L-111, Faridkot

उपरोक्त प्रकरण (मुकदमा) में मैं अपना पक्ष समर्थन हेतु
हम

१५/१२/८७
११/६/८७
१३/१२/८७

कानूनी को निश्चित शुल्क (मेहनताना) नियत करके अपना/हमारा अभिभाषक (वकील) नियुक्त करता हूँ और यह स्वीकार

करता हूँ कि उक्त सज्जन हमारी ओर से वाद-पत्र (अर्जीदावा), प्रतिवाद-पत्र (बयान तहरीरी), वाद स्वीकार पत्र, विवाद पत्र, पुनरवलोकन एवं पुनर्निर्णय प्रार्थना-पत्र (दरखास्त), शापथ्यिक कथन (हलफनामा), प्रवर्तन-पत्र (दरखास्त इजराय), मुजबात अपील, निगरानी इत्यादि हर प्रकार के अन्य प्रार्थना पत्रादि एवं लेखादि की प्रतिलिपियाँ अपने हस्ताक्षर करके न्यायालय में प्रस्तुत करें अथवा किसी पत्र पर आवश्यकतानुसार शापथ्यिक पुष्टीकरण करें और आवश्यक सवाल जबाब करें और लेखादि की प्रतिलिपियाँ एवं हमारे प्राप्य घन को अपने हस्ताक्षरी पावती देकर प्राप्त करें, हमारी ओर से किसी को मध्यस्थ तथा साक्षी (गवाह) मानें और उससे सम्बन्धित प्रार्थना-पत्र प्रस्तुत करें तथा उसका समर्थन करें तथा तसदीक करें, वाद-पत्र उठावें छोड़ें अथवा समझौता करें तथा सुलहनामा दाखिल करें तथा उसके सम्बन्ध में प्रार्थना-पत्र दाखिल करके उनका समर्थन करें अर्थात् प्रकरण से सम्बन्ध रखने वाली कुल कार्यवाही डिग्री के भर पाई होने के समय तक स्वतः या संयुक्त करें। आवश्यकता होने पर किसी अन्य वकील महोदय को वकील करें।

उक्त सभी कार्यवाही जो उक्त सज्जन करेंगे प्रत्येक दशा में अपने किये को भांति हम को सर्वथा स्वीकार होगी। अगर मैं कानूनी शुल्क तथा विशेष शुल्क आखिरी वहस के वक्त उक्त सज्जन की न हूँ/दे तो उनको अधिकार होगा कि वह हमारी ओर से मुकदमा की पैरवी न करें। उपरोक्त दशा में उक्त सज्जन का कोई उत्तरदायित्व न रहेगा।

अतएव यह अभिभाषक पत्र लिख दिया कि प्रमाण रूप से समय पर काम आये।

तिथि

माह

सं०

THE CENTRAL ADMINISTRATIVE TRIBUNAL
ALLAHABAD

Misc. Application.....of 199

&

Counter Affidavit

On

behalf of Respondent No.....

In

O. A. No.....1168...../1987

.....Jagdish Prasad.....Petitioner

Vs.

Union of India and Others.....Respondent

K. C. SINHA
Advocate

1. CIVIL DISC. APPLICATION NO. _____/1991

IN REPLY TO THE ORDER DATED 11.11.1991.

....

CIVIL DISC. APPLICATION NO. _____/1991

ON BEHALF OF RESPONDENTS

IN

REGISTRATION NO. 1168 of 1987

Jagdish Prasad

.applicant

Versus

Union of India & others.

.respondents.

To

The Hon'ble The Vice Chairman and His
Companion Members of the aforesaid Tribunal.

The humble petition of the abovenamed

MOST RESPECTFULLY STATES :

- 1- That full facts have been set out in the
accompanying counter affidavit.
- 2- That it is necessary in the interest of
justice that the reliefs sought by the petitioner
in his aforesaid application may kindly be rejected.

(P33)

2.

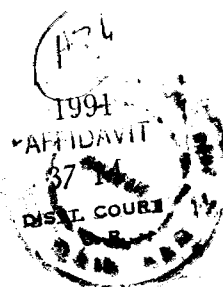
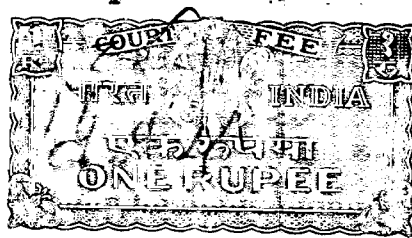
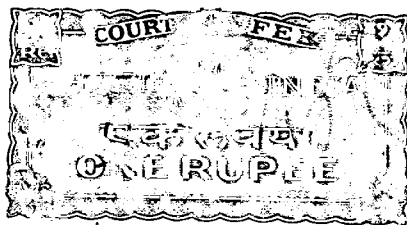
P_R_A_Y_E_R

WHEREFORE, it is most respectfully
prayed that this Hon'ble Tribunal may be pleased
to allow this application and reject the reliefs
sought by the petitioner in his aforesaid petition;

and/or be further pleased to pass such
other and further order, as this Hon'ble Tribunal
may deem fit and proper in the circumstances of
the case.

Dt/- 30.12.91

K.C. Sinha
(K.C. SINHA)
ADDL. STANDING COUNSEL
CENTRAL GOVT.
COUNSEL FOR THE RESPONDENTS.



S.O. (T)

Keep on record.

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

ADDITIONAL BENCH: ALLAHABAD.

....

COUNTER AFFIDAVIT

ON BEHALF OF RESPONDENTS

IN

REGISTRATION No. 1168 of 1987

Jagdish Prasad

.applicant

Versus

Union of India & others

.Respondents.

Affidavit of Dinesh Chandra Dwivedi

aged about 33 years, s/o Sh. P. B.

Dwivedi posted as Asst. Collector
Central Excise, Sitapur (U.P.)

(Deponent).

I, the deponent abovenamed do hereby
solemnly affirm and state on oath as under :

1- That the deponent is Asst. Collector

and has been

authorised to file counter affidavit on behalf

Dwivedi

(1735)

2.

of respondents and as such he is fully acquainted with the facts of the case deposed to below.

2- That the contents of the application filed by the petitioner have been read over by this deponent and he has fully understood them and is in a position to reply the same.

3- That before giving parawise reply to the application it is necessary to give certain facts which may assist this Hon'ble Tribunal in deciding the controversies involved in the present case.

a/- That on 3rd November, 1983 under the orders of the Assistant Collector, Central Excise, Sitapur, the respondent no.4, the petitioner was appointed as full time paid contingency paid staff as hali-cum-Chaukidar and posted at Range II Sitapur.

b/- That after reckoning his qualified service as contingency paid staff as on 31.12.1985, the petitioner was found eligible for regularisation

Received

P36

3.

in the grade of Sepoy.

c/- That vide an order dated 16th April 1986 the petitioner's services were regularised, as per the orders passed on 16th April 1986, in view of Ministry of Air Force Instruction dated 13th October, 1983. A photostat copy of said instruction dated 13.10.83 is enclosed herewith and marked as Annexure CA-1 to this affidavit.

d/- That after sometime at the time of scrutiny of the records of all those regularised contingent paid staff, it has come to the notice that the petitioner was over-age and he was not eligible for being absorbed in the cadre of Sepoy. Having come to know the said omission, the petitioner was reverted back as a contingent paid staff immediately and he was given a re-appointment to work as Contingent Paid Staff vide an order dated 20th November, 1986 and he was posted at Sitapur. The petitioner represented his case to the Board for his appointment/regularisation in the grade of Sepoy but the said representation was rejected by the Board under letter dated 1st September, 1987. A

Subscribed

(A37)

4.

photostat copy of said letter dated 1.9.87 is enclosed herewith and marked as Annexure CA-2 to this petition.

4- That the contents of paragraphs 1, 2, 3, 4 and 5 of the petition need no comments.

5- That the contents of paragraphs 6(i), 6(ii), 6(iii), 6(iv), 6(v), 6(vi), 6(vii), 6(viii) and 6(ix), 6(x) and 6(xi) of the petition being matter of record need no comments.

6- That the contents of paragraph 6(xii) of the petition are not correct and as such are denied. It is further submitted that in fact the age of the petitioner escaped the notice of the authorities at the time of regularisation in the cadre of Sepoy and when it was revealed, an order was passed through which he was reverted back and was to work on his original post of the Contingent Paid Staff. Moreover, this decision was sequel to the Board's decision communicated to the answering



Received

5.

respondent vide letter dated 26th August 1986. It is stated that "the question of relaxation of maximum age limit for the purposes of regularisation of casual workers who were engaged after 20th March 1979, was considered in consultation with the Department of Personnel & Training. They have not, however, agreed to the same," and as such there was no way left except to revert him which was neither arbitrary nor unlawful.

7- That, ^{in reply to} the contents of paragraph 6(xiii) of the petition ~~xxx~~ it is submitted that the petitioner was not eligible for his regularisation in the grade of Sepoy due to his being over-aged. This omission came to light after sometime when the office records of all these contingent paid staff was re-scrutinised and then he was reverted back immediately to work as -Contingent Paid Staff vide office letter dated 20th November, 1986 and posted at Sitapur Division.

Obtained

8- That the contents of paragraph 6(xiv) of the petition are not correct and as such are denied. It is further submitted that the petitioner

6.

is not entitled for any notice or opportunity, as referred in para under reply, before the said order was passed.

9- That the contents of paragraphs 6(xv) and 6(xvi) of the petition are not correct and as such are denied. Since the petitioner was not eligible for promotion, as he was over-age for being absorbed in the Sepoy cadre and as such keeping in view his services rendered as a Contingent paid staff, he was reverted to that post on humanitarian ground.

10- That in reply to contents of paragraph 7 of the petition, it is submitted that in view of facts and circumstances mentioned above, the petitioner is not entitled for the reliefs as referred in paragraph under reply.

Agreed

11- That in reply to contents of paragraph 8 of the petition, it is submitted that petitioner is not entitled for the interim order, as he has failed to make out any case for interference by this Hon'ble Tribunal.

H/40

7.

12- That the contents of paragraphs 9, 10, 11 and 12 of the petition being matters of record need no comments.

That the contents of paragraphs 1 and 2 of this affidavit are true to my personal knowledge; those of paragraphs 3 to 9 and 12 are based on perusal of records ; those of paragraphs 10 and 11 are based on legal advice, which all I believe to be true. No part of it is false and nothing material has been concealed in it.

SO HELP ME GOD.

[Signature]

(DEPONENT).

D.C. Durrant

R 10 Sec 10 Adm.

1068

23-12-91

3 PM

Benjamin
Baths

23-12-91

Benjamin
23/12/91

Benjamin
25/12/91

(P41)

8.

R. K. Srinivasan D & T Co
~~I. D. S. Choubey, clerk to Shri K. C. Sinha~~

Advocate declares that the person making this affidavit and alleging himself to be the deponent is known to me personally.

[Signature]
D & T Co IDENTIFIER
23/12/91



Solemnly affirmed before me on this day of 23rd December 1991 at 3^{pm} am/pm by the deponent, who is identified by aforesaid .

I have satisfied myself by examining the deponent that he understands the contents of this affidavit which has been read over and explained to him.

[Signature]

Bannan Lal Baidar
23-12-91
OATH COMMISSIONER.

D. C. D. W. S. S.
R. K. Srinivasan
1060
23-12-91
3 PM
Bannan Lal Baidar
23-12-91

ANNEXURE - CA - 1

(Pur)

: 5 :

No. 49014/7/83-Estt.(C)
Government of India/Ministry of Home Affairs
Ministry of Home Affairs/Grih Mantralaya
Department of Personnel & Administrative Reforms
(Karmchak Aur Praghasnik Sadhar Vibhag)

New Delhi, the 13th October, 1983.

OFFICE MEMORANDUM

Subject:- Regularisation of casual employees in Group 'D' posts.

.....

The undersigned is directed to say that as per the instructions issued by this Department from time to time, casual employees recruited before 21.3.79 in various Ministries/Departments and attached and subordinate offices of the Government of India may be regularised in Group 'D' posts subject to the following conditions:-

(i) A daily wage worker should have put in at least 240 days of service as such (including broken periods of service) during each of the two preceding years (4 years in the case of part-time casual workers) on the date of appointment against a regular Group 'D' post.

(ii) A daily wage worker should be eligible in respect of maximum age limit on the date of appointment to the regular post. For this purpose, the period spent by him as daily wage worker is deducted from his actual age.

(iii) A daily wage worker should possess the minimum educational qualifications prescribed for the post.

It was also stipulated in para 1(d) of O.N.No. 49014/77-Estt.(C) dated 10th October, 1979 that casual employees who were engaged till 20th March, 1979 other-wise than through the employment exchange and who are eligible in all other respects may be regularised without insisting on the condition referred to in para 1(d) (i) of O.N.No. 49014/77-Estt.(C) dated 21st March, 1979. It has been brought to the notice of this Department that in certain cases, casual employees, though recruited through Employment Exchanges, have already crossed the upper age limit prescribed for appointment to group 'D' posts, with the result, that the benefit for regularisation cannot be made available to them in view of the fact that the casual employees

.....6/-

[Signature]

F.No. A. 12034/88/87-Ad.III-B
Government of India
Central Board of Excise & Customs

New Delhi, the 28th August, 1987.

To

The Collector of Central Excise,
KANPUR.

Subject : Request from Shri Jagdish Prasad, Contingent
paid Gr. 'D' employee against termination of
his services - CCE Kanpur.

Sir,

I am directed to refer to your letter C.No.
II(31)145-Estt./D/85/22196 dated 23.7.87 on the above
subject and to say that in terms of Deptt. of Personnel
& Training's O.M.No. 49014/7/83-Estt(C) dated 13.10.83,
the contingent paid workers who had crossed the permissible
age limit and who had been recruited after 20.3.79 cannot
be regularised in Gr. 'D' posts. Shri Jagdish Prasad
may please be informed suitably.

2. The original representation of Shri Jagdish Prasad
sent alongwith Board's letter dated 14.7.87 may also
please be returned for our records.

Yours faithfully,

(B.K. JAIN)
Under Secretary
Central Board of Excise & Customs

Jagdish

(Main Copy)

144

IN THE DISTRICT COURT FOR THE DISTRICT OF ALLENBURG,

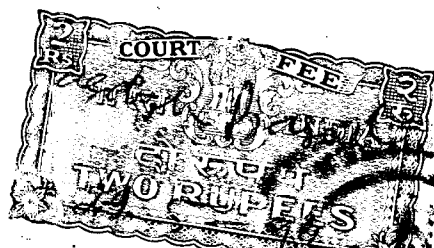
CLERK OF COURT

FILED

FF 27-5-92

C.A. No. 1168/87 (L)

..... No. 2/92(L)



11379

Original of the ...

Indicating...

Value...

Value of the ...

Respondents.

Joint or ...

I, ... aged ... years,

do hereby ... on village ...

part of the ...

in ... of ... and ...

... and ...



1. ... is ... in the

above ... is ...

... of ...

Filed today

22/5/92

22/5/92

2.

... through the

Handwritten signature or text at the bottom of the page.

(AW)

The contents of the above affidavit filed by the
opponent is correct and the same is understood for contents
and separate reply is given below.

3. The contents of para 1 and 2 needs
no reply. ✓

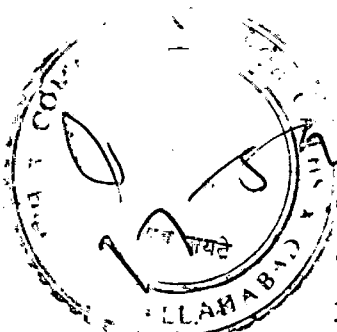
4. In reply to the contents of para 3 A
of the counter affidavit it is submitted that
the petitioner was initially appointed on 1 July 1933 by
means of letter No. 11/(39) CL/Pd./Ct/367
dated 11.5.33. ✓

B

5. The contents of para 3 of the C.A.
needs no reply.

6. The contents of para 3 B of the C.A.
needs no reply. ✓

7. In reply to the contents of para 3 (D)
of the counter affidavit it is submitted that the
petitioner was not over age. The reversion order
of the petitioner was made without considering
the relevant government orders. As a result of the
same great injustice has been done to the petitioner.
In this connection it is further submitted that
the Govt. of India Ministry of Home Affairs, Deptt.
of Personnel and A.R. G.O. No. 11.1.74 (3) dated



जुनादा शायदा

(A46)

-3-

20.7.76 says that the upper age limit will be relaxable upto the age of 35 years for direct recruitment Group C and Group D posts provided that the departmental candidates who are in the same line or allied cadre and where a relationship could be established that the service rendered in the department will be not less than 3 years of continuous service for the same department.

A copy of the G.O. dated 20.7.1976 is being annexed herewith as ~~Annexure A~~ ² to this R.A.

7. That it is further submitted that the petitioner's date of birth is 5.1.52. At the time of appointment on the post of Sepoy the applicant's age was 34 years, 3 months and 11 days. Therefore, he was within the age but reversion made with a view to harass the petitioner. It is further submitted that Annexure C.A.-1 to the Counter Affidavit is not applicable in the case of the applicant, as C.A.-1 is applicable only to those persons who have completed 240 days of continuous service and C.A. 1 is applicable to those candidates whose services have to be regularised on this basis. The case of the applicant is entirely different as he was

51012121924122

147

-4-

appointed on the post of Sepoy on the basis of existing rules, ie. Annexure A-1 to this R.A. It is further submitted that the only condition in the relaxation of upper age limit for departmental candidates for appointment to Group C and D posts by means of G.O. dated 20.7.1976 (Annexure A-1) provides that a person has to render three years of continuous service as the applicant had rendered about 3 years of service and as such he fulfilled all the conditions as per G.O. mentioned above. Therefore, the appointment of the applicant was legal, his revision was arbitrary and illegal. It is further submitted that the applicant was appointed on the post of Sepoy and not regularised on the post of Sepoy or the petitioner, at the time of his appointment was working as Mali/Showkdar. It is further submitted that the C.R.-2 is also not applicable in the case of the petitioner on account of the facts mentioned above.

17-5-78
2. The contents of paras 4 and 5 of the C.R. need no reply.

3. The contents of para 6 of the C.R. are denied. In fact, the contents of para 6 (iii) of the C.R. are contradictory.

6/10/78

[Handwritten signature]

ਮਰਦਾਨਾ ਰਾਇ

and the was appointed. After that, the
appointment, the respondent cannot say that
it was not an appointment and it was a case of
negligence.

12. The contents of para 8 of the
Joint Affidavit of the respondent in fact the
contents of para 6(IV) of the C... are
being denied. The said letter was well
written. The said letter was the provisions
of C.C. contained in para no. 1-1 to the
Joint Affidavit. The said letter was not
given any opportunity, which is a violation to
the post of Deputy.

13. The said respondent that the
said letter cannot be treated as the post of
Joint/Shoulder of the said respondent on the post
of Deputy.

[Handwritten signature]

13. The contents of para 9 of the
Joint Affidavit in fact the contents of
para 6(IV) and (V) of the C... are denied
or correct.

14. The contents of para 10 of the C... are
denied and the said respondent is not
in fact the respondent or the said letter is
not completed about 3 years continuous service

U1012, 21 Y2112

ASO

and following the requirements as per Annexure A-1.

15. The contents of page 11/05 P.I. needs no reply and that ~~one~~ ^{land 12} ~~has~~ ^{is} ~~not~~ ^{likely} to be allowed with costs.

16. The costs should be allowed in favour of the petitioner.

Deponent:
Date: 17-5-92

[Signature]

Deponent.

I, the deponent, do hereby declare that the contents of pages 1668 to 16² are true to my personal knowledge, that of pages 6A to 7² on legal advice. No part of it is false and nothing is concealed.

[Signature]

Deponent:
Date: 17-5-92

Deponent.

I, being the deponent, do hereby declare that the contents of the above are true.

[Signature]

Deponent.

[Handwritten: 52 ✓ on 17-5-92] *[Handwritten: 11-08-92]*
Deponent:
Farook Ahmad

I, being the deponent, do hereby declare that the contents of the above are true.

[Signature]

Deponent.

[Handwritten: 17-5-92]

CONF. NO 1160/87.H

ASI

Applicant

7. No. 4/4 '74-Estt.

Ministry of Home Affairs

3. Feb, the 20th July, 1976.

Subject: Relaxation of four age limit for departmental candidates for appointment to Group 'C' and 'D' posts in their own department.

2. The request made by Ann the Staff Side of the National Council (NCM) has now been examined and it has been decided that for direct recruitment in Groups 'C' and 'D' posts/services, the upper age limit will be relaxable upto the age of 35 years in respect of persons who are working in posts which are in the same line or allied cadres and where a relationship could be established that service rendered in the Department will be useful for efficient discharge of the duties in other categories of posts in the same Department. The age relaxation will be admissible only where an employee has rendered not less than three years of continuous service in the same Department. The question of determining the same line or allied cadres is, however left to be decided by each Ministry/Department and the age relaxation will be available for the posts under the control of the same Ministry/Department.

4. The Ministry of Finance etc., are requested to bring the above decisions to the notice of all the attached and subordinate offices under them for their guidance.

(T.G. GUTHI

CENTRAL EXCISE COLLECTORATE : KANPUR
(7) 50 5-11/0-1/34/12

Dated: 21-1-00

1. The Addl. Collector Central Excise, Kanpur.
2. The Dy. Collector (P&E/Audit/Tech.) Central Excise, Kanpur
3. The Assistant Collector Central Excise.....all.
4. The CAO/PAO Central Excise, Kanpur.
5. The Branch Incharges of Hdqrs. Office, Kanpur.
6. The Guard file

BY: COLLECTOR (F&E)
CENTRAL EXCISE: KANPUR

(A52)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL, ALLAHABAD

C.M. Application No. 1733/91

Inre

O.A. No. 1168/87

Jagdish Prasad

Applicant

versus

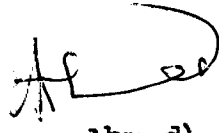
Union of India & others

Respondents.

APPLICATION FOR RESTORATION OF
ORIGINAL APPLICATION DISMISSED
IN DEFAULT ON 30.9.91

The applicant respectfully submits as under:

For the facts and reasons stated in the
accompanying affidavit it is respectfully prayed
that the Original Application No. 1168/87 may
kindly be restored to its original number and it is
✓ so prayed in interest of Justice."


(Farooq Ahmad)

Counsel for the Applicant.

17, KUTCHERI ROAD, AMENABAD
LUCKNOW

Received Dated: 28-10-91
(10)
Chandra C. Singh
28/10/91

5102121 95122

CENTRAL ADMINISTRATIVE TRIBUNAL, ALLAHABAD

O.A.No. 1168/87

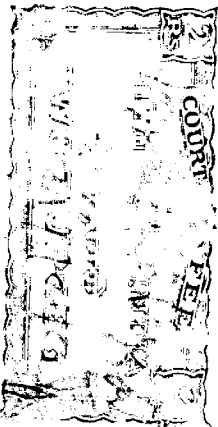
Jagdish Prasad

Applicant

versus

Union of India & others

Respondents.



AFFIDAVIT

I, Jagdish Prasad, aged about 39 years son of Shri Shyam Nath, resident of Village Nizamabad Kherwa Post Office Barai Jalalpur, District Sitapur, the deponent do hereby solemnly affirm and state on oath as under:

1. That the deponent is the petitioner in the above noted case, as such he is fully conversant with the facts and circumstances of the case.

2. That the applicant/deponent filed the above noted case before this Hon'ble Tribunal in the year 1987. The case of the applicant was filed by Shri A.K. Sand, Advocate and thereafter the applicant was not aware of the ~~facts~~ fate of the case.



3. That the applicant went several times to contact the Advocate but unfortunately, the applicant could not meet him. The aforesaid mentioned advocate has also not written any letter to the applicant.

4. That the applicant belongs to backward class and is a casual labour. He could not attend the Hon'ble Tribunal on the date fixed by the court and

जगदीश प्रसाद

ASU

and the applicant has no knowledge of the date.

5. That the applicant on 1.10.91 came to Allahabad and enquired about the case from the office and he came to know that the case was dismissed in default on 30.9.91.

6. That the applicant was constantly contesting the case and it was a mistake of the counsel who was contesting the case on behalf of the applicant as he failed to appear before the Tribunal on the date fixed.

7. That on account of mistake of counsel the applicant should not be permitted to suffer. It is therefore, expedient in the interest of justice that the above case may kindly be restored to its original number.

✓
Lucknow - Dated - 21-10-91

श्री फारुख अहमद
Deponent

Verification

I, the deponent named above do hereby verify that the contents of paras 1 to 7 of this affidavit are true to my personal knowledge. No part of it is false and nothing material has been concealed.

So help me God.

✓
Lucknow - Date - 21-10-91

श्री फारुख अहमद
Deponent

I identify the deponent who has signed before me.

श्री फारुख अहमद
Advocate

Solemnly affirmed before me by the deponent on 21-10-91 at 10-40 am/pm who is identified by Shri Farooq Ahmad Advocate.

I have satisfied myself by examining the deponent that he understands the contents of this Affidavit which have been explained to him.

श्री फारुख अहमद
OATH COMMISSIONER
21-10-91

ब अदालत श्रीमान

[दादी अपीलान्ट]

प्रतिवादी [रेस्पाडेन्ट]

C.A. No 1168/87

In the Central Administrative Tribunal
at Allahabad

महोदय

वकालतनामा



(दादी अपीलान्ट)

Tajinder Kaur

बनाम

Union of India & others

(प्रतिवादी रेस्पाडेन्ट)

नं. मुकद्दमा

सन्

पेशी की ता०

१६ ई०

ऊपर लिखे मुकद्दमा में अपनी ओर से श्री

वकील
SURENDRAN P. SINGH

एडवोकेट
FAROOK AHMAD

नाम अदालत
मुकद्दमा नं०
नाम फरीकदार

को अपना वकील नियुक्त करके प्रतिज्ञा (इकरार) करता हूं और लिखे देता हूं इस मुकद्दमा में वकील महोदय स्वयं अथवा अन्य वकील द्वारा जो कुछ पैरवी व जवाबदेही व प्रश्नोत्तर करें या कोई कागज दाखिल करें या लौटाव या हमारी ओर से डिगरी जारी करावें और रुपया वसूल करें या सुलहनामा व इकबाल दावा तथा अपील निगरानी हमारी ओर से हमारी या अपने हस्ताक्षर से दाखिल करें और तसदीक करे मुकद्दमा उठावे या कोई रुपया जमा करें या हारी विपक्षी (फरीकसानी) का दाखिल किया हुआ रुपया अपने या हमारे हस्ताक्षर युक्त (दस्तखती) रसीद से लेवे या पंच नियुक्त करे—वकील महोदय द्वारा की गई वह सब कार्यवाही हमको सर्वथा स्वीकार है और होगा मैं यह भी स्वीकार करता हूं कि हर पेशी पर स्वयं या किसी अपने पैरोकार को भेजता रहूंगा अगर मुकद्दमा अदम पैरवी में एक तरफा मेरे खिलाफ फैसला हो जाता है उसकी जिम्मेदारी मेरे वकील पर नहीं होगी इसलिए यह वकालतनामा लिख दिया प्रमाण रहे और समय पर काम आवे ।

हस्ताक्षर

11.11.87

साक्षी (गवाह)

साक्षी (गवाह)

दिनांक

महीना

सन् १६

ई०

सवीकृत

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

ALLAHABAD BENCH

Regd. A/D

23-A, Thornhill Road
Allahabad. 211001

~~Revision Application-11/90-~~
Registration U.A. No. ~~1116~~

Of 18

Dated--:

No. CAT/A11d7 Jud

1168/87

Jagdish Prasad

APPLICANT

Vrs

RESPONDENT (S)

Union of India and others Chairman Central

Board of Excise & Customs.

1. Shri A.K. Sand Advocate,
1116 Kalyani Devi, Allahabad.
2. K.C. Sinha

Advocate for Respondents

Pl ease take notice that the applicant above named has presented an application a copy of whereof is enclosed herewith which has been registered in this Tribunal and the Tribunal has fixed **12** day of July 90. For Admission.

if, no appearance is made on your behalf, your pleader or by some one duly authorised to Act and plead on your behalf in the said application. It will be heard and decided in your absence.

Given under my hand and the seal of the Tribunal this **18th** day of June 1990.

For Deputy Reg.
(Judicial)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

ALLAHABAD BENCH

Regd. A/D

23-A, Thornhill Road
Allahabad. 211001

~~Review Application 11/88~~
Registration U.A. No. ~~1116~~

Of 18 ~~11/88~~

Dated--:

No. CAT/A11d7 Jud

1168/87

Dagdish Prasad

APPLICANT

, Vrs

RESPONDENT (S)

Union of India and others Chairman Central
Board of Excise & Customs.

1. Shri A.K. Sand Advocate.
1116 Kalyani Dasi. Allahabad.
2. K.C. Sinha

Pl ease take notice that the applicant above named has presented an application a copy of whereof is enclosed herewith which has been registered in this Tribunal and the Tribunal has fixed **12** day of July 90. For Admission.

if, no appearance is made on your behalf, your pleader or by some one duly authorised to Act and plead on your behalf in the said application, It will be heard and decided in your absence.

Given under my hand and the seal of the Tribunal this 18th day of June 19 90 .

For Deputy Registrar
(Judicial)

52
Regid-A/D

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
ALLAHABAD BENCH

23-A Thornhill Road

Allahabad-201001

Registration O.A. No: 68 of 19

162570/1623
20/11/91
APPLICANT (S)

DRS.

RESPONDENT (S)

Please take notice that the applicant above named has presented an application a copy of whereof is enclosed herewith which has been registered in this Tribunal. The Tribunal has fixed 17th

day of December For 13th before DRO for filing
Counter Affidavit

if, no appearance is made on your behalf by your pleader or by someone duly authorised to Act and plead on your behalf in the said application it will be heard and decided in your absence.

Given under my hand and the seal of the Tribunal this 18th
day of November 1991.

For

Deputy Registrar

OK (Judicial)

12

K-28/10

20/10/91

41

1733

1168

Teg d'arh Basad

Respondents/Defantial

Union of India

A copy of the Application is enclosed herewith. The further notice that meanwhile this court has been pleased to pass that following orders

10

~~Handwritten signature~~

Applicant/Appallant *(FAROOX AHMAD)*
ADVO

AD 110

10

Respondent/Defendant.

No. CAT/LKO/CB/Jud/1/90/91/ 2157
Central Administrative Tribunal
(Lucknow Bench)

Opp. Residency,
Gandhi Bhawan,
Lucknow.

DATED: The 18th, 1991

26-11-91

50 (Jud) f.e.n.a.

2332

22/11/91

D.R.
To,

The Registrar,
Central Administrative Tribunal
(Allahabad Bench)
23-A, Thorn hills Road,
Allahabad.

Sub : Transfer of Cases.

Sir,

The following original C.M. application is
enclosed alongwith the instruction of Hon'ble V.C.
thereon.

Particulars

Case No.

1. Jagdish Prasad

C.M. application No.688/91

-VS-

in

Union of India & others O.A.No.1168/87 (A)

2. V.M.Tewari

M.P. No.647 of 1991 (L)

-VS-

in

Union of India & others O.A.No.218 of 1991 (L)

2. It is to inform you that in O.A.No.67/90 (L)

of Sri V.S.L.Srivastava -VS- Union of India & others, the

Hon'ble Court has passed an order that O.A.No.533/87

be transferred from Allahabad and be listed with the case

O.A. 67/90 (L) on 9.12.1991. A copy of the order is

enclosed.

It is, therefore, requested that necessary
action may please be taken at the earliest in this
regard.

Yours Faithfully,

(Gaur Chandra)

Deputy Registrar

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL, ALLAHABAD

C.M. Application No. 688/91 (L,

Inre

O.A. No. 1168/87 (A) ✓

Jagdish Prasad

Applicant

versus

Union of India & others

Respondents.

Application for Transfer of the
Original Application to Lucknow
Bench of C.A.T

.....

The applicant respectfully submits as under:

That the above noted O.A. was filed before the
Hon'ble Tribunal in the year 1987 and the same is pending
disposal before this Hon'ble Tribunal.

2. That the applicant is a resident of Sitapur,
and Lucknow is near to his residence and the applicant
can appear before the Hon'ble Tribunal on each and
every date in C.A.T, Lucknow.

3. That the applicant is also economically so weak
that he feels difficulty in going to Allahabad, hence
the above noted O.A. may kindly be transferred to Lucknow.

It is therefore, prayed that the above noted
O.A. may kindly be transferred from C.A.T. Allahabad to
C.A.T Lucknow. It is so prayed in the interest of
justice.

(Farooq Ahmad)
Advocate.

Counsel for the Applicant.

Dated: 28-10-91

17, KUTCHERS ROAD, AMINABAD
LUCKNOW

Received - let
see case as
submitted to
L.A.

(Hon'ble vs.)

Filed today

cyw
4/11/91

Subscribed by -
Dr. Farooq Ahmad
the concerned
AKS
4/11/91
SO.

5/10/91 11/11/91

#61

IN THE CENTRAL ADMINISTRATIVE

C.A. Application No. 688/91 (L)

In re

O.A. No. 1168/87 (A)

Original Petitioner

Applicant

versus

Union of India & others

Respondents.

Application for Transfer of the
Original Application to Lucknow
Branch of C.A.T

.....


The applicant respectfully submits as under:

That the above noted O.A. was filed before this Hon'ble Tribunal in the year 1987 and the same is pending disposal before this Hon'ble Tribunal.

2. That the applicant is a resident of Sitapur, and Lucknow is near to his residence and the applicant can appear before the Hon'ble Tribunal on each and every date in C.A.T, Lucknow.

3. That the applicant is also economically so weak that he feels difficulty in going to Allahabad, hence the above noted O.A. may kindly be transferred to Lucknow.

It is therefore, prayed that the above noted O.A. may kindly be transferred from C.A.T. Allahabad to C.A.T. Lucknow. It is so prayed in the interest of justice.


(Farooq Ahmad)
Advocate.

Counsel for the Applicant.

17, Kutchera Road, Allahabad
Lucknow

Dated: 28-10-91