

CENTRAL ADMINISTRATIVE TRIBUNAL
LUCKNOW BENCH LUCKNOW

ANNEXURE

INDEX SHEET

CAUSE TITLE *TA No. 1519/87 WP 3726/84* OF

NAME OF THE PARTIES..... *Uma Shankar*

Applicant

Versus

..... *Union of India and* Respondent

Part A, B & C

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2	<i>cover sheets</i>	<i>A3 to A5</i>
3	<i>Admission order dt. 04-8-92</i>	<i>A6 to A8</i>
4	<i>Index sheet</i>	<i>A9</i>
5	<i>Copy of Petition / Annexure / Affidavit</i>	<i>A10 to A22</i>
6	<i>Power</i>	<i>A23</i>
7	<i>Application for interim relief C.M. No. 7645/84, 9445/84 Affidavit</i>	<i>A24 to A32</i>
8	<i>C.M. No. 6543 / Delay finding etc.</i>	<i>A33 to A40</i>
9	<i>Memo of appearance / Power / H.C. cover sheets</i>	<i>A41 to A44</i>
10	<i>M.O. No. 713/90</i>	<i>A45 to A53</i>
11	<i>C.M. No. 215/90 App. for restoration Power / Process / Reply</i>	<i>A54</i>
12		
13		

CERTIFICATE

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

Dated, *29-5-12*

Counter Signed.....

Section Officer / In charge

Signature of the
Dealing Assistant

A

CENTRAL ADMINISTRATIVE TRIBUNAL

Original Application No. 487.....of 1991

APPLICANT(S)

Savitri Devi Danath.....

RESPONDENT(S)

U.O.-5.....

(Post office).....

Central Administrative Tribunal
Lucknow

Date of filing

Date of receipt of

10/12/91

Registrar (U)

Particulars to be examined:

Endorsement as to result of examination

1. Is the application 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 fixed?
3. a) Is the application in time?
b) If not, by how many days it is beyond time?
c) Has sufficient cause for not making the application in time, been filed?
4. Has the document of authorisator/ Vakalatnama been filed?
5. Is the application accompanied by B.D./Postal Order for Rs. 50/-
6. Has the certified copy/copies of the order(s) against which the application is made been filed?
7. a) Have the copies of the documents/relied upon by the applicant and mentioned in the application been filed?
b) Have the documents referred to in (a) above duly attested by a Gazetted Officer and numbered accordingly?
c) Are the documents referred to in (a) above neatly typed?
8. Has the index of documents been filed and paging done properly?
9. Have the chronological details of representation made and the out come of such representation been indicated in the application?
10. Is the matter raised in the application pending before any court of Law or any other Bench of Tribunal?

yes

NO

yes

yes

NO Impugned order

yes

yes

yes

yes

Attested by Counsel

yes

yes

NO

R/W

::2::

Particulars to be Examined:

Endorsement as to result of examination

11. Are the application/duplicate copy/spare copies signed?
12. Are extra copies of the application with Annexures filed?
- a) Identical with the Original?
- b) Defective? Bench copy has not been signed.
- c) Wanting in Annexures
- Nos.....pages Nos.....?

Only Main copy

Received by Sri A. K. Chaturvedi

Additional Standing Counsel on behalf of

O.P. Itoy

N.A.

yes

yes

N.A.

yes

yes

yes

yes

yes

10-12-91

D.R.

sy R

10/12/91

Register the case as O.A. and

list for orders on 13-12-91

before the Hon. Bench.

7/11

Order sheet
TA no. 1519 of 1987

Uma Shankar :: 2 :: vs

UOJ

Serial number of order and date	Brief Order, Mentioning Reference if necessary	How compl with and date of compliance
6/11/89	<p>Hon' Mr. D.K. Agrawal, J.M. Hon' Mr. K. Obayya, A.M.</p> <p>None appears for the parties. This case has been received on transfer. Notices to the parties were sent from our office at Allahabad. However, notice be again sent to the counsel for the parties listing the case on <u>25-1-90</u> for orders.</p> <p><i>[Signature]</i> A.M. (sns)</p> <p><i>[Signature]</i> J.M.</p> <p>No entry made to 20.1.90 Applicant in person is present</p>	<p>OK This W/O no. 3726/89 received on transfer from Lucknow High Court in May 89 along with other W/Os. On the date of transfer the case was admitted. CA filed, Stay order operating.</p> <p>Transfer notices issued by Add office but neither any reply nor undelivered covers received back. Submitted for order.</p>
20/3/90	<p>Hon. Mr. D.K. Agrawal, J.M. Hon. Mr. K. Obayya, A.M.</p> <p>The petitioner not appeared despite of the notice served to him. It appears that the applicant has lost interest in pursuing the matter. Therefore, the writ petition is dismissed without any order as to costs.</p> <p><i>[Signature]</i> A.M.</p> <p><i>[Signature]</i> J.M.</p>	<p>002 Noted</p> <p>Notices were issued 12/1/89. No answerd upd. cover has been return back S.F.O.</p> <p>19/3/90</p> <p>The W/O for the applicant has filed C.M. An. No. 215/90 (L) for restoration S.F.O.</p> <p>30/4/90</p>

Dinesh

1-5-90 Dec 10 - National Holiday
declare by Govt. of India adjourn
to 6-8-90

6-8-90 No sitting. Rel. to 10/9/90

OR
L/c for the applicant
has filed M.P. No. 215/90
for restoration. a
S. 4-90
S. F. O.
L
5/9/90

10-90
Hon'ble Justice K. Nath v.c.
Hon'ble Mr. M. M. Singh A.M.

On account of counsils
wife hospitalisation, adjournment
is allowed, and the case is fixed
on 12-11-90 for further orders

M. M. Singh
A.M.

OR
v.c.

L/c for the applicant
has filed M.P. No.
215/90 (i) for
restoration. a S. 90

This case Dismissed
for default on 203
Applicant is
within time
S. F. O.

L
11/10/90

12-11-90

Hon Mr Justice Kitch, VC
Hon Mr M. X. Finkelstein, AM.

TA 15/90
CMA 215/90

This application too setting aside
the order dated 20-3-90 dismissing
the application too default was filed
on 5-4-90 while the application along
with affidavit has been drafted on
21-3-90. It is stated in the application
supported by ~~the~~ affidavit that on
the date fixed i.e. 20-3-90 the applicant
was himself present in court and had
gone to call his counsel from
Hon. Judge's court when the case
was called out. It is further
mentioned that by the time
he returned to this Tribunal
along with his counsel, the
case had been dismissed
too default. Copy of the
petition has been given to the
counsel for respondents but
no objection has been filed.
The ground shown is sufficient,
hence the dismissal order
dated 20-3-90 is set aside
and the case is directed to
be listed for final hearing
on 11-12-90. Inform the
counsel for respondents. The
applicant may file rejoinder
within 2 weeks.

W. H. F.

Me.

15/12/90

11.12.90

Hon. Mr. Justice K. Nath. VC
Hon. Mr. K. Chayya. AM

OR

LC for the applicant
has filed MP 713/90/4

On the request of Counsel
for both parties case is
adjourned to 15.1.91.

for amendment.

Sr. V. R. Choudhury
has recd. notice on
behalf of rebels.

No RA filed
S. R. O.

[Signature]
AM

[Signature]
VC

10/12
6/✓

15.1.91

No sitting Adj to 7.2.91

7.2.91 Hon. Mr. Justice K. Nath. VC
Hon. Mr. K. Chayya. AM

Mr. M. Dubey for applicant.

This is an application for impleadment
of Ram Mohan Dori as respondent who has
been working as E.D.B.M. in place of
applicant from 1984. The question is
whether having regard to the law of limitation,
he may be impleaded. Now, the applicant's
counsel requests for time to explain the
position. List for hearing on 18.3.91

[Signature]

AM

[Signature]
VC

18.3.91

No sitting Adj to 26.4.91
2

26.4.1991

Hon. Mr. D. K. Agrawal, Jm.
Hon. Mr. K. Chayya, AM

On the request of Sri M. Dubey.
Counsel for the applicant the
case is adjourned to 27.6.1991
for hearing.

(MC)

AM

[Signature]
Jm.

Submitted for
adv on MP 713/90
S.R.O.

27.6.91 -

Hon. Mr. K. obayya. - AM.
Hon. Mr. S. N. Prasad. - J.M.

Adjournment application of Sri
M. Dubey Counsel for applicant
case is listed on 6.8.91 for
order.

J.M.

AM.

&

6.8.91 -

No sitting adj to 4.9.91.

&

4.9.91 -

Hon. Mr. D. K. Agrawal - J.M.
Hon. Mr. K. obayya. - AM

OR

Submitted for
order of 713-802
to amended.
S. FO

3/5

On the request of Sri
M. Dubey Counsel for applicant
case is adjourned to 14.10.91
for order.

AM.

J.M.

&

14.10.91.

No sitting. Adj. to 27.11.91

&

27.11.91

No sitting adj to 3.1.92

&

3.1.92

No sitting adj to 4.2.92

&

4.2.92

No Siding dgn 9.3.92

2

9.3.92

Hon Mrs S.N. Barad, J.M.

case called out.

Applicant is present in person.

Lawyers are on strike today.

but - this case of disposal
of M.P No 713/90 on

21-4-92

or
M.P. 713/90 (V)
H.M.
380
14.5.92

JM

Q

21.4.92

No Siding dgn M. ady to

18.5.92

2

18.5.92.

Hon'ble Mr. Justice U.C. Srivastava - V.C.
Hon'ble Mr. K. Obayya - A.M.

This application has been filed for amendment in the application. The amendment sought by the applicant seems necessary. Accordingly the application for amendment is allowed and amendment be incorporated within one weeks. Reply of the amendment may be filed within ~~three~~^{two} weeks after expiry of the aforementioned period. List this case on 22.7.92 for orders.

(DPS)

A.M.

V.C.

22.7.92

No Siding dgn M. ady to

3.8.92

2

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
LUCKNOW BENCH
LUCKNOW

O.A. NO _____ 199 (L)

T.A. NO

15/9/87

Date of Decision _____

PETITIONER.

Advocate for the Petitioner(S)

VERSUS

RESPONDENT.

Advocate for the RESPONDENT(S)

CORAM

The Hon'ble. Mr.

The Hon'ble. Mr.

Justice U.C. Srivastava, VC

K. Bhatnagar, Adm Member

1. Whether Reporter of local papers may be allowed to see the Judgment?
2. To be referred to the reporter or not?
3. Whether their Lordships wish to see the fair copy of the Judgment?
4. Whether to be circulated to other benches?

Vice-Chairman/Member

8/9

CIVIL
CRIMINAL

GENERAL INDEX

(Chapter XLI, Rules 2, 9 and 15)

Nature and number of case W.D. 3726-84
Name of Parties Uma Shoben vs. Uma Shoben
Date of Institution 31-7-84 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	1- with Anna Adaffol	12	-	102-00			
	2	Pow	1	-	5-00			
	3	Emd 7645 (w) Q84.	1	-	5-00			
	4	Emd 9445 (w) Q84.	9	-	7-00			
	5	Emd 9443 (w) Q85 with CA.	7	-	7-00			
	6	Pow & menu	2	-	5-00			
	7	arch shd.	2	-	-			
	8	Buck City	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 orders have been carried out, and that the record is complete and in order up to the date of the certificate.

Munsarim
Clerk

Date _____

In the Hon'ble High Court of Judicature at Allahabad,
Sitting at Lucknow.

Writ Petition No. 3726 of 1984

Uma Shankar.....Petitioner.

Versus

Union of India and others.....Opposite-Parties.

I N D E X

S.No.	Description of documents	Page Nos.
1.	Memorandum of Writ Petition.	1 - 7
2.	Annexure-1: Copy of appointment letter dt.31.10.83. ..	8
3.	Annexure-2: Copy of letter dated 23.7.84 issued by O.P.No.3. ..	9
4.	Annexure-3: Copy of letter dated 24.7.84 issued by the Overseer, Mahmoodabad... ..	10
5.	Affidavit in support of the writ petition.	11
6.	Vakalatnama.	13
7.	Application for Interim Relief. ..	

Lucknow dated,
July 30, 1984.

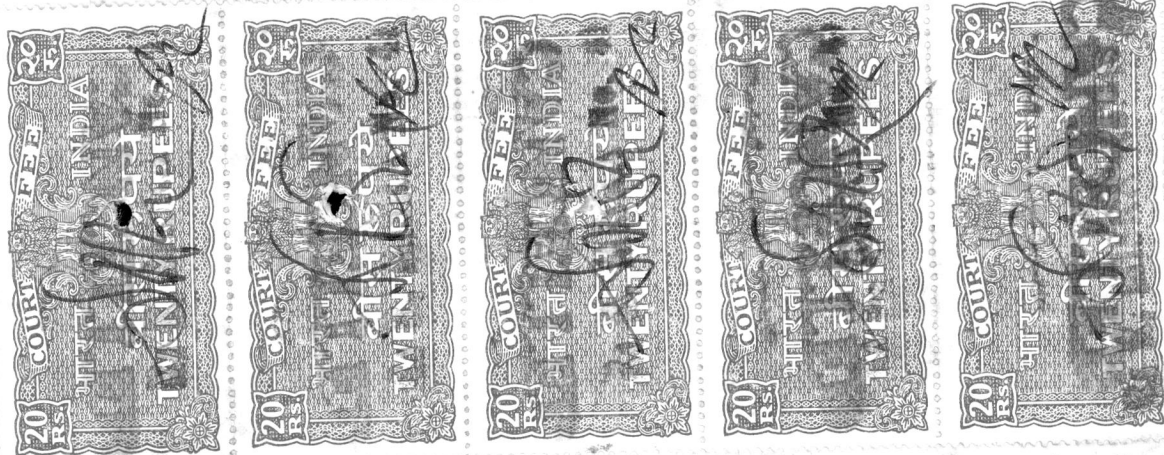
31

S. S. Sharma
Advocate
Counsel for the Petitioner

A/1

In the Hon'ble High Court of Judicature at Allahabad,
Sitting at Lucknow.

Writ Petition No. 3726 of 1984
(District - Sitapur)



Uma Shankar, son of Sheo Hatan Lal, resident of
Village and Post Office Dahawa, District Sitapur.
.....Petitioner.

5/2/84
8/2/84
20/2/84

V E R S U S

1. Union of India through the Secretary, Ministry of Communication, New Delhi.
2. Superintendent of Post Offices, Sitapur Division Sitapur.
3. Sub-Divisional Inspector (Central/Southern), Sitapur.

(4) Smt Ram Mohini Devi who not known, was only residing in village of Dahawa, Distt. Sitapur and working as E.D.B.M. Dahawa, Distt. SitapurOpposite-Parties.

Writ Petition under Article 226 of the Constitution of India

To

The Hon'ble the Acting Chief Justice & his
Companion Judges of the aforesaid Court;



उमेशचंद्र

A/v

The humble petition of the petitioner above-named most respectfully sheweth as under:-

1. That the humble petitioner was appointed as an Extra Departmental Branch Post Master and was posted at Dahawan Post Office (District Sitapur) on a temporary and ad-hoc basis by the opposite-party no.2 against a clear vacancy caused by the promotion of Sri Mansa Din, the then Extra Departmental Branch M Post Master. It may be submitted that as many as three persons applied for that post and the petitioner was selected out of them. A copy of the petitioner's appointment letter dated 31.10.1983 issued by the opposite-party no.2 is Annexure-1 to this petition.
2. That the petitioner is educationally qualified and is eligible to hold the aforesaid post in all other respects.
3. That the petitioner joined and started functioning as Extra Departmental Branch Post Master (hereinafter mentioned as 'EDBPM' for short) at Dahawan Post Office (District Sitapur) on 14.11.1983, after fulfilling all the formalities as required for the appointment, like furnishing security of Rs.1000/- and character verification etc.
4. That the petitioner has been putting in the best of his devotions, sincerity and intelligence in ~~performing~~ performing his duties as EDBPM at Dahawan Post Office and the local public is quite satisfied with the work and conduct of the petitioner. There has not been a single example pointing out any insincerity, lack of devotion or dereliction of duty



अनिश्चित

against the petitioner so far.

5. That the services of the petitioner are governed by Post and Telegraphs Extra Departmental Agents (Conduct and Services) Rules, 1964.

6. That Sri Jamuna Singh, the then Inspector, did not like the selection of the petitioner on the aforesaid post as he was interested in another candidate, who did not fulfill even the required qualification for the post.

7. That being inimically disposed towards the petitioner, the aforesaid Inspector started harassing him in all possible ways. However, the petitioner has been persevering with all his bludgeons with all humbleness at his command.

8. That without any rhyme or reason, the opposite party no-3 issued a letter to Sri Baghunath Prasad, Male Overseer, Mahmoodabad, directing him to take entire charge from the petitioner and function as Post Master untill further orders. A copy of the aforesaid order is Annexure-2 to this petition. It may be submitted that this order has never been served upon the petitioner.

9. That the aforesaid order, in fact, amounts to putting off the petitioner from duty as contemplated under rule 9 of the Conduct and Services Rules, 1964, mentioned above.

10. That no order of termination or dismissal,



अग्रिम

* a copy of which is being filed as Annexure
4 to this W.P. application, terminated the
applicant's service and appointed one Srimathi
Rani Mahini Devi in the place of the applicant,
although the applicant was never informed nor was
given any opportunity of hearing by the reviewing
authority before passing the alleged termination
order dated 20.7.84, Annexure 5, by the Superintendent of
Post Office Sitapur, respondent no 2. The order
contained in Annexure 5 is not in proper
exercise of powers vested in the appointing authority
vide Rule 6 of EDA (Conduct & Service) Rules 1964
and for reason of that, it is illegal, null
and void and inoperative. The applicant still
continues to hold the charge of the Post Office
though he has been illegally and arbitrarily
restrained from performing his duty.

14

whatsoever, has been passed against the petitioner by any authority, much less a competent authority. ^{The respondents, however, have in the return filed by them pointed out that the applicant's appointment was reviewed by the Director of Postal Services, who has held it valid.}

11. That on the basis of the aforesaid order, though without any reference thereto, the Overseer, Mahmoodabad, issued a letter dated 24.7.1984, which is being filed herewith as Annexure-3 to this petition, requiring the petitioner to hand over his charge as EDBPM. But as the petitioner was on leave till 27.7.1984, the charge has not been handed over so far.

12. That the petitioner cannot be put off from the duty except under the provisions of rule 9 of the Conduct and Services Rules, 1964, which are being reproduced below:-

9(1). Pending an enquiry into any complaint or allegation of misconduct against an employee, the appointing authority or an authority to which the appointing authority is subordinate may put him off duty.

Provided that in cases involving ~~fraud~~ fraud or embezzlement, an employee holding any of the posts specified in the Schedules to these rules may be put off duty by the Inspector of Post Offices, under immediate intimation to the appointing authority.

(2) An order made by the Inspector of Post Offices under sub-rule (1) shall cease to be effective on the expiry of fifteen days from the date thereof unless earlier confirmed or cancelled by the appointing authority or an authority to which the



3/10/84

appointing authority is subordinate."

(3) An employee shall not be entitled to any allowance for the period for which he is kept off duty under this rule."

13. That neither there has been any grievance from any quarter nor any complaint nor any allegation of misconduct against the petitioner. No enquiry against the petitioner is pending as well. Hence, the provisions of rule 9 having not been satisfied, the putting off the petitioner from duty is arbitrary and illegal.

14. That the opposite-party no.2, i.e., the Superintendent of Post Offices, is the appointing authority of the petitioner as would be clear from Annexure-1 as well. In the present case, the order for putting of the petitioner from duty has been passed by the opposite-party no.3 who is an officer subordinate to the opposite-party no.2 having no power to appoint an EDBPM. The impugned order putting the petitioner off his duty having been passed by an authority subordinate to the appointing authority, is illegal and without jurisdiction being violative of rule 9 on that score too.

15. That Writ Petition No.1617 of 1984 - Akhand Pratap Singh versus Senior Superintendent of Post Offices and others, on similar facts and legal questions filed in this Hon'ble Court, has been admitted by a Division Bench of this Hon'ble Court on 26.3.1984 and an interim relief to the following effect has been granted therein:-

"Notices on behalf of opposite-parties 1 to 4 have been accepted by the Standing



अमरिका

Counsel to Central Government. Notice will issue to opposite-party no.5.

The petitioner will not be relieved from the office EDBPM, Post Office Dari Duha, Akbarpur, Faizabad untill further orders. This stay order shall be operative till 16th April, 1984, if any application is moved on behalf of Respondents, it will be listed before a learned Single Judge before that date."

Sd. D.N.Jha
Sd. S.S.Ahmad
26.3.1984"

3/12/84
16. That the petitioner will suffer irreparable loss and injury if he is put off the duty or otherwise restrained from performing his duties as E.D.B.P.M. in the arbitrary and illegal manner as indicated above. Hence, feeling aggrieved from the impugned order and having no alternative and efficacious remedy, this humble petition is being filed on the following amongst other -

G R O U N D S

(a) Because, the petitioner is entitled to hold the post of E.D.B.P.M. as he fulfills all the conditions required under the rules.

(b) Because, no termination or dismissal order having been passed against the petitioner, he cannot be ~~served~~ severed from his duties as E.D.B.P.M.

(c) Because, the impugned order (Annexure-2) passed by the opposite-party no.3 is illegal and arbitrary as neither there is any complaint against the petitioner's working, nor is any enquiry pending against him.

(d) Because, the impugned order (Annexure-2) is illegal, arbitrary and without jurisdiction as it



S.P. Sharma

x. and at any rate behind his back
and order ^{his} termination from service
and appointment of Sub Ram Mohini Devi
by his order Annexure 4 and the conse-
quential order dated 20.7.84 passed by the
Super of Post Office is not in bonafide
exercise of the power vested in the
appointing authority under Rule 6 of the
E.D. (Conduct & Service) Rules 1964 and
hence un-warranted, inoperative,
illegal and null & void.

has been passed by the opposite-party no.3 who is subordinate to the opposite-party no.2 - the appointing authority of the petitioner.

(e) Because, the impugned order (Annexure-2) is violative of provisions of rule 9 of the Conduct and Service Rules, 1964.

(f) Because, the putting off the petitioner from duty without any reason, whatsoever, is bad in law.

(g) Because the Director of Postal Services has no jurisdiction to remove an applicant's appointment.
P R A Y E R

Wherefore, it is most respectfully prayed that this Hon'ble Court may be pleased to:-

- (i) Issue a writ, order or direction in the nature of Certiorari quashing the impugned order dated 23.7.1984 passed by the opposite-party no.3 as contained in Annexure-2, as also the impugned order of termination dated 20.7.84 as contained in Annexure 5.
- (ii) Issue a writ, order or direction in the nature of Mandamus commanding the opposite parties nos. 1 to 3 to refrain from interfering in any way with the petitioner in performing his duties as P.D.B.P.M. and bear the consequences of such interference.
- (iii) Issue any other writ, order or direction as is deemed fit and proper under the circumstances of the case.
- (iv) Allow this petition with costs.

x. besides the order of appointment issued in favour of Mr. Ram Mohini Sen, there is another order summoning its original copy from the respondents.

4. and pay arrears thereof with interest

Amendments made as per orders dated 18/5/84
M. D. D. H. V.

Lucknow dated, July 30, 1984.

S. P. S. Shrivastava
Advocate
Counsel for the Petitioner

Certified that there is no defect in respect of court-fees etc. in this writ petition to the best of my knowledge.

S. P. S. Shrivastava
Advocate

अभिप्रेत

इन दि आनरेबल हाई कोर्ट आफ जूडीकेचर सेट इलाहाबाद,

लखनऊ बेंच लखनऊ ।

रिट पिटीशन नं०

आफ 1984

उमा शंकर

----- पिटीशनर

बनाम

यूनियन आफ इण्डिया आदि ।

----- अपोजीट पार्टी

अनेक्जर नं० 3

शाखा डाक पाल दहावा,

पत्रांक २ दहावा दिनांक 23-7-84 के अनुसार मुझे शाखा डाक घर में शाखा डाक पाल के पद पर कार्य करने की आज्ञा श्री मान डाक निरीक्षक सीतापुर के द्वारा प्राप्त हुई है । इस कारण आज तमस्त कागजात तथा कार्य करने के सम्बन्धित सामान दे दें ताकि सरकारी कार्य किया जा सके ।

हो अपठनीय
24-7-84

सील

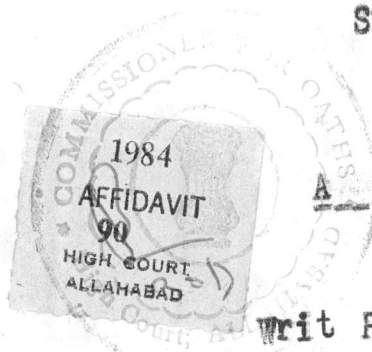
उमाशंकर

तत्त्व प्रतिलिपि



11

In the Hon'ble High Court of Judicature at Allahabad
Sitting at Lucknow.



A F F I D A V I T

In re:

Writ Petition No. _____ of 1984



Uma Shankar.....Petitioner.

Versus

Union of India and others.....Opposite-Parties.

I, Uma Shankar, aged about 34 years, son of Sheo Ratan Lal, resident of Village and Post Office Dahawan, District Sitapur, do hereby solemnly affirm and state on oath as under:-

1. That the deponent is the petitioner himself and is thus thoroughly conversant with the facts stated in the above-noted writ petition.
2. That the contents of paras 1 to 15 of this the above-noted writ petition are true to deponent's own knowledge and those of para 16 are believed by me to him to be true.

Uma Shankar

Lucknow dated,
July 3, 1984.

Deponent

I, the abovenamed deponent, do hereby verify that the contents of paras 1 and 2 of this affidavit are



true to my own knowledge; that no part of it is false and that nothing material has been concealed, so help me God.

S.K. Tripathi

Lucknow dated, }
July 30, 1984. }

Deponent

I identify the deponent who has signed in my presence.

S.K. Tripathi

(S.K. Tripathi)
Clerk to Sri S.P. Shukla,
Advocate.



Solemnly affirmed before me on 30.7.1984 at 10.20 A.M./P.M. by Sri Uma Shankar, the deponent, who is identified by Sri Santosh Kumar Tripathi, Clerk to Sri S.P. Shukla, Advocate, High Court, Allahabad, Lucknow Bench, Lucknow.

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

P. S. Mishra
30/7/84

P. S. Mishra
Oath Commissioner
High Court, Allahabad,
Lucknow Bench

No. 90/204
Date 30/7/84

ब अदालत श्रीमान ज्ञानजीग उच्च न्यायालय इलाहाबाद महोदय
लखनऊ पीठ लखनऊ

वादी (मुद्दे)

का

वकालतनामा



याचिका संख्या

1929 ई २४

उमाशंकर

वादी (मुद्दे)

बनाम

शनिमनभाफ डिट्टिया आदि

प्रतिवादी (मुद्दालेह)

नं० मुकद्दमा सन् १६ पेशी की ता० १६ ई०

ऊपर लिखे मुकद्दमा में अपनी ओर से श्री

S. S. P. Shukla

एडवोकेट

महोदय

वकील

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

हस्ताक्षर उमाशंकर

साक्षी (गवाह) साक्षी (गवाह)

दिनांक महीना

नाम अदालत

नं० मुकद्दमा

नाम फरीकन

Accepted
S. P. Shukla

3
1

In the Hon'ble High Court of Judicature at Allahabad,
Sitting at Lucknow.

Civil Misc. An. No. 7645 (W) of 1984



Uma Shankar.....Applicant.

In re:

Writ Petition No. 3726 of 1984

Uma Shankar.....Petitioner.

Versus

Union of India & others.....Opposite-Parties.

Application for Interim Relief

Wherefore, for the facts and reasons mentioned in the above-noted writ petition filed on date, it is most respectfully prayed that this Hon'ble Court may graciously be pleased to stay the operation and implementation of the impugned order dated 23.7.1984 passed by the opposite-party no.3 as contained in Annexure-2 till the final decision of the writ petition.

An ad-interim relief to the same effect may also kindly be passed.

Lucknow dated,
July , 1984.

L.P. Sharma
Advocate
Counsel for the Applicant

(5)

Hans D. Nigra, J.
Hans Bijesh Kumar, J.

Learned counsel for the Union of India is allowed two weeks time to file Counter affidavit serving copy thereof outside the Court on learned counsel for the petitioner who may file rejoinder affidavit within another ten days. List this application thereafter before the learned Single Judge for further orders. In the mean time, the petitioner will not be relieved from the office of the Extra Departmental Branch Post master, Post office Dahawan, District Sitapur, if he has already not been relieved and the impugned order dated 23.7.1984 (Annexure 2) shall remain suspended.

Ravi S. H.

31.7.1984,

in

Recd copy.

Dr. Kumar

30.7.1984

4/1

In the Hon^{ble} High Court of Judicature at Allahabad,
Sitting at Lucknow.

Civil Misc. An. No. 9445 (W) of 1984



Uma Shankar.....Applicant.

In re;

Writ Petition No. 3726 of 1984

Uma Shankar.....Petitioner.

Versus

Union of India and others.....Opposite-Parties.

Application for Interim Relief

Wherefore, for the facts and reasons mentioned in the accompanying affidavit, it is most respectfully prayed that this Hon^{ble} Court may be pleased to direct the opposite-party no. 3 to allow the petitioner to discharge his duties as Extra Departmental Branch Post Master at Dahawan Post Office (District Sitapur) and pay the salaries and allowances to him due from July, 1984 onwards without any further delay.

Such other order as is deemed fit and proper in under the circumstances of the case may also kindly be passed.

Lucknow dated,
September 5, 1984.

S. P. Shukla
Advocate
Counsel for the Applicant

4/2

In the Hon'ble High Court of Judicature at Allahabad,
Sitting at Lucknow.

A F F I D A V I T

In re;

Civil Misc. An. No. _____ (W) of 1984
(Application for Interim Relief)

Uma Shankar.....Applicant.

In re;

Writ Petition No. 3726 of 1984

Uma Shankar.....Petitioner.

Versus

Union of India and others.....Opposite-Parties.

I, Uma Shankar, aged about 34 years, son of Sheo Ratan Lal, resident of Village and Post Office Dahawan, District Sitapur, do hereby solemnly affirm and state on oath as under:-

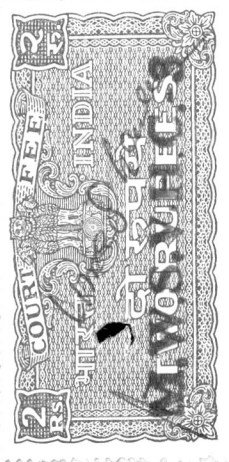
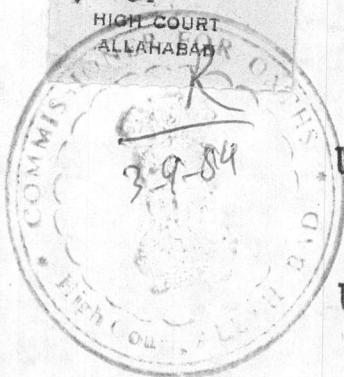
1. That the deponent is the petitioner himself and is thus thoroughly conversant with the facts stated hereinafter.
2. That the present writ petition has been filed by the petitioner challenging the order of the opposite party no. 3 issued on 23.7.1984 (as contained in Annexure-2 to the writ petition) laying off the petitioner from his duties as Extra Departmental Branch Post Master, Dahawan, District Sitapur.
3. That the said order has been challenged inter-

1984

AFFIDAVIT

64

HIGH COURT
ALLAHABAD



उमाशंकर

3

alia on the ground that the impugned order has been passed by the opposite-party no.3 illegally, arbitrarily and without any jurisdiction/^{as R} ~~on~~ the conditions of rule 9 do not exist.

4. That the said writ petition was admitted in this Hon'ble Court by a Division Bench consisting of Hon'ble Mr. Justice D.W. Jha and Hon'ble Mr. Justice Brijesh Kumar on 31.7.1984, on which date their Lordships were pleased to pass the interim order as quoted below, on the Interim Relief application of the petitioner:-

"Learned counsel for the Union of India is allowed two weeks time to file counter affidavit serving copy thereof outside the Court on learned counsel for the petitioner who may file rejoinder affidavit within another ten days. List this application thereafter before the learned Single Judge for further orders. In the meantime, the petitioner will not be relieved from the office of the Extra Departmental Branch Post Master, Post Office Dahawan, District Sitapur, if he has already not been relieved and the impugned order dated 23.7.1984 (Annexure-2) shall remain suspended."

5. That a certified copy of the aforesaid order was obtained by the petitioner on 1.8.1984 and was served on the opposite-party no.3 on 2.8.1984 along with a covering letter.

6. That in fact the petitioner was on leave from 24th July, 1984 and had given his charge of the extra



मिशन

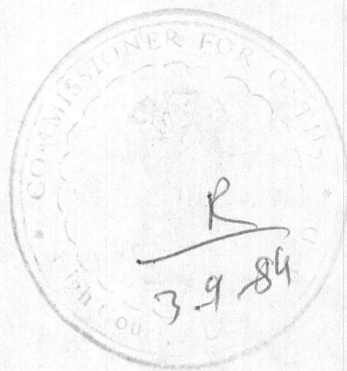
^RBranch
Departmental/Post Master, Dahawan to his wife Srimati
Omwati Devi, which is permissible under law.

7. That after the opposite-party no.3 came to know on 31st July, 1984 about the stay order having been granted in favour of the petitioner, he maliciously appointed Srimati Ram Mohini Devi as the Extra Departmental Branch Post Master without any fresh selection and asked her to open new books and execute the work of Extra Departmental Branch Post Master. This was done on 1.8.1984. But the deponent understands that some work is shown to have been done by Srimati Ram Mohini even before 31.7.1984 to take the advantage of the ^{saving} ~~reversing~~ clause "if he has already not been relieved" and thwart the orders passed by this Hon'ble Court on 31.7.1984.

8. That the entire charge of B.O.Journal, B.O.Accounts, Saving Bank Accounts, Time Deposit Books, National Saving Certificates, seals etc. relating to Dahawan Branch Post Office are still lying with the petitioner.

9. That no notice or order in writing was passed by the opposite-party no.3 or any higher authority after 23.7.1984 till now directing the petitioner to hand over his charge.

10. That no order or intimation so far has been issued by the opposite-party no.3 or anyone of the authorities to the petitioner intimating him that he had been 'relieved' from his post of Extra Departmental Branch Post Master in pursuance of Annexure-2 even if it is assumed (though not admitted by the petitioner) that the petitioner was relieved in an unilateral action.



3rd agent

11. That by the aforesaid clever device, the opposite-party no.3 is treating the petitioner as out of the job and is not allowing him to function as Extra Departmental Branch Post Master.

12. That Srimati Ram Mohini Devi is not the resident of Village Dahawan and does not reside in the village; she infact resides in the city of Sitapur itself so that the public of the area has been put to a great inconvenience because of the dislocation in the postal work caused on account of Srimati Ram Mohini's staying at Sitapur.

13. That Srimati Ram Mohini Devi had also made an application for being appointed as the Extra Departmental Branch Post Master along with the petitioner and at that time she had filed a forged certificate supposed to have been issued by the Gram Pradhan regarding her character etc. as required under the rules. Subsequently, the said Pradhan himself filed an affidavit before the opposite-party no.2 stating that he had not issued any such certificate in favour of Srimati Ram Mohini Devi; she did not hold any land in the village and the khetauni extracts filed by her were bogus. A copy of the aforesaid affidavit filed by Gram Pradhan is Annexure-A to this affidavit. This being the state of affairs, Srimati Ram Mohini is not even eligible to be appointed as Extra Departmental Branch Post Master as she is guilty of ~~for~~ forgery.

14. That the prevention of the petitioner from discharging his duties as E.D.B.P.M. is wholly illegal and arbitrary.



3/12/84

15. That the petitioner has been paid his salary only upto June, 1984 and has not been paid his ~~own~~ salary for the months of July and August, 1984 so far, although even ^{going} by the words of the stay order granted by this Hon'ble Court, the petitioner has not so far been 'relieved' ~~to~~ and is holding the charge of his office even now.

Lucknow dated,
September 3, 1984.

उमेशचंद्र
Deponent

I, the abovenamed deponent, do hereby verify that the contents of paras ^R Ho 15 ^R of this affidavit are true to my own knowledge and those of paras ^R X ^R are believed by me to be true; that ~~now~~ no part of it is false and that nothing material has been concealed, so help me God.

Lucknow dated,
September 3, 1984.

उमेशचंद्र
Deponent

I identify the deponent who has signed in my presence.

S.K. Tripathi
Clerk to Sri S.P. Shukla,
Advocate.

Solemnly affirmed before me on 3.9.1984 at 2.20 P.M. by Sri Uma Shankar, the deponent, who is identified by Sri Santosh Kumar Tripathi, Clerk to Sri S.P. Shukla, Advocate, High Court, Allahabad, Lucknow Bench, Lucknow.

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

(RAGHUPAL SINGH)
OATH COMMISSIONER
High Court, Allahabad
Lucknow Bench.

No. 64/937
Date 3/9/84



A/30 7

इन रिट आनरेबुल हाई कोर्ट आफ जूडीकेयर रेट इलाहाबाद

लखनऊ बेन्च लखनऊ ।

रिट पिटीशन नं० 3726 आफ 1984

उमाशंकर

--- पिटीशनर

बनाम

दि यूनियन आफ इण्डिया व अन्य

--- अपो० पारटीज

अनेक्जर नं० ए

श्रीमान डाक अधीक्षक

सीतापुर प्रखंड - सीतापुर

शपथ-पत्र

मैकि रामकुमार प्रधान पुत्र श्री गजांधर प्रसाद दीक्षित निवासी ग्राम दहावा पो० दहावा तहसील सिधौली जिला सीतापुर का हूँ। मै शपथ पूर्वक बयान करता हूँ कि शपथ पत्र में जो कुछ भी लिखा है सब सच व सही है और कोई भी बात श्रीमान जी से नहीं छुपाई है। इन्हें मेरी मदद करें।

धारा-- । यह किशमथकर्ता ग्राम दहावापो० दहावा जिला सीतापुर का प्रधान है और दिनेश कुमार व राम मोहिनी को अच्छी तरह जानता है ।

धारा 2- यह कि श्री दिनेशकुमार पुत्र श्री प्यारे लाल निवासी व पो० दहावा जिला सीतापुर द्वारा शाखा डाक पाल दहावा पद के लिये दिये गये प्रार्थना पत्र को सम्मिलित शमथकर्ता द्वारा दिये गये कथित प्रमाण पत्र जाली है उन पर शमथकर्ता ने हस्ताक्षर नहीं किये है ।



धारा 3- यह कि श्री दिनेश कुमार ने जो अचल सम्पत्ति का प्रमाण पत्र दिया है वह भूमि बंजर है तथा बेकार है और उसकी कोई कीमत नहीं है ।

धारा 4- यह कि श्री दिनेश कुमार पुत्र श्री प्यारे लाल के पास डाक घर के लिये कोई उपयुक्त भवन नहीं है ।

धारा 5- यह कि श्री मती राम मोहिनी द्वारा प्रेषित प्रमाण पत्र फरजी है उक्त राम मोहिनी गाँव की लड़की है उसके नाम भूमि नहीं है वह सीतापुर व्याही है । इन्तखाब वगैरा सभी फरजी है ।

इबारत तस्दीक

मै राम कुमार दीक्षित प्रधान ग्राम सभी दहावा पाँठ दहावा परगना बाड़ी तहसील सीतापुर की धारा 1 वा 5 को अपने ज्ञान से सच व सही होना प्रमाणित करता हूँ । स्थान प्रमाणित कचेहरी सीतापुर दिनांक प्रमाणित 16-8-83

ह0 रामकुमार दीक्षित

शपथ कर्ता

रामकुमार दीक्षित प्रधान

उपरोक्त

रामकुमारे दीक्षित

सील

मै रामकुमार दीक्षित को भली भाँति जानता हूँ तथ्य-यह बमहस्र-हूँ व पहचानता हूँ इन्होंने मेरे सामने अपना हस्ताक्षर किया है ।

ह0 अपठनीय



हवाई तस्वीर

मे राम कुमार दीक्षित प्रधान ग्राम सभा
 झावा पी० झावा परगना बाही तहसील
 सीतापुर की धारा १ ता ५ की जमीन जमा से
 सब व सही होना प्रमाणित करता हूँ।
 स्थान प्रमाणित- कंदहरो सीतापुर

शपथकर्ता

राम कुमार दीक्षित प्रधान

दिनांक प्रमाणित १६-८-८३

राम कुमार दीक्षित

उपरोक्त

राम कुमार दीक्षित

प्रमाणित

ग्राम सभा दहावा

जिला बलरामपुर

जिला बलरामपुर

मैं राम कुमार दीक्षित को गले-गले-बापना रूप-पुण्यताई
 इन्होंने मेरे सामने अपना हस्ताक्षर दिखाया है।

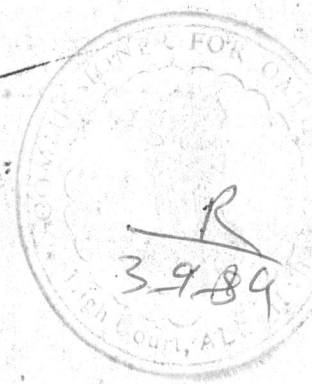
राम कुमार दीक्षित

२०/०७/८३

१६.८.८३

Swornly affirmed on 16.8.83
 at 16.00 hours by Ram Kumar Dixit
 The deponent has been identified by B. Kumar
 Clerk of Shri R. N. Tewari, Sitaapur.
 I have examined the contents
 of the affidavit and
 explained to the deponent.

16/8/83 Kashi Prasad Tewari
 NOTARY
 SITAPUR (Phase)

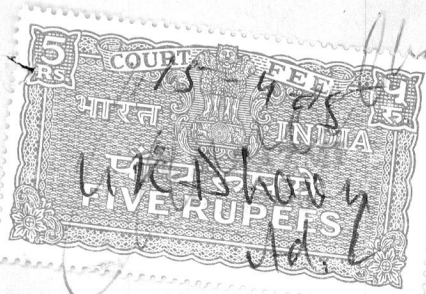


अतिरिक्त

C. m. s. Appn No 4443 (w) - 85

In The Hon'ble High Court Of Judicature At Allahaba

Lucknow Bench Lucknow



Writ Petition no.3762 of 1984.

Uma Shanker----- petitioner.

versus

Union of India and others.-----opp. parties.

Application for condonation of delay in
filing counter-affidavit

For the facts and reasons given in the
accompanying counter-affidavit it is respectfully
prayed that the delay in filing the counter
affidavit may kindly be condoned and the counter
affidavit which is being filed herewith be
accepted and taken on record.

Dhan

Lucknow dated

(U. K. DHAON)
Add. Standing Counsel

Central Government.

9.10.84.

15-4-85

U903

15-4-85

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Hans D. N. Jha, I.
Hans K. M. Roy, I.

Delay condoned. Let counter
affidavit be taken on record. If
copy has been served on learned
counsel for the petitions he may
file rejoinder affidavit within
two weeks. No further time will
be allowed.

h. Jha.
16.4.1985.
h

1984
AFFIDAVIT
75/951
HIGH COURT
ALLAHABAD



In the Hon'ble High Court of Judicature at Allahabad,
Lucknow Bench, Lucknow.

COUNTER-AFFIDAVIT ON BEHALF OF OPPOSITE-PARTIES
NOS. 1 TO 3 TO THE WRIT PETITION.

In re

Writ Petition No. 3726 of 1984.

Uma Shanker. Petitioner.

V E R B U S

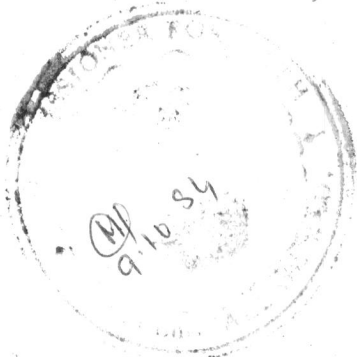
Union of India and others. Opposite-Parties.

I, Ishwari Prasad Sagar, aged about 56 years, son of Late Shri Net Ram Sagar, Superintendent of Post Offices, Sitapur Division, Sitapur, do hereby solemnly affirm and state on oath as under :-

1. That the deponent is Superintendent of Post Offices Sitapur and as such he is fully acquainted with the facts of the case. The contents of the writ petition have been read over and explained to the deponent who has understood the same and its para-wise reply is as follows. That the deponent is competent to swear to this affidsvit.
2. That the contents of para 1 of the writ petition ~~are~~ are not disputed. It is further stated that on receipt of complaint the appointment file of the petitioner was reviewed by the Director of Postal Services, Lucknow Region, Lucknow and it was found that the appointment of the petitioner on the post of Extra Departmental Branch Postmaster (EDBPM) Dahawa was irregular.

S/2426/84

3. That the contents of para 2 of the writ petition are denied. It is further stated that although the minimum qualification for the appointment on the post of Extra Departmental Branch Postmaster is VIIIth Standard but Matriculation or equivalent are to be preferred.
4. That the contents of para 3 of the writ petition are not disputed.
5. That the contents of para 4 of the writ petition as stated are denied.
6. That the contents of para 5 of the writ petition are not disputed.
7. That the contents of para 6 of the writ petition as stated are denied.
8. That the contents of para 7 of the writ petition as stated are denied.
9. That in reply to the contents of para 8 of the writ petition the contents of Annexure No. 2 are not denied. Rest of the contents of this para are denied. It is further stated that as it was found by the Director of Postal Services, Lucknow Region, Lucknow that the appointment of the petitioner was irregular. The Director of Postal Services, Lucknow vide his letter dated July 13, 1984 ordered that the appointment of Sri Uma Shanker (Petitioner) as Extra Departmental Branch Post Master, Dahawa be cancelled and appointment of Srimati Ram Mohini Devi be made. In compliance of the order of the



2/24/84

Director of Postal Services, Lucknow Region, Lucknow the services of the petitioner were terminated with immediate effect under Rule 6 of Extra Departmental Agents (Conduct and Services) Rules, 1964 vide Office Memo No. A-90/E, dated July 20, 1984. A true copy of the letter dated July 13, 1984 is filed as Annexure C-1 and true copy of the Memo No. A-90/E, dated July 20, 1984 is filed as Annexure C-2 to the counter-affidavit.

10. That the contents of para 9 of the writ petition as stated are denied.
11. That the contents of para 10 of the writ petition as stated are denied. It is further stated that the petitioner was avoiding to receive the termination order dated July 20, 1984 and, therefore, the same was pasted on the door of his house on July 28, 1984. It is further stated that the copy of the Memo No. A-90/E, dated July 20, 1984 was also endorsed to the Inspector of Post Offices, Sitapur and he was asked to get the charge transferred to Mail Overseer immediately. The Inspector of Post Offices, Sitapur Central Sub-Division ordered Sri Raghunath Prasad Overseer Mahmoodabad to take complete charge of Extra Departmental ~~Ex~~ Branch Post Master, Dahawa and to work as such till further orders by letter No. A/Dahawa, dated July 23, 1984.
12. That in reply to the contents of para 11 of the writ petition the contents of ~~para~~ Annexure No. 3 are not disputed. Most of the contents of this para are denied. It is further stated that the Mail



2/2/84

५७ 6

इन दि आनरेबुल हाई कोर्ट आफ मुंबईकेवरस्ट इलाहाबाद,
लखनऊ बेन्च, लखनऊ।

रिट पिटीशन नं०- 3726 आफ 1984

उमा शंकर --

..., पिटीशनर

बनाम

यूनियन आफ इण्डिया आदि --

..., अपो. पार्टीज

अनैम्बर नम्बरसी-1

भारतीय डाक तार विभाग

प्रेषक,

निदेशक, डाक सेवाये,
लखनऊ क्षेत्र, लखनऊ।

सेवा में,

श्री आई० पी० सागर,
अधीक्षक डाक घर,

पत्रांक- निडाल/ अ तिवि/ सी- 54/83 /2, दिनांक लखनऊ 13.7.84

विषय:- शाखा डाक पाल दहावा जनपद सीतापुर की नियुक्ति का मामला

सन्दर्भ :- आपका पत्र ए-90/ ई दिनांक 5.6.84

निदेशक डाक सेवा लखनऊ ने उपरोक्त मामले के पुर्न निरीक्षण के पश्चात् यह पाया कि शाखा डाकपाल दहावा के पद पर जिस व्यक्ति की नियुक्ति की गई है वह मात्र कक्षा आठ पास है। जब कि अन्य अभ्यर्थी श्रीमती राम मोहिनी देवी कक्षा दस ॥10॥ पास हैं और योग्य अभ्यर्थी होते हुये भी उसकी नियुक्ति नहीं की गई।

अतः निदेशक महोदय ने आदेश दिये हैं कि श्री उमा शंकर की शाखा डाकपाल दहावा के पद पर की गई नियुक्ति तुरन्त प्रभाव से रद्द की जाती है। अन्य प्रार्थिनी श्रीमती राम मोहिनी देवी जो हाई स्कूल पास हैं, की नियुक्ति शाखा डाकपाल दहावा के पद पर की जाय।

शाखा डाकपाल दहावा की प्रखन्डीय नियुक्ति पंजिका ॥ क्रमांक ॥ 1 से 173॥ भी वापस की जा रही है कृपया पावती स्वीकार करें तथा कृत कार्यवाही से इस कार्यालय को भी अवगत कराये।

भवदीय,

साइन्ड/-

॥ तुफ़ल अहमद ॥,

सहायक निदेशक,
कृते निदेशक डाक सेवाये,
लखनऊ क्षेत्र, लखनऊ।

सत्य- प्रतिलिपि।

मेसर्स

W.B. No 3796

84

6

ब अदालत श्रीमान

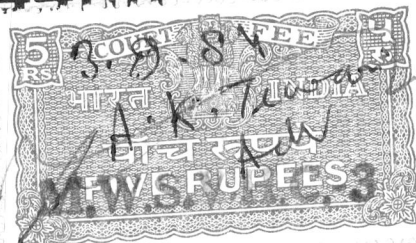
High Court
Lucknow Bench, Lucknow.

महोदय

वादी (मुद्दे)

प्रतिवादी (मुद्दाअलेह)

का: वकालतनामा



KRISHNA KUMAR SINGH &

ANOTHER

वादी (मुद्दे)

बनाम

DISTRICT BOARD, BAHRAICH
& others.

प्रतिवादी (मुद्दाअलेह)

नं० मुकद्दमा 3796 सन् १९८५ पेशी की ता०

१६ ई०

ऊपर लिखे मुकद्दमा में अपनी ओर से श्री

ANIL KUMAR TIWARI

एडवोकेट

महोदय

20, STATION ROAD, LUCKNOW

वकील

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

Accepted.

A.K. Tewari
Adv.

3.8.84

for 216 Parisaad, Bahraich

हस्ताक्षर नाम दत्त सिंह
आ अधिकारी
जि० प्र० ब० द०

साक्षी (गवाह).....साक्षी (गवाह).....

दिनांक 3.8.84 महीना

6/2
In the Hon'ble High Court of Judicature at Allahabad
(Lucknow Bench) Lucknow.

Writ Petition No. 3726 of 1984

Uma Shankar Petitioner

Versus

Union of India and others Respondents.

REGISTRAR,

I am appearing as the Central Government
Standing Counsel, on behalf of Petitioner/Respondent/
Opposite Parties.

Dhaon
Adv.

Dated : 31-7-84

U.K. DHAON
Advocate
Additional Standing Counsel
Central Government
Allahabad High Court
(Lucknow Bench)
Lucknow.

ORDER SHEET

IN THE HIGH COURT OF JUDICATURE AT ALLAHABAD

CS-P.

No.

3726

of 198

vs.

Date	Note of progress of proceedings and routine orders	Dated of which case is adjourned
1	2	3
31-7-84.	<p>Hon D.V. Jha?</p> <p>Hon B Karmar?</p> <p>Admit. notice for the respondents</p> <p>Union of India.</p> <p>Sd/- D.V. Jha.</p> <p>Sd/- B Karmar.</p> <p>31-7-84.</p> <p>CM-Ann o 7645 (AD) by.</p>	
31-7-84.	<p>Hon D.V. Jha?</p> <p>Hon B Karmar?</p> <p>learned counsel for the union of India - -</p> <p>suspended.</p> <p>Sd/- D.V. Jha.</p> <p>Sd/- B Karmar.</p> <p>31-7-84.</p>	
3-8-84	<p>Service Report.</p> <p>Notice on behalf of OP Nos. 1 to 3 has been received by the Chief Standing Counsel for Central Govt. Sri D.S. Randhawa, Adv. May office proceed?</p> <p>Yes</p> <p>31/8/84</p>	

Yes

50

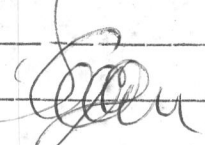
9/8

Date	Note of progress of proceedings and routine orders	Dated which case is adjourned
1	29. 8. 84 2.	3
	24. 8. 84. Freda	28/10/84
	CMA 7645/84	5/11
29/8/84	Fixed a C.M.A. on 7645 (as) 84. Hosli B. Kumar, I.	Z
	19. 9. 84 Freda - C.M.	
	7645 (as) 84 9445 (as) 84	28/11 P. 1
	G.M. Anwo 9445 (as) 84 For 9445 in Relief	
5-9-84	Ken B. Kumar, I. list along with the record. Sol. B. Kumar. 5-9-84.	
19984.	C.M. 7645-84; 944-84. W orders. H.M. J. S. 19/9/84	

ORDER SHEET

IN THE HIGH COURT OF JUDICATURE AT ALLAHABAD

No. 3726 of 198 4

Date	Note of progress of proceedings and routine orders	Dated of which case is adjourned
1	2	3
28-9-84	Cm no 7645-8944-84 ps. de 815	
10 8-10-84	So. for SA CMA no 7645-8944-84 9445 Mouset 7	
	Learned counsel representing the union of Indra prays for and is allowed one week's time to file a counter-affidavit. list is made after the expiry of one week.	
	 8-10-84	
	27.10.84 from 7645 vs 9445/84	el S

Date	Note of progress of proceedings and routine orders	Date of which case is adjourned	
1	2	3	
	cm no 0444300 85 for condemnation of delay		
16485	seen D.W. Jha?		
	seen R.W. Goyal?		
	Delayed		
	allowed.		
	Sd/- D.W. Jha		
	Sd/- R.W. Goyal		
	16485		
	Sd/-		
	Com 764500. Quiescent of L		

Sub

reviewed by the Director of Postal Services, who by letter dated 13.7.84, a copy whereof is being filed as Annexure 4 to this writ petition/application, terminated the applicant's services and appointed one Srimati Ram Mohini Devi in the place of the applicant, although the applicant was never informed nor was given any opportunity of hearing by the reviewing authority before passing the alleged termination order dated 20.7.84, Annexure 5, by the Supdt. of Post Offices Sitapur, respondent no. 2. The order contained in Annexure 5 is not in proper exercise of powers vested in the appointing authority vide Rule 6 of the EDA (Conduct & Service) Rule 1964 and for reasons of that, it is illegal, null & void and inoperative. The applicant still continues to hold the charge of the Post Office, though he has been illegally and arbitrarily restrained from performing his duty.

iii) The following ground may be permitted to be added as ground no. (g) after ground no. (1)

"(g)" Because the Director of Postal services has no jurisdiction to review the applicant's appointment and at any rate behind his back and order his termination from Service and appointment of Smt. Ram Mohini Devi by his order Annexure 4 and the consequential order dated 20.7.84 passed by the Supdt. of Post Offices, Sitapur is not in bonafide exercise of the powers vested in the appointing authority under Rule 6 of the EDA (Conduct & Service) Rules 1964 and hence unwarranted in operative, illegal and null & void.

iv) The following alterations and additions be permitted to be made in the prayer :-

(a) The full stop at the end of para(1) of prayer be deleted and the following be added :-

"as also the impugned order of termination dated 20.7.84 as contained in

Annexue 5 besides the order of appointment issued in favour of Smt. Ram Mohini Devi, if any, after summoning its original copy from the respondents".

(b) The following may be added after deleting the full stop at the end of para (ii) of the prayer :-

"and treat the applicant in continuous appointment with all consequential benefits attached to the posts and pay arrears thereof with interest."

4. That the proposed amendments are necessary in the interest of justice and they do not alter the nature of the case.

LUCKNOW

M. Duker
Adv.

3H121enL
Applicant

Dated : 29 .11.90

U. M. Shankar V/s U. O. 9 & others
Annexure 4/5
TA no 1519/87
A/48

इन दि. आनरेबल हाई कोर्ट आफ बुकींग्स एंड रजिस्ट्रार,
लखनऊ, लखनऊ

रिट पिटीशन नं०- 3726 अफ 1984

उमा शंकर —

...., पिटीशनर

अनाम
युनिफा आउटफिटिंग आदि —
अन्यूर नम्बरसी-1

...अवो- पार्टीज

भारतीय डाक कार विभाग

सेवा में,

निदेशक डाक सेवाएं,
लखनऊ, लखनऊ

सेवा में,

श्री आर्यो पीठ कागर,
अधीक डाक कार,

पत्रांक- निदेशक/ अ तिथि/ सी- 54/83 /2, दिनांक लखनऊ 13-7-84

विषय:- शाखा डाक पास दहावा अनपद सीतापुर की नियुक्ति का मामला

सन्दर्भ :- आपका पत्र ए-90/ अ दिनांक 5-6-84

निदेशक डाक सेवा लखनऊ ने उपरोक्त मामले के पूर्व निरीक्षण के पश्चात्, यह पाया कि शाखा डाक्याल दहावा के पद पर जिस व्यक्ति की नियुक्ति की गई है वह मान कक्षा आठ पास है। जब कि अन्य अभ्यर्थी श्रीमती राम मोहिनी देवी का रजि. 10 पास है और योग्य अभ्यर्थी होते हुए भी उसकी नियुक्ति नहीं की गई।

अतः निदेशक महोदय ने आदेश दिये हैं कि श्री उमा शंकर की शाखा डाक्याल दहावा के पद पर की गई नियुक्ति तुरन्त प्रभाव से रद्द की जाती है। अन्य प्राप्ति श्रीमती राम मोहिनी देवी को हाई स्कूल पास है, की नियुक्ति शाखा डाक्याल दहावा के पद पर की जाय।

शाखा डाक्याल दहावा की प्रवर्तनीय नियुक्ति शिक्का प्रमाणित ।
। से 1731 भी आपकी की जा रही है कृपया प्राप्ति रवीन्द्र कर तथा पूरा अवधानी से इस कार्य को भी अवगत करावे।

भवदीय,

साइन्स/-

। दुर्ग अहम ।

निदेशक,
डाक सेवाएं,
लखनऊ, लखनऊ

सत्य- प्रतिनिधि

Alister

mech

M. Guleri

ph

In the C.A.T., Circuit Bench, Lucknow

TA no 1519/87

2/9

Uma Shankar V/s U.O. 9 & others

Annexure 4/5

In the Hon'ble High Court of Judicature at Allahabad,

Lucknow Bench, Lucknow.

COURT AFFIDAVIT

In re

Writ Petition No. 3726 of 1984.

Uma Shankar. Petitioner.

V E R S U S

Union of India and others. ... Opposite-Parties.

A N N E X U R E No. C-2.

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

OFFICE OF THE SUPDT. OF POST OFFICES, SITAPUR DN. 26100

Memo No. A-90/E

Dated at Sitapur the July 20, 1984.

The services of Sri Uma Shanker EDBPM Bahawa
are hereby terminated under rule 6 of PRT BDAs
(Conduct and Services) Rules, 1964 with immediate
effect.

Sd/-
Supdt. of Post Offices,
Sitapur DN. 261001.

Copy to :-

1. Sri Uma Shanker EDBPM Bahawa, Sitapur.
2. The IPOs (C) Sitapur. He will please get the
proper charge transferred to the Mail O/S
immediately.
3. The PA Sitapur.
4. O/O.
- 5-6. Spare.

M. Dubey
True copy

M. Dubey
MD

P/50

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL, CIRCUIT BENCH,
LUCKNOW



M.P. No. of 1990

in re :

T.A. No. 1519 of 1987(T)

(W.P. No. 3726 of 1984)

Uma Shanker

...

...

Applicant

in re :

(T.A. No. 1519 of 1987(T) W.P. No. 3726 of 1989)

Uma Shanker

...

...

Petitioner/
Applicant

versus

Union of India and others

...

...

Opposite Parties/
Respondents

Fixed for 9.3.1992

A F F I D A V I T

I, Uma Shanker, aged about 41 years, son of Shri Sheo Ratan Lal, resident of Village and P.O. Dahawan, District Sitapur, do hereby state on oath as under :-

1. That the deponent is the petitioner/applicant in the above noted case and he is fully conversant with the facts deposed to in this affidavit.
2. That the deponent preferred a writ petition No. ~~3726~~ 3726 of 1984 in the Hon'ble High Court, Lucknow in July 1984, against his dislodging from the post of E.D. B.P.M., Dahawan, District Sitapur in an arbitrary and illegal manner on the purported order passed by the respondent No. 3 vide his letter dated 23.7.84, a true copy of which is annexed as Annexure - 2 to the writ petition. In this order, the respondents did not disclose that the deponent's services were terminated and in his place some other appointment was made.

Filed today
24/2/92



Shankar

3. That the appointment of the deponent was made after observing all due formalities and after calling the names of candidates from Employment Exchange in a regular manner against a vacant post and the same could not be rescinded or altered without a show cause notice to the deponent.
4. That the Hon'ble High Court, Lucknow Bench was pleased to pass an interim order dated 31.7.84 that the deponent would not be relieved from the office of the E.D. B.P.M. Post Office Dahawan, District Sitapur, if he had already ^{not} been relieved and the impugned order dated 23.7.84 (Annexure-2) shall remain suspended.
5. That the opposite parties/respondents did not honour the said order passed by the Hon'ble High Court, a copy of which was served on the respondent No. 3 on 2.8.84. The charge of the post office was not transferred by the deponent nor he was relieved of his post. All these facts were brought to the notice of the High Court by the deponent vide his application filed before the High Court in September 1984.
6. That the counter affidavit to the writ petition was filed by the opposite parties/respondents in September, 1984 and then only the deponent could know that the services of the deponent were terminated by alleged order dated 20.7.84 and one, Smt. Ram Mohini Devi was ordered to be appointed in his place under instructions given by the Director Postal Services, Lucknow, who is not the appointing authority for the post of E.D. B.P.M. The orders passed in the deponent's case were prejudicial, incompetent, malicious, irregular and void.



Dona Shankar

7. That on coming to know that the services of the deponent were terminated by order dated 20.7.84 and one, Smt. Ram Mohini Devi was ordered to be appointed in his place under the instructions of the D.P.S., Lucknow, it became necessary to amend the writ petition by challenging the order terminating the deponent's services and appointment of Smt. Ram Mohini Devi.
8. That the deponent, under advice of the then counsel, sought to move amendment to the writ petition and also preferred to file rejoinder affidavit to the counter affidavit. The amendment application and rejoinder affidavit were prepared and their copies were given to the clerk of Shri U.K. Dhaon, Advocate, the then counsel for the Union of India on 23.11.84. The original copies showing receipt of their copies to the ~~xxx~~ said clerk on 23.11.84 are being filed separately.
9. That the case was transferred to the C.A.T., Allahabad on its creation, after November 1985, and from there it was transferred to Lucknow Circuit Bench.
10. That the case was dismissed for default on 20.3.90 and on application it was resotred on 11.12.90, and then the application for amendment was moved afresh .
11. That the case was taken up on 7.2.91 and while considering impleadment of Smt. Ram Mohini Devi as a party to the case, a question was raised whether Smt. Ram Mohini Devi who had been working as E.D. B.P.M. in place of the deponent from 1984 might be impleaded having regard to the time of limitation for which the deponent's counsel sought time to offer explanation.
12. That the deponent took immediate action for amendment of his petition on coming to know that his services were terminated and one, Smt. Ram Mohini Devi was

Uma Shankar

proposed to be appointed in his place, on receipt of the counter affidavit, in September, 1984, and although the copy of amendment application was served on the Govt. counsel through his clerk, the same could not be filed in the court for want of proper opportunity, as stated earlier.

13. That the carnal point involved in the case^{is} that the deponent's services were wrongly, prejudicially, maliciously and arbitrarily dispensed with against which the deponent has sought for remedy and the appointment of Smt. Ram Mohini Devi is a consequence ~~of~~ to that and therefore, it would be proper and in the interest of justice that Smt. Ram Mohini Devi be also made a party in order to have adequate opportunity to put up her case.

14. That it would be expedient in the interest of justice that the amendments as proposed by the deponent are allowed for proper adjudication of the controversy in issue by this Hon'ble Tribunal, after giving proper opportunity to Smt. Ram Mohini Devi as well.

Lucknow : ^L
Dated : 17.2.92

Uma Shankar
DEPONENT

VERIFICATION

I, the above named deponent, do hereby verify that the contents of paras 1 to 12 are true to my personal knowledge and those of paras 13 and 14 are believed by me to be true.

Signed and verified this 17th day of February, 1992
at Lucknow.

Lucknow : ^L
Dated : 17.2.92

Uma Shankar
DEPONENT

I identify the deponent who is personally known to me and has signed before me.

(M. DUBEY),
Advocate.

11/59

IN THE CENTRAL ADMINISTRATIVE ADMINISTRATIVE
TRIBUNAL ADDL. BENCH ALLAHABAD

CIRCUIT BENCH LUCKNOW.

C. M. Am. No. 215/90(L),
O.A. No. 3726 of 1989.

T. A. No. 1519/87 (T)

Uma Shanker

Applicant.

Vs.

The Union of India and ors.

Opp. Parties.

APPLICATION FOR RESTORATION OF THE APPLICATION

The applicant respectfully begs to submit
as under:-

1. That the abovenoted application was fix
for further orders on 20.3.1990 as no one
had appeared on behalf of the opp. parties
in the previous date before this Hon'ble
bench at Lucknow.
2. That the applicant ^{him}himself was present
when the case was called out for the first
time, he went to call his counsel to the
Hon'ble High Court, in the meantime the case
was called again and was dismissed in default.
3. That the petitioner along with his
counsel reached at ~~xxx~~ 1.30 P.M. in the
Hon'ble Tribunal, then he has come to know
that the case was ^{dis}dismissed in default.
4. That the counsel for the petitioner
was busy in the Hon'ble High Court when the

Noted
for 27/4/90
Filed today
5/4/90

Dr
2/3/91

3/4/90

case was called out and the petitioner went to call him. Both were not absent knowingly. The absence is accidental and is liable to be excused.

5. That the application is liable to be restored at its original number and is liable to be disposed off according to law.

6. That the petitioner and his counsel are begging for excusing them for their absence on 20.3.1990 before this Hon'ble Tribunal.

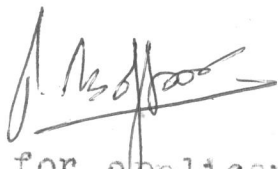
7. That the applicant will suffer a great irreparable loss if the application will not be restored at its original number..

~~XXXXX: 21x2x10x~~

PRAYER.

The applicant prays ~~for~~ that the application in original may kindly be restored at its original number and may be disposed off according to law.

DATED: 21.3.1990.


Counsel for applicant

3m pich

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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
ADDITIONAL BENCH: ALLAHABAD
CIRCUIT BENCH LUCKNOW.

O.A.No.

of 1990.



Uma Shanker.

Applicant.

Vs.

The Union of India and ors.

Opp.Parties.

Affidavit.

I Uma Shankar aged about 40 years son of late Shiv ratan Lal r/o village and post Dahawa, district Sitapur do hereby solemnly affirmed herewith as under:-

1. That the deponent is filing herewith an application for restoration of the application.
2. That the contents of paras 1 to 4 and 6 of the application are true to the knowledge of the deponent.
3. That the contents of paras 5 and 7 of the application are true to the belief of the deponent.

DATED: 21.3.1990

3/21/20
Deponent.

Verification.

I the abovenamed deponent do hereby verify that the contents of paras 1, and 2

3/21/20

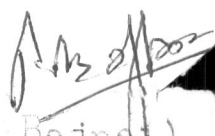
2.

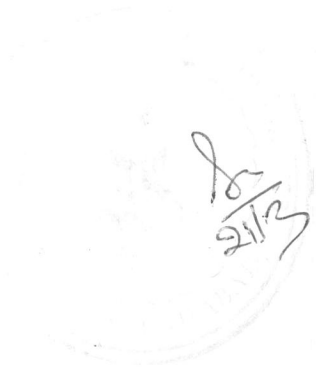
of the affidavit are true to the knowledge and the contents of para 3 are true to the belief of the deponent. No part of it is false and nothing material has been concealed so help me God.

Signed and verified today the 21st day of March 1990 at Lucknow.

उमाशंकर
Deponent.

I identify the deponent who has signed before me.


(P.N. Bajpai)
Advocate


Solemnly affirmed before me on 21.3.1990 at 0.3 A.M. P.M. by Sri Uma Shanker the deponent who is identified by Sri P.N. Bajpai the Advocate High court Lucknow bench Lucknow.

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


21/3/90

62/129/90
21/3/90

IN THE CENTRAL ADMINISTRATIVE ADMINISTRATIVE
TRIBUNAL ADDL. BENCH ALLAHABAD
CIRCUIT BENCH LUCKNOW.

O.A. No. 3726 of 1989.

Uma Shanker Applicant.

Vs.

The Union of India and ors. Opp. Parties.

APPLICATION FOR RESTORATION OF THE APPLICATION

The applicant respectfully begs to submit
as under:-

1. That the abovenoted application was fixed for further orders on 20.3.1990 as no one had appeared on behalf of the opp. parties in the previous date before this Hon'ble bench at Lucknow.
2. That the applicant himself was present when the case was called out for the first time, he went to call his counsel to the Hon'ble High Court, in the meantime the case was called again and was dismissed in default.
3. That the petitioner along with his counsel reached at 1.30 P.M. in the Hon'ble Tribunal, then he has come to know that the case was dismissed in default.
4. That the counsel for the petitioner was busy in the Hon'ble High Court when the

37121 ml

A/9

2.

case was called out and the petitioner went to call him. Both were not absent knowingly. The absence is accidental and is liable to be excused.

5. That the application is liable to be restored at its original number and is liable to be disposed off according to law.

6. That the petitioner and his counsel are begging for excusing them for their absence on 20.3.1990 before this Hon'ble Tribunal.


7. That the applicant will suffer a great irreparable loss if the application will not be restored at its original number..

~~ANXEX: 21XXXXX~~

PRAYER.

The applicant prays for that the application in original may kindly be restored at its original number and may be disposed off according to law.

DATED: 21.3.1990.


Counsel for applicant.

3m 21 ch

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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
ADDITIONAL BENCH: ALLAHABAD
CIRCUIT BENCH LUCKNOW.

O.A.No. of 1990.

Uma Shanker.

Applicant.

Vs.

The Union of India and ors.

Opp.Parties.

Affidavit.

I Uma Shanker aged about 40 years son of late Shiv ratan Lal r/o village and post Dahawa, district Sitapur do hereby solemnly affirmed herewith as under:-

1. That the deponent is filing herewith an application for restoration of the application.
2. That the contents of paras 1 to 4 and 6 of the application are true to the knowledge of the deponent.
3. That the contents of paras 5 and 7 of the application are true to the belief of the deponent.

DATED: 21.3.1990

Swati Ch
Deponent.

Verification.

I the abovenamed deponent do hereby verify that the contents of paras 1, and 2

2.

of the affidavit are true to the knowledge and the contents of para 3 are true to the belief of the deponent. No part of it is false and nothing material has been concealed so help me God.

Signed and verified today the 21st day of March 1990 at Lucknow.

Signature
Deponent.

I identify the deponent who has signed before me.

(P.N. Bajpai)
Advocate.

Solemnly affirmed before me on 21.3.1990 at A.M. P.M. by Sri Uma Shanker the deponent who is identified by Sri P.N. Bajpai the Advocate High court Lucknow bench Lucknow.

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

CAT, Circuit Bench, Machine

[वादी] अपीलान्त

का वकालतनामा



U09 & others

प्रतिवादी (रेस्पान्डेन्ट)

पेशी की ता० 12, 14, 16, 90 ई०

B. Solomon, BSW, MEd

Richard and M. Duley, Adm. 4th Lane, बक
Nawanga Ganeshgar, Lucknow

को अपना वकील नियुक्त करके प्रतिज्ञा (इकरार) करता हूँ
देता हूँ कि इस मुकद्दमा में वकील महोदय स्वयं अथवा
द्वारा जो कुछ पैरवी व जबाबदेही व प्रश्नोत्तर करें या कोई क
करें या लौटावें या हमारी ओर से डिगरी जारी करावें और रुपया
करें या सुलहनामा व इकबाल दावा तथा अपील निगरानी हमारी
से हमारे या अपने हस्ताक्षर से दाखिल करें और तसदीक करें या मुकद्दमा
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 की गई वह
सब कार्यवाही हमको सर्वथा स्वीकार है और होगी मैं यह भी स्वीकार
करता हूँ कि हर पेशी पर स्वयं या किसी अपने पैरोकार को भेजता रहूँगा
छपर मुकद्दमा अदम पैरवी में एक तरफ 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 ३५१२१७२

साक्षी (गवाह)

साक्षी (गवाह)

दिनांक

महीना

सन १९०६

CENTRAL ADMINISTRATIVE TRIBUNAL
CIRCUIT BENCH LUCKNOW

X/2
T.A. NO.1519 of 1987 (T)
(W.P. NO. 3726 of 1984)

Uma Shanker

.....

Applicant.

Versus

Union of India & (P&T)

.....

Respondents.

20.03.1990.

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

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

The petitioner has not appeared despite of the notice served to him. It appears that the applicant has lost interest in pursuing the matter. Therefore, the writ petition is dismissed without any order as to costs.

Sd/-
A.M.

Sd/-
A.M.

// True Copy //

Ms/

[Signature]
Deputy Registrar
Central Administrative Tribunal
Lucknow Bench,
Lucknow

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL, ALLAHABAD
CIRCUIT BENCH, LUCKNOW

Gandhi Bhawan, Opp. Residency
Lucknow -

No. CAT/LKO/Jud/CB/

2390/2391

Dated the

12/12/89

T.A.No. of

1519

19 89

Uma Shanker

APPLICANT'S

Versus

Union of India

RESPONDENT'S

To

Shri S.P. Shukla Adv
High Court Lucknow

Whereas the marginally noted cases has been transferred by
Under the provision of the Administrative
Tribunal Act 13 of 1985 and registered in this Tribunal as above.

Writ Petition No.

of 198

of the Court of

arising out

of Order dated

passed by

The Tribunal has fixed date of

198 . The hearing

of the matter.

If no appearance is made

on your behalf by your same

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/

Shri D. S. Reindhawa

DEPUTY REGISTRAR

High Court Lucknow

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

T.No. 1519 of 1987

No. CAT/Alld/Jud 40494- dated the 20/9

40576

Uma Shankar

APPLICANT(S)

VERSUS

Union of India & others

RESPONDENT(S)

TO

1. Shri S.P. Shukla, Advocate, Lucknow High Court, Lucknow.
2. " D.S. Randhava, Advocate, Lucknow High Court, Lucknow.

Whereas the marginally noted cases has been transferred by
Lucknow High Court

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

Writ Petition No. 3726
of 1984
of the Lucknow High Court, Lucknow

The Tribunal has fixed date of
5.11.89 1989. The
hearing of the matter at Gandhi
Shawan, Opp. Residency, Lucknow.

If no appearance is made on your
behalf by your name 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