

CENTRAL ADMINISTRATIVE TRIBUNAL
LUCKNOW BENCH, LUCKNOW

INDEX SHEET

CAUSE TITLE TA No. 1128/87.
W.P. No. 971/83. OF

NAME OF THE PARTIES Bahadur Chandra Applicant

Versus

U.C.F. Cus. Respondent

Part A.

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CERTIFICATE

Certified that no further action is required to be taken and that the case is fit for consignment to the record room (decided)

This file received from record room without 'Bosta'

Check on Dated 12/12/11.....

Counter Signed.....

Rejoice
14/12/2011

Section Officer/In charge

m
Signature of the
Dealing Assistant

CENTRAL ADMINISTRATIVE TRIBUNAL
Circuit Bench, Lucknow
Opp. Residency, Gandhi Bhawan, Lucknow

INDEX SHEET

CAUSE TITLE TA 1128/87 of 19

NAME OF THE PARTIES _____

Sri Brahalad Chandra Applicant

Versus

Union of India RespondentPart A, B & C

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11/91

Annexure -B

CENTRAL ADMINISTRATIVE TRIBUNAL
Circuit Bench, Lucknow
Opp. Residency, Gandhi Bhawan, Lucknow

APPLICATION No. _____ of 19

TRANSFER APPLICATION No. _____ of 19

OLD WRIT PETITION No. : _____ of

CERTIFICATE

Certified that no further action is required to taken
and that the case is fit for consignment to the record room (decided).

Dated :

COUNTER SIGNED :

Signature of the
dealing Assistant

Section Officer/Court Officer

CIVIL
CRIMINAL

SIDE

GENERAL INDEX

(Chapter XLI, Rules 2, 9 and 15)

Nature and number of case..... W.P. No. 971-83

Name of parties..... Prashad Chandra K. Union Bomber

Date of institution..... 21-2-83

Date of decision.....

File no.	Serial no. of paper	Description of paper	Number of sheets	Court-fee		Date of admission of paper to record	Condition of document	Remarks including date of destruction of paper, if any
				Number of stamps	Value			
1	2	3	4	5	6	7	8	9
					Rs. P.			
	1-	Writ with Amman and affidavit	18-	-	102-00			
	2-	Power	1-	-	5-00			
	3-	Contd 2022 (W) 883 p 84	1-	-	5-00			
	4-	order Sheet	1-	-	-			
	5-	Bench Copy	1-	-	-			

I have this

day of

198 ,

examined

the record and compared the entries on this sheet with the papers on the record. I have made all necessary corrections and certify that the paper correspond with the general index, that they bear Court-fee stamps of the aggregate value of Rs. that all order have been carried out, and that the record is complete and in order up to the date of the certificate

Munsarim

Clerk

TA 1128/07 (T)

F-2

A
2A
2Serial
Number
of
order
and date.Brief Order, Mentioning Reference
if necessaryHow complied
with and
date of
compliance

17-11-07

No Sitting. Adj to 8-1-90

None is present

This case has been received on transfer. As reported by office notice were issued to the counsels. Let a fresh notice be issued to the parties, as directed by Hon'ble Sr D.K. Agarwal, JM.

List this case for order on 8-1-90.

OR
not registered
13/11/07

L
17/11/07

No Sitting. Adj to 31-1-90

L
01/1/90

31/1/90

Hon. Justice K. NATH, V.C.
Hon. K.J. Raman, A.M.

The learned counsel for the applicant has applied for adjournment.

List for admission on 27.2.90.

AM
A.M.

AM
V.C.

OR
Case has been
received from Bhat
on 20.1.90
Case is not
admitted
CA/RA not filed
Notices were
issued on 13/12/04
No undelivered
reply order has been
returned back.

Submitted
for order

30/1

27.2.1990

Hon. Justice K. Nath, V.C.
Hon. K.J. Raman, A.M.

Shri P. Suroop for the applicant and Shri Dinesh Chandra for respondent's No1 to 3 are present. Orders were passed on 22.2.1983 that the respondent's standing counsel will produce the copy of the appointment letter of the applicant. ~~letter of the applicant...~~ Respondant's

Dinesh

P.T.O.

1120/07(1)

1 to 3 may file a short counter affidavit along with a copy of the applicant's appointment order. List for admission on 20.3.1990 on which date the case will be disposed off finally.

leg
A.M.

Sh
V.C.

sd.

OR
No CA filed
2 P.A.
19/10

20-3-90

Hon. D.K. Agrawal Jm.
Hon. K. Jayaram, Jm.

Mr. P. Swaroop for Petitioner
Mr. D. Chandra for respondents.

Learned counsel for the respondent files counter affidavit today, in pursuance of the orders of passed on 22-2-83 by the High Court and on 27-2-90 by the Tribunal. However, the letter of appointment has not been filed. The learned counsel states that it will be filed shortly. Learned counsel for the applicant desires to make file rejoinder. List it on 18-7-90 for hearing.

Sh

Dec
Jm.

18-7-90 No sitting Adj. to 24/8/90

24.10.90

No sitting Adj. to 7.11.90

OR
He for the reply
has not filed any letter
No RA filed S.P. 7

(A/3)

1128/87 (T)

Ku

7.11.90

Hon. Mr. M. V. Bhalakar . Am.
Hon. Mr. D. K. Agrawal. J.M.

Due to resolution of Bar Association
Case is Adj to 11.12.90.

11/12/90

Hon. Mr. Justice K. Nath, Jc.
Hon. Mr. K. Okyga, Am.

C
B. OC.

M.P. No. 686/90 only contains a
plea to dismiss the Transfer Appln.
on merit for reasons stated therein.

MP 686/90/4
tiled. L
21/11

This application shall be treated
to be a part of the respondents'
reply to the main case. The
applicant's counsel has sent an
application ^{for adjournment} on the ground that
he will be out of station. The
case is adjourned to 8/1/91 for
final hearing. In the meantime,
the applicant may file a rejoinder
to the points raised in
M.P. No. 686/90.

OR

4c for the reports
has been tiled MP 686/90.
for dismissal -
S PO

L
5/12

OK

No RA tiled

S.H. N L
M/K

Am.

VC

Re

Group 1 A/ 15 (4)

1412 8/8

IN THE HON'BLE HIGH COURT OF JUDICATURE AT ALLAHABAD,
LUCKNOW BENCH, LUCKNOW.

Writ Petition No. 971 of 1983.

Prahalad Chandra.Petitioner.

V e r s u s .

Union Of India & Others.Respondents.

I N D E X

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Lucknow:

Dated: 15 Feb, 1983.

17

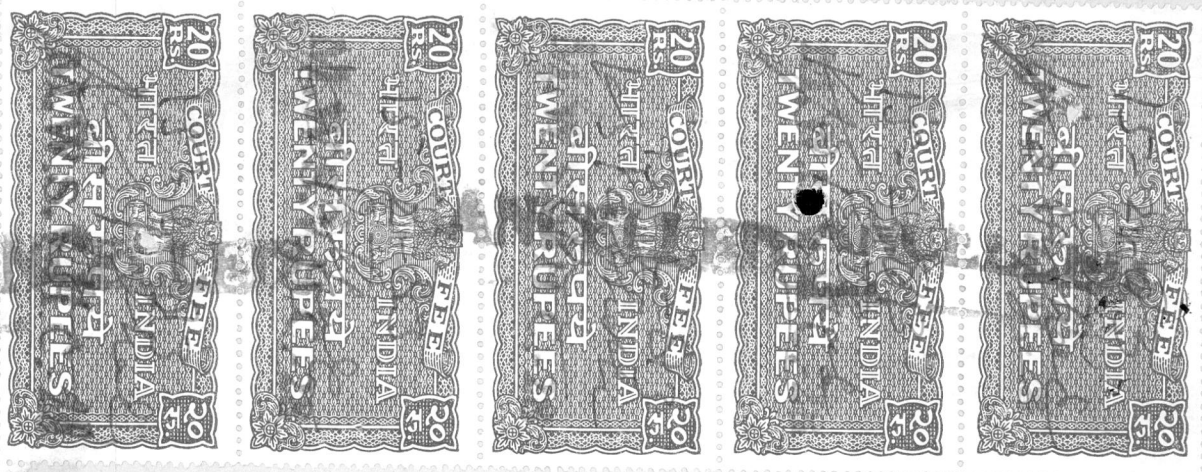
K. S. Pathak
(K. K. S. PATHAK)
Advocate.
Counsel For The Petitioner

D 3 A/6

IN THE HON'LE HIGH COURT OF JUDICATURE AT ALLAHABAD.
LUCKNOW BENCH, LUCKNOW.

971

Writ Petition No. _____ of 1983.



Set 200/-
17-2-83

Prahalad Chandra, aged about 32 years,
son of Ghuruhu, resident of Balbhararia,
Pergana, Tahsil and District Gonda.Petitioner.

V e r s u s

1. Union Of India through,
Post Master General, Lucknow, (U.P.).
2. Superentendent of Post Offices,
Gonda, Civil Line, Gonda.
3. Sub. Divisional Inspector of Post
Offices, Gonda(Central) Sub-Division
Gonda.
4. Sri Mawadin Gupta, aged about 20 years,
son of Hanuman Prasad, Valagee, and Post
Balbhararia, Pergana, Tehsil, & District
Gonda. Respondents.



प्रहलाद चंद्र

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION
OF INDIA.

The humble petitioner of the petitioner most respectfully prayeth as under:-

1. That ~~there~~^{is} is a Branch Post Office, next door to the house of the petitioner, in village Balbharia, Pergana, Tassil and District Gonda maintaining three postal personnel only one of which is the post of extra ~~Departmental~~^{Ex.} Delivery Agent, referred to the short as D.D.A.
2. That since the then ~~E.D.D.A~~^{E.D.A} was due to be promoted as Town Post Office T.P.M. in sort, in the month of July 1982, the post of E.D.D.A as the Branch Post Office, Balbharia, was advertised at the notice board in a clear vacancy in the month of May 1982.
3. That the qualifications sought by the Respondents for the post of E.D.D.A was, the educational qualification upto Class VIII, a good character certificate, certificate of residence and it was ~~attached~~^{declared} that persons belonging to Scheduled Castes or Scheduled Tribes or back ward classes living in the ~~vicinity~~^{vicinity} of the Branch Post Office Balbharia would be preferred.
4. That out of several applicant's the petitioner was selected and was allowed to join and take charge as from 26.7.82.



Yashwanth

(3)

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87

5. That the petitioner joined his duties and took the charge as E.D.D. A at the Branch Post Office Balbharia (near Dhanepur) Pergana, Tehsil and District Gonda on 26.7.1982 and continued to occupy that post and position until 27.1.1983. The True Copy of the Charge Slip whereby the petitioner took charge and joined of his duties on 26.7.82 is appended hereto as ANNEXURE NO. I to this WRIT PETITION.
6. That even during the year 1977, the petitioner had worked as the E.D.D. A for nearly three months on a temporary vacancy and had as such already gained sufficient experience before his re-joining again as E.D.D.A on 26.7.1982.
7. That during the whole course of his services with the post office, the work of the petitioner was always considered as satisfactory without any complaints what so ever.
8. That although the petitioner was working quite satisfactorily as E.D.D.A on a clear vacancy and there had never been a cause of complaint against the petitioner, the Respondant No. 2 advertised on its notice board the post again and advised the petitioner that since there had been some departmental irregularity, unknown to the petitioner, in the election and appointment of the petitioner he, the petitioner, should apply again and his appointment then would be regularised. The True Copy of the notification dated 21.8.82



प्रमाणित

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inviting application for the post of D.D.A ,
referred to^a above is appended here to as
ANNEXURE NO. II to this Writ Petition.

9. That induced, advised^a and assumed² by the Respondent the petitioner moved an application for the post of E.D.D.A which post carried a salary of Rs:-145/- per month only .
10. That the Respondent No. 4 was one of other five applicants who had applied the same post of E.D.D.A to work at the Branch Post Office Balbharia.
11. That nothing was heard of the applications taken from the aspirants² for the post of E.D.D.A until 27.1.1983 and the petitioner² continued to work and perform his duties as E.D.D.A. Branch Post Office Balbharia as usual without suspecting any foul play and² by² lulling himself under the impression that the alleged irregularity in the selection and appointment of the petitioner might have been put right by that time.
12. That the petitioner had no reasons to suspect any foul play by² the Respondents as he had been assumed by the Respondents that a fresh application of E.D.D.A was only a matter of formality, that there will be^{no} any interference in his working and that the selection and appointment of the petitioner was a certainty.



पुनर्निर्देश

13. That on 27.1.1983 the Respondent No. 2 came to the Branch Post Office Balbharia along with the Respondent No. 4 and told the petitioner briskly to hand over the charge to the Respondent No. 4 as, according to the Respondent No. 2, he, the Respondent No. 4, had been selected as the new E.D.D.A Branch Post Office Balbharia in place of the petitioner, although Respondent No. 4 did not belong to back word classes, had no ^{previous} ^a experience ² existence and the petitioner was in every way preferable to Respondent No. 4.

14. That the Respondent No. 2 then forcibly took ^a ~~resignation~~ signatures of the petitioner as ^b having ² hearing given charge to the Respondent No. 4 who was allowed to take charge immediately. A True Copy of the Charge slip dated 27.1.1983 whereby the charge from the petitioner was taken and then handed over to the Respondent No. 4, is appended hereto as ANNEXURE NO. III to this Writ Petition.

15. That the device of ^b requiring ² ~~requiring~~ the petitioner to apply for the post of E.D.D.A which post the ^a ~~p~~ petitioner had already been selected and had been working since 26.7.1982 was a fraudulent, ³ malicious and illegal act. where by the petitioner was merely duped and which has no force in law.

16. That taking of the charge from the petitioner and relieving him not only of the charge of his office but also from his post and position as E.D.D.A., in fact, amounts to ^a ~~summary~~ ² summary



पुनर्माह-यह

survivor's dismissal of the petitioner from his post and position as E.D.A without framing any charge, calling for an explanation or affording any opportunity of being heard.

17. That even if the application fraudulently obtained from the petitioner may be taken as ^{competent} complaint one, the petitioner fulfilled all the conditions as given in the ~~as~~ verification Annexure No. I. Essentially the conditions were that a candidate must have received education of Class VIII, must have in the recentity of the post office must be overage of 29 years and be of good character. Preference was given to the applicants :-
 (1) being to Scheduled Castes/Tribes or backward classes and (ii) having or working experience of the Department.

18. That the petitioner fulfilled all the conditions but surpassed all other candidates including the Respondant No. 4 in having gained experience by working in the department on E.D.D.A and also ^{by} belonging to backward classes of Kurmi.

19. That on the grounds mentioned in the foregoing para, the petitioner ^{have} ought to ~~have~~ been selected, not the Respondant No. 4, and as such the selection and appointment of the Respondant No. 4 as E.D.D.A is illegal, malafide and unmaintainable. Though the petitioner has no other remedy ~~to-e-~~ except to file this Writ Petition ^{amongst} the following grounds ^{no other efficacious and} proper remedy is available ^{to the petitioner except by} filing this writ petition. Contd...7



44014-114

b

X/2 P/11

(7)

G _ R _ O _ U _ N _ D _ S _

- i) Because the removal and dismissal of the petitioner from the post and position of E.D.D.A of Branch Post Office Belbharla is illegal, malafide and wrongfully.
- ii) Because the post of the E.D.D.A having already been filed by the petitioner on a clear vacancy on 26.7.82, the same could not have been verified as vacant and the issuance of the notification contained in Annexure No. I is illegal, erroneous and malafide.
- iii) Because no opportunity having been afforded to the petitioner prior to his removal from the post operation of E.D.D.A, the dismissal and removal of the petitioner is unconstitutional and infringes the fundamental rights guaranteed to the petitioner under the Constitution of India.
- iv) Because in any case the selection and appointment of the Respondent No. 4 instead of the petitioner is illegal, malafide, arbitrary and against the terms of the notification Annexure No. I.
- v) Because of all the candidates the petitioner alone had experience and belonged to backward

(8)

Classes, the Respondant's No. 1 to 3² were bound to follow the ³rules of the selection formulated by ²them and ought to have ²preferred ²the petitioner as against the Respondant N . 4.

- vi) Because the removal of the petitioner and selection and appointment of the Respondant in his place is absolutely illegal, ⁵un-
onconstitutional, malafide and arbitrary.
- vii) Because removal of the petitioner is against the natural justice, equity and good ²conscience ~~conscience~~ as ²recognised in law.

P R A Y E R

WHEREFORE, it is most respectfully prayed that the following relief may kindly be given:

- a) That a Writ in the nature of CERTIORARY may kindly be issued thereby order of appointment of Respondent No. 4 dated 12.1.83 containing as Annexure No. III of this Writ Petition may be quashed or ²set ²liable to ²be set aside.
- b) That a Writ in the nature of Mandamus may also ²be kindly be issued whereby the Respondents No. 1 to 3 may be directed to treat the petitioner in service throughout.

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- c) That Any other order, Writ, or direction to this Hon'ble High Court deem fit in the ^{circumstances} ~~contents~~ of the case may also be issued in favour of the petitioner and against the Respondents ² ~~No. 4~~.
- d) Costs of this Writ Petition may be awarded in favour of the Petitioner and against the Respondents ².

Lucknow:

Dated: 17 Feb, 1983.

K.S. Pathak

(K.S. PATHAK)
Advocate.
Counsel For The Petitioner.

.....

पुनर्विचार

In the Honble High Court of Judica.
- ture at Allahabad
Lucknow Bench Lucknow

10
14

W.P. NO. . . . of 1903

Prahlad Chandra Petitioner
VS

Union of India & others - Respondents

ANNEXURE NO. 1.



प्रमाणित

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V. 7/5/22

-12- 1922

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A/3

1923

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भारतीय डाक-तार विभाग
INDIAN POSTS AND TELEGRAPHS DEPARTMENT

चार्ज की बदली पर चांस रिपाउंड और तक्की और टिकटों की रसीद
Charge Report and Receipt for cash and stamps on transfer of charge

प्रमाणित किया जाता है कि
Certified that the charge of the office of Bo Baltharia SO Dhanagpur

चांस के द्वारा (नाम) को
was made over by (name)

(नाम) को
to (name)

तारीख
on the (date).....

..... के अनुसार दे दिया ।
from

सं०
No.

तारीख
Dated

भारमुक्त अधिकारी
Relieved Officer

भारप्राप्ति अधिकारी
Relieving Officer

.....
(R. T. O.)

.....
1512183

पुष्टि

.....
1512183

कार्यालय :- निरीक्षक डाक्टर केन्द्रीय उपप्रखंड गोण्डा
ज्ञापन सं० ए/बेलभरिया दिनांक गोण्डा- 21-8-82

शाखा डाक्टर ^{अल}बेलभरिया लेखा कार्यालय धानेपुर जिला गोण्डा में एक
अति विभागीय क्लरक एजेन्ट पद के लिये सुयोग्य साक्षर स्थानीय
व्यक्तियों से निम्नलिखित प्रारूप में सादे कागज पर आवेदन पत्र आमंत्रित
किए जाते हैं अभ्यर्थी की आयु 1-7-82 को 18 वर्ष से कम नहीं होनी चाहिए
पद के लिए न्यूनतम शिक्षा कक्षा 8 उत्तीर्ण होना चाहिए ।
आवेदन पत्र के साथ शिक्षा, जन्मतिथि, चरित्र प्रमाण पत्र तथा निवास
का प्रमाण पत्र अनिवार्य है चरित्र एवं निवास का प्रमाण पत्र ग्राम प्रधान
से या किन्हीं अन्य दो सम्मानित व्यक्तियों से प्राप्त करके संलग्न करें ।
अनुसूचित जाति, जनजाति या पिछड़ी जाति के लिए जाति प्रमाण पत्र
राज्य सरकार द्वारा सक्षम अधिकारी से प्राप्त होने पर मान्य होगा ।
पद अनारक्षित है वरिष्ठा विभाग द्वारा निर्दिष्ट नियमानुसार देय होगी ।
अपूर्ण, अहस्ताक्षरित, बिना उपरोक्त प्रमाण पत्रों के तथा अतिम तिथि
के बाद प्राप्त आवेदन पत्र पर विचार नहीं किया जाएगा । आवेदन पत्र
बिना कारण बताए निरस्त किए जा सकते हैं । नियुक्ति के परिणाम
के संबंध में कोई पत्र व्यवहार स्वीकार नहीं होगा ।
किसी भी प्रकार की सिफारिश आवेदन पत्र को अग्रहण बना देगी

पद का वर्तमान भत्ता 145/- प्र० माह है याध्यादेश समय समय पर
संशोधित देय है इस कार्यालय में आवेदन पत्र प्राप्ति की अतिम तिथि
10-9-82 है ।

॥ आवेदन पत्र का प्रारूप ॥

1-नाम ॥ 2 ॥ पिता का नाम ॥ 3 ॥ पूरा पता ग्राम, डाक्टर, थाना, तहसील
॥ 4 ॥ जाति ॥ 5 ॥ शिक्षा ॥ 6 ॥ जन्मतिथि ॥ 7 ॥ व्यवसाय ॥ 8 ॥ मासिक आय
श्रोत ॥ 9 ॥ अवल संपत्ति ॥ 10 ॥ विभागीय अनुभव ।

मैं प्रमाणित करता हूँ कि उपरोक्त सूचनाएं सत्य हैं मैं साइकिल चालक हूँ नि
साइकिल से कार्य करने में सहमत हूँ यदि उपरोक्त सूचना असत्य प्रमाणित हुय
तो मैं दंड का भागी हूँगा तथा नियुक्ति स्वतः रद्द हो सकेगी ।

11. आवेदक के हस्ताक्षर

In the Hon'ble High Court of
Judicature at Allah Bad
Lucknow Bench Lucknow

P/9

W.P. NO. . . . of 1983

Prahlad Chandra ——— Petitioner

vs

Union of India & others — Respondant

ANNEXURE NO. 3.

Y E M R - 13



15. 16/11/83
 15/11/83

ए० सी० जी०-61

भारतीय डाक-तार विभाग

A.C.G.-61 INDIAN POSTS AND TELEGRAPHS DEPARTMENT

(देखिए नियम 267, डाक-तार वित्तीय पुस्तिका, खण्ड 1, द्वितीय संस्करण)

(See Rule 267, Posts and Telegraphs Financial Handbook, Volume I, Seco. 3 Edition)

चार्ज को बदली पर चार्ज रिपोर्ट और नकदी और टिकटों को रसीद
 Charge Report and Receipt for cash and stamps on transfer of charge

प्रमाणित किया जाता है कि

Certified that the charge of the office of *EDDA Bhalu*,

चार्ज..... (नाम) ने.....
 was made over by (name) *Shri P. K. Sharma EDDA*

(नाम) को
 to (name)

Shri Narsudin Gupta EDDA

स्थान
 at (place) *Balukhanga*

तारीख *22.11.83* को पूर्वाह्न में
 on the (date)..... fore
 after

noon in accordance with

सं० *1136/83* तारीख *12/11/83* के अनुसार दे दिया।
 No. *1136/83* Dated *12/11/83* from

Balukhanga EDDA

भारतमुक्त अधिकारी *Balukhanga*
 Relieved Officer

नरदीन गुप्ता EDDA

भारतग्राही अधिकारी
 Relieving Officer

(कृपया पूरा उलटिये)
 (P. T. O.)

Mail Over
21/11/83
Dhancypur H. Q. Gonda

प्रहलाद चंद

*प्रमाणित किया जाता है कि बाक के विषय में कार्यलय की अनेक पुस्तकों के बकाए (स्टॉक पुस्तक और रजिस्ट्रों समेत) और लेखाओं का जांच की और उन्हें ठीक पाया।

*Certified that the balances of this date of the several books (including Stock Book and Registers) and accounts of the office have been checked and found correct.

*प्रमाणित किया जाता है कि निम्नलिखित बकाया माले द्वारा मुक्त अधिकारी ने सौंप दिए और मैं इनके लिए जिम्मेदार हूँ।

*Certified that the balances as detailed below were handed over to me by the Relieved Officer and I accept the responsibility for the same.

र०
Rs. प०
P.

- (अ) नकदी/Cash
(ब) अप्रदाय टिकट/Stamp Imprest

5 — 2

जिसमें ये शामिल हैं—
Made up of

- (1) टिकट/Stamps
(2) नकदी Cash

Rallulchandra EDDA Bellhanta

भारमुक्त अधिकारी
Relieved Officer

अनिल कुमार देवता E.D.A.

भारप्राप्ती अधिकारी
Relieving Officer

तारीख
Dated the

197
197

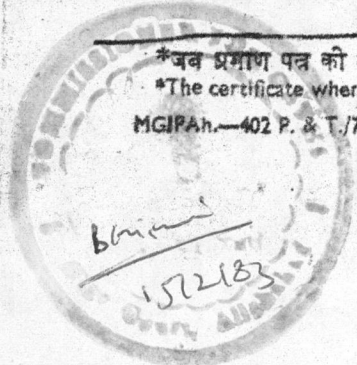
(Forwarded to *Shri Lalulchandra E.D.A.* को भेजा गया।)

*जब प्रमाण पत्र की आवश्यकता न हो तो इसे काट दिया जाए।

*The certificate when not actually required may be scored through.

MGIPAh.—402 P. & T./76—23-6-76—17,50,000.

(28-90/68 MI)



BIMLA Himani
JUDGE COMMISSIONER
High Court (Lucknow Bench)
KNOW

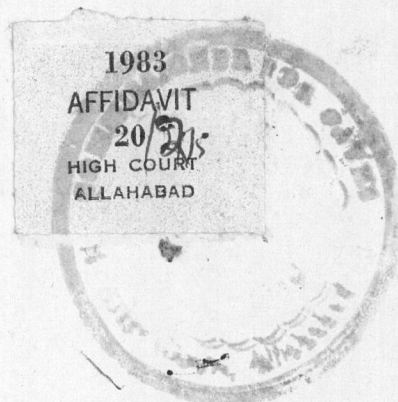
No. 20/275
Date 15/2/83

16
1/20

IN THE HON'BLE HIGH COURT OF JUDICATURE AT ALLAHABAD,
LUCKNOW BENCH, LUCKNOW.

AFFIDAVIT.

In. Writ Petition No. Of 1983.



Prahalad Chandra.:Petitioner.

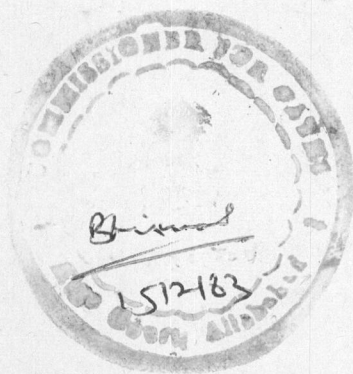
V e r s u s

The Union Of India & others. Respondents.

A F F I D A V I T

I, Prahalad Chandra, aged about 32 years, son of Ghuruhu, resident of Balbharai, Pergana, Tahsil, and District Gonda, do hereby solemnly affirm and state on oath as under:

1. That the deponent is the petitioner in the above noted ² ease- Writ Petition and, as such, is fully conversant with the facts deposed to hereunder.
2. That the contents of the Writ Petition have been read over ² and explained to the deponent who has fully understood them.
3. That the contents of ² paragraph's of the Writ petition have been read over and explained to the deponent.



प्रहलाद चंद्र

(2)

deponent who has fully understood them.

3. That the contents of paragraph 1 to 19 ² ~~21~~ except the bracketed portions of the Writ Petition are true to the own knowledge of the deponent and those of bracketed portions are believed to ^e ~~e~~ ⁿ ~~n~~ be true.
4. That the Annexures 1 to 3 to the Writ Petition are certified to be true copies of their originals.

Dated: Lucknow.

15/2/1983-

प्रमाणित

Deponent.



Verification

I the above named deponent, do verify that the contents of paragraph's 1 to 4 of this affidavit are true to the own knowledge of the deponent. No part of it is false and nothing material has been concealed, so help me God.

प्रमाणित

Lucknow: Dated

15/2, 1983.

प्रमाणित

Deponent.

I identify the above named deponent who has signed before me.

R. S. Pathak

Advocate's Clerk.

Advocate

Solemnly affirmed before me on 15/2/83
at 12.15 a.m./p.m. by Sri Prahlad Chandra
the deponent who is identified by ~~Prahlad Chandra~~
Sri K.S. Pathak Advocate
~~Clerk to Sri~~
Advocate, High Court, Allahabad,



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

.....

Bimla Himani
OATH COMMISSIONER
High Court, (Lucknow Bench)
LUCKNOW
No. 20/275
Date 15/2/83

गुरुगुरु

A-23

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL AT ALLAHABAD
CIRCUIT BENCH, LUCKNOW.

M.P.No. 686 of 1990 (2)

APPLICATION FOR DISMISSAL

K/211

Union of India & Others Applicant.

In

T.A.No.1128/89-91

Prahalad ChandraPetitioner.

Versus

Union of India & Others.....Opp.Parties.

To,

The Hon'ble Vice Chairman and his companion members
of the aforesaid Tribunal.

The humble application of the applicant most respectfully showeth :-

1. That the facts and circumstances of the case have been set out in the accompanying affidavit.
2. That it is in the interest of justice that the accordingly affidavit is brought on record.
3. That from the accompanying affidavit it is borne out that no appointment letter was issued to the petitioner as the applicant was engaged as a substitute .
4. That no legal claim ^{accrues} to the applicant for the post of Extra Department Delivery Agent, Balbhararia for which Shri Navin Gupta was selected and he has been working on the said post since 27-1-83.

-: PRAYER :-

Wherefore it is most respectfully prayed that this Hon'ble Tribunal be kind enough to dismiss the petition filed by Shri Prahalad Chandra with cost as the same is not tenable and is liable to be dismissed.

J. Chandra

(DR.DINESH CHANDRA)

COUNSEL FOR RESPONDENT.

Filed today
21/11/90

24

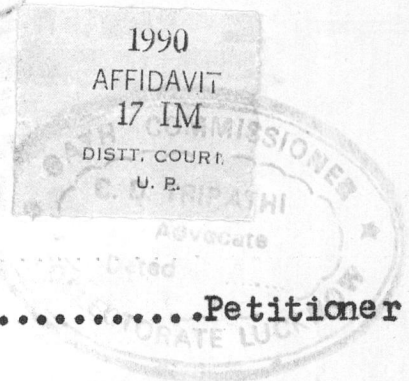
A/25

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL AT ALLAHABAD
CIRCUIT BENCH, LUCKNOW.

Affidavit

In

T.A. No.1128/87(T)



Prahlad ChandraPetitioner

Vs

Union of India & Others.....Respondents

I, R.S.Singh, aged about 48 years, son of Shri Raj Bahadur Singh do hereby solemnly affirm and state as under;-

1. That vide ~~under~~ dated 27-2-1990, this Hon'ble Tribunal had directed that the Respondents 1 to 3 will file a copy of the applicants appointment letter.
2. That the applicant was engaged as a substitute of Shri Vishnu Dutt, Extra Department Delivery Agent on his risk and responsibility, who had been relieved for training.
3. That the applicant took over charge of E.D.D.A., Balbhadra on 26-7-1982.
4. That it is denied that the applicant was selected out of several candidates and took over charge on 26-7-1982.
5. That no appointment letter was issued to the applicant appointing him on the post of E.D.D.A., Balbhadra Post Office. He was merely a substitute of Shri Vishnu Dutt who had gone on training.

R.S. Singh

x
Deponent.

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VERIFICATION

I, the above named deponent do hereby verify that the ^{A/26}
contents of paras ² — of this affidavit
are true to my personal knowledge and those of paras 1 & 5
are believed by me to be true based on records and as per
legal advice of my counsel. That nothing material facts
has been concealed and no part of it is false, so help me
God.

Signed and verified this the 17th day of Oct.

1990 within the court compound at Lucknow.

Lucknow.

Dated; 17/10/90

R. S. Singh
Deponent.

I identify the deponent who signed
before me.

J. Chandra
Advocate.

R. S. Singh
17
D. Chandra
Advocate

Clerk to the Court
I have examined my affidavit examining the
deponent and I understand the
contents of the affidavit which has been read
out and signed by the deponent.

[Signature]
17/10/90

वकालत-नामा



12/2/83
17/2/83

पक्ष प्रह्लाद चन्द १० धुरह विभाग बलमरिच जिला जौहरी

न्यायालय मानवीय उच्च न्यायालय बलमरिच जिला जौहरी

मोंडा

प्रार्थी वादी

अपीलान्ट अभियोगी

प्रति

श्रीमान कोरल पावन एडवोकेट (इडिओ) लखनऊ

विपक्षी प्रतिवादी

रेसपान्डेन्ट अभियोगी

प्रार्थना-पत्र

वाद अभियोग

श्री कोरल पावन एडवोकेट २०८२ उपरोक्त मुकद्दमे, अपील व निगरानी में अपनी ओर से श्रीमान कोरल पावन एडवोकेट (इडिओ) लखनऊ को वकील साहब का या जिस वकील साहब को श्रीमान वकील साहब अपनी ओर से भेजें उनको अपना वकील नियत करके बचन देता हूं और प्रतिज्ञा करता हूं कि उल्लिखित वकील साहब उपरोक्त मुकद्दमे व अपील व निगरानी में जो कुछ पैरवी या उत्तर प्रत्युत्तर करें या कोई कागजात सनद या सनदे इत्यादि पेश करें या वापस ले या हमारी ओर से इजराय डिगरी कराके वह रुपया जो हमें मिलने को है वसूल करें या राजीनमा या इक्बाल दावा हमारा ओर से करें या दाखिल करें या प्रतिवादी द्वारा दाखिल किया हुआ रुपया स्वयं अपने हस्ताक्षरों से या हमारी दस्तखत की हुई रसीद द्वारा लेवें या मुकद्दमे में पंच नियत करें या सब मय हानि-लाभ जो मिसल में कायवाही करेगे हमें स्वीकार होगा और नियत मेहनताना व मिलने पर श्रीमान वकील साहब को अधिकार होगा कि वह उपरोक्त मुकद्दमे अपील या निगरानी की पैरवी न करें इसलिये यह वकालत-नामा लिख दिया कि सनद हो और आवश्यक समय पर काम आवे।

न्यायालय का नाम
नम्बर मुकद्दमा
नाम फरीकन

दिनांक

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नि०

सा०

नि०

प्रह्लाद चन्द

नि०

सा०

स्वीकार किया

Acceptance
Bikash

K. S. Ramani
15/2/83
Advocate
Pleader

(A)
29 20. 3

Case No. 2022(4)/N3 1

in the Hon'ble High Court of Judicature at Allahabad,
(Lucknow Bench), Lucknow.

--- 97/ ---
Writ Petition No. --- of 1983

N/28



Prahlad Chandra,

--- Petitioner.

Vs.

Union of India, through Post Master Genl.

Lucknow UP 3 others.

... Opposite Parties.

Application for Stay

and grant interim relief.

For the facts and reasons assigned in the accompanying affidavit and inclusive writ petition it is respectfully prayed that this Hon'ble Court may be pleased to stay the operation of impugned order as contained in Annexure No..... during the pendency of the above noted writ petition.

Lucknow, dated
15.2.1983

K. Panā

Counsel for the Petitioner

ORDER SHEET

IN THE HIGH COURT OF JUDICATURE AT ALLAHABAD

No.

921

of 1983.

1/9

vs.

Date	Note of progress of proceedings and routine orders	Dated of which case is adjourned
1	2	3
21-283	Mem SCM, Mem SSA, Put up to morrow through the reluctant rule SD SCM SD SSA 21-283	
22-283	Mem SCM, Mem SSA, The petitioner has not placed list on 14th March 1983 SD SCM SD SSA 22-283 cm An N O 2022 @ 83	14th March
22-283	Mem SCM, Mem SSA, Put up along with the w.p. SD SCM SD SSA 22-283 14-3-83 fixed with cm 2022 2022 12/13 for order by court Bench	

04

Date	Note of progress of proceedings and routine orders	Dated of which case is adjourned	
1	2	3	
18/3/83	2 of 2 orders		
	H. K. G. J.		
	H. R. G. J.		
18/3/83	Court for order		
	H. G. T. S. M. R.		
	H. G. T. S. M. R.		
	found with		
	contd 20.2.83		Bund
	for order		

In the Central Administrative Tribunal at Allahabad,
Circuit Bench, Lucknow.

A 29

Misc. Application No. _____ of 1990.
Union of India & Others Applicant. ^{K 1/3}
In

Registration No. T.A. 1128 of 1989 (L)

Prahlad Chandra Petitioner

Versus.

Union of India and others Respondents.

Application for condonation of Delay in Filing Counter ~~Affidavit~~ ^{Reply}
on behalf of the Respondents.

The applicant above named respectfully begs to submit as under :-

- P.T.
L
20/3/90
1. That the counter ~~affidavit~~ ^{Reply} could not be filed within the prescribed time allotted by this Hon'ble Tribunal.
 2. That on receipt of the para-wise comments, from the respondents, the draft counter ~~affidavit~~ ^{Reply} was prepared by the counsel for the respondents and the same was sent to the department for vetting.
 3. That on receipt of the vetted counter ~~affidavit~~ ^{Reply} the same was typed and sworn by the respondent. ~~That a copy of the counter affidavit has been served on the Counsel of the applicant.~~
 4. That the ~~duly sworn~~ ^{Reply} counter ~~affidavit~~ is being filed without any further delay.
 5. That the delay in filing the Counter ~~affidavit~~ ^{Reply} is bonafide, not deleberate and is liable to be condoned.

Wherefore, it is, respectfully prayed that this Hon'ble Tribunal may be pleased to condone the delay in filing the counter ~~affidavit~~ ^{Reply} and the same may be brought on record.

Lucknow ;

Dated : 19-3-90

^{19/3}
(Dr. Dinesh Chandra)
Advocate,
Counsel for the Applicant.

(A)
20

In the Hon'ble Central Administrative Tribunal at Allahabad,
Circuit Bench, Lucknow.

Misc. Application No.

of 1990

on behalf of Respondents.

Union of India & others

.....

.....

Applicant.

In

Registration No. T.A. 1128 of 1989 (L)

Prahlad Chandra

.....

....

.....

Petitioner

Versus.

Union of India & Others

....

.....

Respondents.

To,

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

The application of the humble applicant most respectfully sheweth :-

1. That full facts have been given in the accompanying Counter ^{Reply}
~~Affidavit~~.
2. That for the facts and circumstances stated in the accompanying
Counter affidavit it is expedient in the interest of justice
that the Counter ^{Reply}
~~Affidavit~~ may be taken on record and the petition
may be dismissed with cost.

It is, therefore, most respectfully prayed that this
Hon'ble Tribunal may be pleased to admit the accompanying counter ^{reply}
~~affidavit~~
and to dismiss the petition with costs.

D. Chandra 19/3

(Dr. Dinesh Chandra)
Advocate,
Addl. Standing Counsel,
Counsel for the Respondents.

(3)

In the Central Administrative Tribunal at Allahabad, 8/5
Circuit Bench, Lucknow.

COUNTER ^{Reply} AFFIDAVIT ON BEHALF OF RESPONDENT No. 1 TO 3 :

In.

Case No. T.A. 1128 of 1989 (L)

Prahlad Chandra Petitioner
Versus.
Union of India & Others Respondents.

I, R.S. Singh, aged about 47 years, son of Sd. Raj Bahadur Singh, Supdt. of Post Offices, Gonda, do hereby solemnly affirm and state as under :-

1. That the deponent is competent to ^{file} ~~appear~~ the ^{Reply} ~~affidavit~~ on behalf of all the respondents.
2. That the deponent has read the petition filed by Shri Prahlad Chandra and has understood the contents thereof.
3. That the deponent is well conversant with the facts of the case deposed hereinafter.
4. That it will be worthwhile to give a brief history of the case as under :-

BRIEF HISTORY OF THE CASE

On promotion of Shri Vishnu Dutt Extra Departmental Delivery Agent of Branch Post Office, Belbharia to the post of Postman, Shri Prahlad Chandra was provided as substitute by Shri Vishnu Dutt on his risk and responsibilities till a regular

R.S. Singh

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appointment on the post was made. Shri Prahlad Chandra took over charge as EDDA on 26.7.82. The vacancy was notified through public advertisement (Annexure - ^F~~R-1~~ of the affidavit) on 21.8.82. In response to the said advertisement six applications including that of the applicant and Shri Navadin Gupta were received. The applications were got verified through the Mail Overseer, ~~and~~ Dhaneypur and on the basis of his report, Shri Navadin Gupta was found the most suitable candidate for the post and was appointed as EDDA, Belbharla. Consequently the ^{Sis-gab}~~provisional~~ arrangement engaging Shri Prahlad Chandra as 'substitute' of Shri Vishnu Dutt ^{closed}~~was~~ set aside. Shri Prahlad Chandra was relieved of the charge on 27.1.83. Feeling aggrieved, Shri Prahlad Chandra filed a Writ Petition in the Lucknow Bench of the Hon'ble High Court of Judicature at Allahabad which has now been transferred to the Hon'ble Tribunal for disposal. It may be mentioned that Shri Navadin Gupta has been working as EDDA, Belbharla since 27.1.83.

PARA-WISE COMMENTS

5. That the contents of para 1 of the writ petition are admitted.
6. That the contents of para 2 are denied. The vacancy was advertised on 21.8.82 (Copy filed as Annexure R-1).
7. That in reply to para 3 it is stated that minimum educational qualification for EDDA was VIII standard (Matriculation or equivalent may be preferred). It is also indicated in the ^{Recruitment}~~Recruitment~~ Instructions that EDDA may, as far as possible, reside in or near the place of their work. There is, however, no provision for

R C Singh

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giving preference to candidates belonging to backward classes.

8. That the contents of para 4 are denied. The applicant was not selected for the post of EDDA. He was merely a substitute of Shri Vishnu Dutt and worked on his risk and responsibility.
9. That the contents of the para 5 are admitted. The petitioner joined as a substitute of Shri Vishnu Dutt on 26.7.82.
10. That in reply to para 6 it is stated that the petitioner had worked as a 'substitute' of Shri Vishnu Dutt from 19.2.79 to 30.4.79.
11. That the contents of para 7 need no comments.
12. That in reply to para 8 it is submitted that the petitioner worked as a 'substitute' of Shri Vishnu Dutt on his risk and responsibility and worked as such ~~the~~ till a regular incumbent was appointed after following the prescribed method of recruitment for the said post.
13. That the contents of para 9 and 10 are admitted.
14. That in reply to para 11 it is submitted that the petitioner worked as a 'substitute' provided by Shri Vishnu Dutt. There was no provision for giving preference to a 'substitute' at the time of regular selection for appointment.
15. That the contents of para 12 are not admitted and hence denied. The selection ~~of~~ for the post of EDDA, for which the petitioner was also a candidate, was made in accordance with the prescribed

R. S. Singh

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procedure and there had been no foul play as alleged.

K
1/27

16. That the contents of para 13 & 14 are ~~denied~~ devoid of facts and are denied.
17. That in reply to para 15 and 16 it is submitted that the petitioner was never selected for the post of EDDA. He worked as a 'Substitute' only. The question of framing any charges etc. against him was not called for as the applicant was only a 'substitute' of Shri Vishnu Dutt and worked on the risk and responsibility of Sh. Vishnu Dutt.
18. That in reply to the contents of para 17 it is stated that the petitioner applied for the post of EDDA in response to the advertisement and was considered for appointment but the other candidate viz. ~~Pran~~ Respondent No. 2 was found more suitable for job. ~~the post~~.
19. That in reply to para 18 it is stated that the Recruitment Instructions do not provide any preference for backward classes, neither any weightage is to be given for ~~previous~~ previous experience.
20. That the grounds mentioned in the petition have been adequately deal with in the submission made in the above paragraphs.
21. That in view of the submissions made in the above paragraphs, the petition is not tenable in fact and law, it lacks merit and is liable to be dismissed with costs.

Lucknow ;

Dated : 10-3-9-

R. S. Singh
Deponent.

contd. ... 2..

VERIFICATION

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A/36

I, the above named deponent do hereby verify that the contents of paras 123 of this affidavit are true to my personal knowledge and those of paras 4 to 21 are believed by me to be true based on records and as per legal advice of my counsel. That nothing material facts has been concealed and no part of it is false, so help me God.

Signed and verified this the 18th day of March 1990 within the court compound at Lucknow.

Lucknow;

Dated : 18.3.90

R. C. Singh
Deponent.

I identify the deponent who has signed before me.

J. C. Singh
Advocate.

Solemnly affirmed by the deponent at a.m./p.m. who has been identified by Shri , Advocate, High court of Lucknow Bench.

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

Prakash Chandra
Munish Chandra

भारतीय डाक-तार विभाग

कार्यालय निरीक्षक डाकघर पेंद्रीय उप प्रमण्ड गोंडा

ज्ञापन संख्या- ए/बैलभरिया दिनांक गोंडा 21.8.82

शाखा डाकघर बैलभरिया लेखा कार्यालय धानपुर जिला गोंडा में एक अतिरिक्त विभागीय वितरक एजेंट पद के लिए सुयोग्य साक्षर स्थानीय व्यक्तियों से निम्न लिखित प्रारूप में सादे कागज पर आवेदन पत्र आमंत्रित किए जाते हैं अभ्यर्थी की आयु 1.7.82 को 18 वर्ष से कम नहीं होनी चाहिए पद के लिए न्यूनतम शिक्षा कक्षा 8 उत्तीर्ण होना चाहिए। आवेदन पत्र के साथ शिक्षा, जन्म तिथि, चरित्र प्रमाण पत्र तथा निवास का प्रमाण पत्र अनिवार्य है चरित्र एवं निवास का प्रमाण पत्र ग्राम प्रधान से या किन्हीं अन्य दो सम्मानित व्यक्तियों से प्राप्त करके संलग्न करें। अनुसूचित जाति, जनजाति या पिछड़ी जाति के लिए जाति प्रमाण पत्र राज्य सरकार द्वारा सक्षम अधिकारी से प्राप्त होने पर मान्य होगा। पद अनारक्षित है वरियता विभाग द्वारा निर्दिष्ट नियमानुसार देय होगी। अपूर्ण, अहस्ताक्षरित, बिना उपरोक्त प्रमाण पत्रों के तथा अंतिम तिथि के बाद प्राप्त आवेदन पत्र पर विचार नहीं किया जाएगा। आवेदन पत्र बिना कारण बताए निरस्त किए जा सकते हैं। नियुक्ति के परिणाम के सम्बन्ध में कोई पत्र व्यवहार स्वीकार नहीं होगा।

किसी भी प्रकार की सिफारिस आवेदन को अग्राह्य बना देगी।

पद का वर्तमान भत्ता 145/- प्रमाह है या यथादेश समय-समय पर संशोधित देय है इस कार्यालय में आवेदन पत्र प्राप्ति की अंतिम तिथि 10.9.82 है।

1- आवेदन का प्रारूप :-

1-नाम §2§ पिता का नाम §3§ पूरा पता ग्राम, डाकघर, थाना, तहसील.
§4§ जाति §5§ शिक्षा §6§ जन्म तिथि §7§ व्यवसाय §8§ मासिक आय एवं
श्रोत §9§ अचल सम्पत्ति §10§ विभागीय अनुभव।

मैं प्रमाणित करता हूँ कि उपरोक्त सूचनाएं सत्य हैं मैं साइकिल चालक हूँ निजी साइकिल से कार्य करने में सहमत हूँ यदि उपरोक्त सूचना असत्य प्रमाणित हुई तो मैं दंड का भागी हूँ तथा नियुक्ति स्वतः रद्द हो सकेगी।

11. आवेदक के हस्ताक्षर

(स)

सब डिवीजनल
इन्सपेक्टर आफ पोस्ट आफिसेज
गोंडा सेन्टर सब डिवीजन
गोंडा-271001.

प्रति प्रेषित है सूचनार्थ, प्रचारार्थ, सूचना पट पर टांगने हेतु -

1- उप डाकमाल धानपुर §2§ शाखा डाकमाल बैलभरिया §3§ थाना धानपुर
इंटिया थोक §4§ ग्राम प्रधान बैलभरिया §5§ डाक सवेक्षक धानपुर के ग्राम प्रधान
से मुनादी कराकर मुनादी का प्रमाण पत्र भेजें।

CENTRAL ADMINISTRATIVE TRIBUNAL, ALLAHABAD

LUCKNOW BENCH

T.A. No. 1128/87
(W.P. No. 971/83)

Prahlad Chandra

Applicant.

versus

Union of India & Ors.

Respondents.

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

Hon. Mr. K. Obayya, A.M.

(Hon. Mr. D.K. Agrawal)

Writ petition No. 971/83 filed before the High Court, Lucknow Bench on transfer to this Tribunal under section 29 of the Administrative Tribunal Act, 1985 was registered as T.A.No. 1128/87 ~~xxxxxx~~ as indicated above.

2. The writ petition is directed against the selection of respondent NO. 4 as Extra Departmental Delivery Agent and non selection of the petitioner therein. The facts are that the petitioner was made to work as Extra Departmental Delivery Agent at the branch post office Balbharia Pargana and Tahsil and District Gonda with effect from 26.7.82. However, on selection being made and after consideration of the petitioner as well as respondent No. 4, the Selection Committed selected respondent No. 4 for the post of Extra Departmental Delivery Agent and he was given charge on the post of Extra Departmental Delivery Agent with effect from 27.1.83. The petitioner, feeling

(A)
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1/39

aggrieved filed above writ petition challenging the selection of respondent No. 4 . ^{✓ A ✓} ~~The~~ prayer ~~of~~ has also been made that the petitioner be treated to have been in service as Extra Departmental Delivery Agent.

3. We have heard the learned counsel for the parties and perused the record. The settled position of law is that the Tribunal is not to sit in appeal or substitute itself for the selection committee i.e. the Tribunal has not to judge the relative merits of the candidate and give its own findings. The interference in selection is limited on grounds of malafides or arbitrariness. Therefore, we find it difficult to hold that the selection of respondent No. 4 was not a proper selection. The only point that has been canvassed convincingly before us is that the petitioner was a backward class person. If so, he was entitled to preferential treatment in accordance with the instructions of P&T Department from time to time. In view of this we consider that it would meet the ends of justice if the petitioner is given due weightage for belonging to backward class in the selection hereinafter held ^{wherein} ~~until~~ he applies for.

4. There is also a controversy as to whether the petitioner was a substitute or a regularly appointed person. The burden lies on the petitioner ~~to~~ to prove that he was appointed as Extra Departmental Delivery Agent. The case of the respondent is that the petitioner was given charge on 26.7.82 only as a substitute. We regret to say that no document has

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been brought on record by either parties to establish its case whether the petitioner was regularly appointed person or a substitute. The inference, therefore, is that no appointment letter was issued in favour of the petitioner at any point of time. However, it remains a fact that the petitioner as served as substitute for ^{sometimes} ~~a month~~. Therefore, while considering the case of the petitioner for appointment as Extra Departmental Delivery Agent, this factor shall also be taken into account.

5. In the result the petition is disposed of in the light of the above observations without any order as to costs.

[Signature]
A.M.

[Signature]
J.M. 8/1/91

Lucknow Dt. 8.1.91

Re *[Signature]* 8/1/91

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL, ALLAHABAD
CIRCUIT BENCH, LUCKNOW

Gandhi Bhawan, Opp. Residency
Lucknow -

No. CAT/LKO/Jud/CB/

Dated the

13/12/04

F.A.No.

of

1128

07 (T)

Prahalad Chandra

APPLICANT'S

versus

Union of India

RESPONDENT'S

To Prahalad Chandra S/o Churahi
1/0 Balbharia Pergana, Tehsil and
Distt Gonda

Whereas the marginally noted cases has been transferred by

the order Under the provision of the Administrative
Tribunal Act 15 of 1985 and registered in this Tribunal as above.

Writ Petition No. 971/83

of 198

of the Court of

arising out

of Order dated

passed by

The Tribunal has fixed date of

8/1/90 198

The hearing

of the matter.

If no appearance is made
on your behalf by your some
one duly authorised to Act
and plead on your behalf

the matter will be heard and decided in your absence.

Given under my hand seal of the Tribunal this

day of

1989.

Singh

DEPUTY REGISTRAR

- ② U.O. through P.O. G. LKO U.P.
- ③ Sd/- of Post offices, Gonda Civil Line Gonda
- ④ Sub- Divisional Inspector of Post offices
Gonda (Central) Sub- Divisional Gonda
- ⑤ Shri Mawadeen Gupta S/o Hanuman Pd.
village and Post Balbharia, Pergan
Tehsil. S. Distt. Gonda

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
ALLAHABAD BENCH
23-A Thornhill Road, Allahabad-211 001

T.A. No. 1128 of 1987
No. CAT/Alld/Jud/

Dated the 10/15

~~Prahlad Chandra~~

APPLICANT'S

VERSUS

~~Union of India & others~~

RESPONDENT'S

1. Shri B.K. Srivastava, Advocate, Lucknow High Court, Lucknow.
To
2. " D.S. Randhawa, Advocate, Lucknow High Court, Lucknow.

Whereas the marginally noted cases has been transferred by ~~Lucknow High Court~~ Under Section the provision of the Administrative Tribunal Act XIII of 1985 and registered in this Tribunal as above.

Writ Petition No. 971
of 198
of the Court of ~~Lucknow High~~
~~Court~~ arising out of order
dated _____
passed by _____ in

The Tribunal has fixed date
of 17.11.89 1989. The
hearing of the matter at Gandhi Bhavan
Lucknow (opp. Shaheed Smarak)
If no appearance is made
on your behalf by your some
one duly authorised to Act and
plead on your behalf

the matter will be heard and decided in your absence.

Given under my hand seal of the Tribunal this
_____ day of _____ 1989.

dinesh/

DEPUTY REGISTRAR

ब्र अदालत क्षीमान

[वादी] अपीलान्त

प्रतिवादी [रेस्पान्डेंट]

Conrad Adolphus Telling

Conrad Adolphus Telling

होदय

वकालतनामा

टिकट

(वादीअपीलान्त)

Practical Adolphus Telling

वताम

प्रतिवादी (रेस्पान्डेंट)

नं० मुकदमा T.A. 128 सन् 1929 पेशी को ता० १६ ई०

ऊपर लिखे मुकदमा में अपनी ओर से श्री Dr. Jacob Adolphus

Addr. Gen. Epst. Ständige Counsel
Ludwig

वकील

महोदय

एडवोकेट

नाम आदालत
मुकदमा नं० नाम
फरीकिल

को अपना वकील नियुक्त करके प्रतिज्ञा(इकरार) करता हूं और लिखे देता हूं कि इस मुकदमा में वकील महोदय स्वयं अथवा अन्य वकील द्वारा जो कुछ पैरवी व जवाबदेही व प्रश्नोत्तर करें या कोई कागज दाखिल करें या लौटावें या हमारी ओर से डिगरी जारी करावें और रुपया वसूल करें या सुलहनाम व इकबालदावा तथा अपील निगरानी हमारी ओर से हमारे या अपने हस्ताक्षर से दाखिल करें और तसदीक करें या मुकदमा उठावें या कोई रुपया जमा करें या हमारी या विपक्षी (फरीकासनी) का दाखिल किया हुआ रुपया अपने या हमारे हस्ताक्षर युक्त (दस्तखती) रसीद लेवें या पंच नियुक्त करें वकील महोदय द्वारा को गई वह सब कार्यवाही हमको सर्वथा स्वीकार हैं और होगी मैं यह भी स्वीकार करता हूं कि हर पेशी पर स्वयं या अपने किसी पैरोकार को भेजता रहूंगा अगर मुकदमा अदम पैरवी में एक तरफ मेरे खिलाफ फैसला हो जाता है उसकी जिम्मेदारी मेरे वकील पर नहीं होगी इसीलिए वह वकालत नामा लिख दिया प्रमाण रहे और समय पर काम आवे।

Accept

J. Adolphus

हस्ताक्षर

अधीनक डाकघर

पोडा मण्डल

पोडा-871993

साक्षी (गवाह)

साक्षी (गवाह)

दिनांक महीना सन् १६

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स्वीकृत



वकालतनामा

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T. A. No. of 1128/87 (T)

न्यायालय श्रीमान; - In the Central Administrative Tribunal
Allahabad, Circuit Bench, Lucknow बादी/अपीलान्त

Prahlad Chandra

बनाम

Union of India and others

प्रतिवादी रेषपाडेट

(Prahlad Chandra)

याददस्त -

व मुकदमा मुन्दर्जे हुनवान में श्री- Parnmalama Swaroop Advocate
Ranchi Bar Association High Court Bench, Lucknow

श्री वकील अपना मुकदमा करके इकरार करता हूं और लिखे देता हूं कि साहब समूह मुकदमा
बाला में जो कुछ पैरवी जवाब देही करें या कोई कागजाद समझ अपनद बगैरा पेश करे या मिनजानिव
हमारे इजराय डिगरी कराके रुक्या वा फितागी बसूल करें या राजीनामा अकबाल दावा मिनजानिव हमारे
दाखिल करे और तसदीक करें या रुक्या दाखिल दिया हुआ फरीकसानी का बजरिये
रसीद दस्तखत हमारे या अपने के लेवे या किनी मुकदमा में पव मुफर करे या मिनजानिव हमारे
अगील दायर करे सबसाखता या दाखता मिसल करजादात उषला हमको कबूल या मन्जूर होगा लिहाजा
वकालतनामा लिख दिया कि सनद रहे और वक्त जरूरत काम आये ।

अलन्द अलन्द 4/11/20

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तारीख

Accepted
Parnmalama Swaroop
Advocate

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8/11/20