

CENTRAL ADMINISTRATIVE TRIBUNAL
LUCKNOW BENCH, LUCKNOW

INDEX SHEET

CAUSE TITLE ~~TA No. 814/87~~ ~~W. R. No. 20/10/87~~ OF

NAME OF THE PARTIES Ram Dargesh Pandey Applicant

Versus

GOI, Encl. Respondent

Part A.

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3	Order sheet in order dt 25-4-91	A4 to
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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)

Full file received from record room with Encl.

Checked on Dated 8-9-11 Borla

Counter Signed.....

Rajendra Singh
Section Officer in charge

[Signature]
Signature of the
Dealing Assistant

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

INDEX SHEETCAUSE TITLE T.A. NO. 814 of 1987NAME OF THE PARTIES Ramdas Pandey

Applicant.

Versus

Union of India & RespondentPart A, B & C

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CENTRAL ADMINISTRATIVE TRIBUNAL
CIRCUIT BENCH : LUCKNOW.

TA-014-07-12

W.P No. 2010 of 1981.

Ramdarash Pandey

....

Applicant.

Versus.

Union of India Others. ..

Respondents.

Date : 25.4.1991.

Hon'ble Mr. D.K.Agrawala, J.M.

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



Petitioner is absent despite notice. Sri C.B. Pandey and Sri Amit Singh brief holders of counsel for the respondents are present. The petition is dismissed for want of prosecution without any order as to costs.

A.M.

J.M.

Sd/-

Sd/-

// True Copy //

AKOP

Section Officer

Central Administrative Tribunal
Circuit Bench
LUCKNOW

m.p.

Checked by

Serial number of order and date	Brief Order, Mentioning Reference if necessary	How complied with and date of compliance
---------------------------------	--	--

2-11-~

No sitting Adj to 5-2-90

This case has been recd. on transfe. Notice were issued to counsels by the office at And. None is present for the parties. Let notice be issued again to the parties as directed by Hon'ble Sr. D.R. Agarwal J.M.

or
notice issued
11/10/85

8-2-8

No sitting Adj to 27-3-90

L
10/11

7-3-90

No sitting Adj to 10-8-90
Applicant is present

L
27/5

10-8-90

No sitting Adj to 31/10/90

R/S

31-10-90

Due to Holiday case is Adjourned to 13-12-90

OR

12-9-0

From Mr/K. Math VC
via Mr. T. B. Jyoti, AM

OR

Counsel - 10/10/90

Laure San exchanged
L. P. for final hearing
on 10-1-91

In this case
Case is admitted
CA/RA filed
Notice were
issued on 14-12-90
Notice of OP
OP No 7 has been
relax case with
postal remarks
still tel. court
No answer
recd. case has

Di

R/S

OR

been relax case
on behalf of
other parties
S.P.S

Dinosh

10-1-91

No sitting Adj to 14-3-91

OR

L
10/11

CIVIL
SIDE
CRIMINAL

GENERAL INDEX

(Chapter XLI, Rules 2, 9 and 15)

Nature and number of case W.P. 2010-81

Name of parties..... Ram Das? Pandey, vs. Union of India

Date of institution 27.11.81 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-	W.P. with affidavit and document	39	-	102-00			
	2.	Power	2	-	10-00			
	3	Comm. 1537 (w) OB 82 with CA	18	-	7-00			
	4.	Comm. - 82 with R.A.	12	-	7-00			
	5.	Comm. 9925 (w) OB 83	16	-	7-00			
	6.	Power	1	-	5-00			
	7.	Order Sheet	3	-	-			
	8.	Back Copy	1	-	-			

I have this day of 197, 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.

Date.....

Munsarim.

Clerk.

Group 15(a) 3280

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

20/0
Petition No. of 1981.

Ram darash Pandey ... Petitioner

vs

Union of India and others ... Respondents

I N D E X

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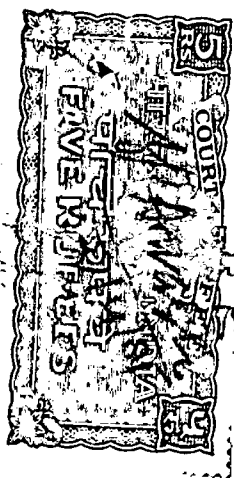
Lucknow dated : 20.4.81

S. K. Awasthi
Advocate

High Court
Lucknow Bench, Lucknow.



In The High Court of Judicature At Allahabad Lucknow bench
 Writ Petition No. 206 of 1981
 Lucknow



Ram Dahal Pandey ———— Petitioner
 VERSUS

Union of India and others ———— Respondents

Recd by Mr. 46 —
 Recd by Mr. 5 —
 45 —

27/4/81

Lucknow dated —
 27/4/81

S. K. Awasthi
 Advocate



In The Hon'ble High Court of Judicature At Allahabad
Lucknow Bench Lucknow

Recd. 27/4/81
27/4/81

Civil Petition No. 2010 of 1981

Ram Dasash Pandey ———— Petitioner
VERSUS
Union of India and others ———— Respondent

Lucknow dated
27/4/81

Advocate
Adv



In The Honble High Court of Judicature At Allahabad
Lucknow bench Lucknow

Recd. Imp. Rs. 15/-
27/4/81

Writ Petition No. 2010
of 1981

Ram Dasash Pandey — — — Petitioner
VERSUS
Union of India and others — — Respondents

Lucknow dated
27/4/1981

Sd/-
Rel

(1) Group 15(a) 3280/81 A/b

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

Writ Petition no. of 1981
Distt. Faizabad.

Notice served on 1/5 to 5
to B.L. Shukla Advocate
and received by him on
Back Page - 1/5/81
26/4/81

Ram Daresh Pandey S/o Sri Ram Anjore Pandey permanent
Resident of village - Santawa Post office - Santawa Pargana
- Bihar Tahsil - Tonda Distt. Faizabad..... Petitioner

Versus

1. Union of India through its secretary of P and T
department.

2. Superintendent of Post Offices Faizabad Division,
Faizabad.

3. Dak Adhikashak Faizabad Prakhanda Faizabad.

4. Director Postal services Lucknow Region, Lucknow.

5. Post Master general U.P. Circle, Lucknow.

6. Distt. Magistrate Faizabad.

7. Tahsildar Tahsil Tonda Distt. Faizabad.

8. Lakhpal Kamta prasad tripathi Tahsil Tonda Distt.
Faizabad.

9. Smt. Malti Devi W/o Sri Krishna Mani Tripathi
(Post Master) resident of village sanrawan Distt.
Faizabad.... .. Respondents

Writ Petition under Article 226 of the Constitution of
India.

To,

The Hon'ble Chief Justice and his companion
Judges of this Hon'ble court.

The Petitioner submit as under : -

1. That the petitioner was duty appointed as Extra.
Departmental Branch Post Master under the village gram
sabha- sarwan Pargana - Birahar Tahsil Tonda Distt. Faiz
bad., by the competent authorities viz. S.P.O.S. Faizabad

by the order dated 28.8.79 such appointment letter had been granted by the Karyalaya Dak Adhikashak Faizabad Prokhand Faizabad under the Indian Posts and Telegraph department. True copy of the appointment letter of the Petitioner is ANNEXED herewith as ANNEXURE NO.1 to this writ p etition.

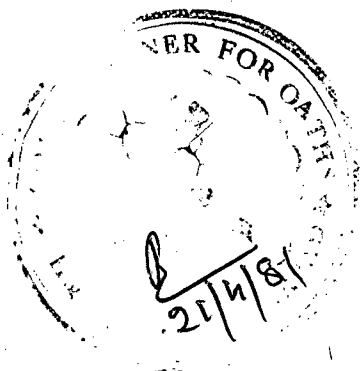
2. That the petitioner has his qualification B.A. and his date of Birth is 15.5.1952 thus the petitioner was a young man of 26 years at the time of his appointment. There fore he is at the stage when he will be arrange for central or State Services as per normal rules for recruitment, having found the petitioner full filling all the requirements for the post in force at that time and *That the salary was fixed Rs 200/- Per month to the Petitioner.*

3. That the petitioner is duly secured as E.D.B.P.M. and his security bond current for the year 1980 on the record of the Department. Then the petitioner over charge as E.D.B.P.M. on 11.8.79 compliance of the specific orders of the appointing authority and worked as E.D.B.P.M. 'Sarawan (Village)' to the fullest and desired satisfaction of the appointing authority till receipt of the orders appelled against with carry no reason of Termination of services of the appellant.

4. That the service record of the appointment of the petitioner as E.D.B.P.M. Sarawan is still available in the custody of the S.P.Os. Faizabad the appointing in authority Ex.Facie shows that the petitioner as per remarks of the recommending authority viz. I.P.Os. (East) Akbarpur based on phisical Testimony and that of appointing authority viz. S.P.Os. Faizabad based on facts is a permanent resident of village sarwan Distt. Faizabad.

5. That the petitioner has come to know that Smt. Malti Devi W/o Shri Krishna Mani Tripathi Respondent No. 9 to this writ petition has motivated affairs against the petitioner with the back ground that Krishna Mani Tripathi was formerly E.D.B.P.M. sarwan and on forly E.D.B.P.M. sarawan and on living promoted as V.P.M. village Baskar. Sri Krishna Mani Tripathi Managed Smt. Malti Devi to lookafter as E.D.B.P.M. Sarwan on his responsibility till irregular appointment to the post Respondent No.9 could not be delected a E.D.B.P.M. as the petitioner was the most suitable condidate for the job and hence Respondent No.9 continued to work against the petitioner to see the petitioner ousted from service any how. It has been learnt that Respondent No.9 and her relations has submitted a connected certificate from Lekhpal Respondent No.8 that the Name of the petitioner is not a permanent resident of village Sarawan when it is falsely implicated by the Lekhpal of such village in his report of the Revenue authorities. When at cost injuary had been made by the Tahsildar respondent no. 7 and Disst. Magistrate Respondent No. 6 for the permanent residing perposes of the petitioner and the certificate have been granted by both of the Revenue authorities that the petitioner is a permanent Resident of village Sarwan Distt. Faizabad but as such evidence has already been ignored by the authorities of Post and Telegraphs department.

6. That the petitioner hereby terminated from his services with the immediate effect under rule 6 of the E.D.A's conduct and service (Rules) 1964 with out any show cause notice had been given by the Respondent No. 2 to the petitioner. A true copy of the order dated 12.8.1980 is annexed herewith as ANNEXURE No.2 to this writ petition.

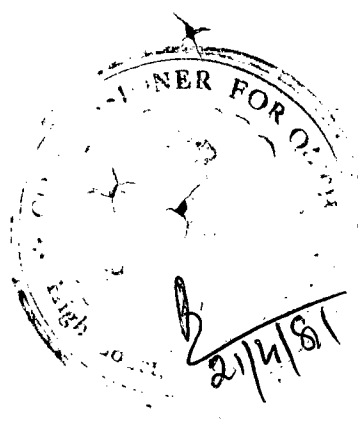


7. That the petitioner aggrieved by the Termination order dated 12/8/1980 as ANNEXURE no. 2. An appeal has been filed by the petitioner before the Director postal services Lucknow Region Lucknow against the order of termination from service continued in S.P.Os. Faizabad Memo No. P.F.A. 672 dated 12.8.80. A true copy of the such Memo of Appeal is annexed herewith as ANNEXURE NO.3 to this writ petition.

8. That aforesaid appeal had filed by the petitioner dated 29.8.1980 has been rejected by the Director postal Services Lucknow region Lucknow that the petitioner is not the resident of village Sarawan so the services of the petitioner's appointment as he in the nature of the contract liable to be terminated by him or under signed by notifying order in writing that the services of the petitioner is also governed by the Post and Telegraph Extra Departmental agent (conduct and service) Rules 1964 as amended from time to time.

9. That the petitioner had filed on Election Cord in his appeal to show that he is permanent resident of the village - Sarawan Distt. Faizabad but the such documentary evidence has been already ignored by the authorities of Post and Telegraphs department when it has been describes by the Election Officer Distt. Faizabad that the petitioner is a permanent resident of this village Sarawan Distt. Faizabad. A true photostat copy of the such election cord is annexed herewith as ANNEXURE NO.4 to this writ petition.

10. That the petitioner had filed an AKARPATRA 45 under consolidation teneure holding with his departmental



Signature

appeal that under the Khatani serial No. 355 his tenure holding (Property is already ~~but~~ situated in such village Sarawan Distt. Faizabad but this fact of evidence has been also ignored by the authorities of the Post and Telegraphs department. A true Photostat copy of the such Tenure holding AKAR PATRA - 45 is annexed herewith as Annexure No.5 to this writ petition.

11. That the petitioner had filed on Election Roll Under such appeal which had been filed by the petitioner before the authorities of the Post and Telegraphs department that under the documentary evidence, that the aforesaid election Roll has been describes that the petitioner is permanent resident of village Sarawan Distt. Faizabad. Under election Roll No. 132... under serial No. 353... but as such documentary evidence has been ignored by the authorities of Post and Telegraphs department. A true copy of the such Election Roll is annexed herewith as ANNEXURE No. 6 to this writ petition.

12. That the petitioner had filed with departmental a certificate granted by the Distt. Magistrate Faizabad with their full inquiry under this certificate it has been described by the Distt. Magistrate Faizabad ~~with their~~ that the petitioner is a permanent resident of the village Sarawan Distt. Faizabad. A true copy of the certificate by the Distt. Magistrate Faizabad dated 6.1.10.1980 is annexed herewith as ANNEXURE NO.7 to this writ petition.

13. That the petitioner had filed with departmental a certificate granted by the Tahsildar Tonda Distt. Faizabad with his full inquiry under this certificate.

it has been describes by the Tahsildar Tonda Distt. Faizabad that the petitioner is a permanent resident of village Sarawan Distt. Faizabad. A true copy of the said certificate is annexed. here with as Annexure N. 8 to this writ Petition.

14. That the order dated 6.3.1981 by the DAK ADHISHAK Distt. Faizabad has served on the petitioner that the appeal filed by the petitioner has been rejected by the director of Postal services and the order of termination has proved by the Director of Postal Service. A true copy of the order dated 6.3.81 by the DAK ADHISHAK is annexed herewith as ANNEXURE NO.9 to this writ petition.

15. That in this circumstances the petitioner has no any kind of departmental remedy against the order of termination which is obeyond, against the provision of service rules and regulations and is against among other.

G R O U N D S

1. Because the order of termination based on ANNEXURE NO.2 and ANNEXURE NO.9 are unlawfull and against the provisions of Post and Telegraphs service Rule and regulations.

2. Because no any kind of show cause notice has been served on the petitioner by the authorities of Post and Telegraphs department and the services of the petitioner has been terminated unlawful by the authorities of Post and Telegraphs department.

4. Because when the complete documentary evidence was present in the face of the records of the case as



Signature

as Annexure No. 7 and 8 certificates granted by the Distt. Magistrate and Tahsil dar Tonda Distt. Faizabad that the petitioner is a permanent resident of the village Sarawan Distt. Faizabad but such kind of documentary evidence has been ignored by the departmental authorities.

5. Because when the service of the petitioner was based on a contract under Post and Telegraph Extra departmental against (conduct and service) Rule 1964 but without any proper cause or without any sufficient ground that contract has already been breached by the authorities of Post and Telegraphs department.

6. Because ignoring all of the facts and documentary evidence the order of termination has been passed by the authorities without serving the show cause notice. The order of the termination is unlawful under the eyes of the law and it is a apparent errors on the face of the record.

P R A Y E R

It is therefore, most respectfully prayed that this Hon'ble Court may graciously be pleased :-

- (a) to issue writ, order or direction in the nature of ^{✓ Certiorari for ✓} ~~annulment~~ [✓] quashing the order dated 12.8.80 and 6.3.81 under the Annexure No.2 and Annexure No.9.
- (b) any other writ or direction be passed to with the petitioner is found intitled and kindly be reinstituted in place of the respondent no.9.
- (c) And cost of that this writ petition be awarded to the petitioner.

Lucknow Dated : 22.4.81

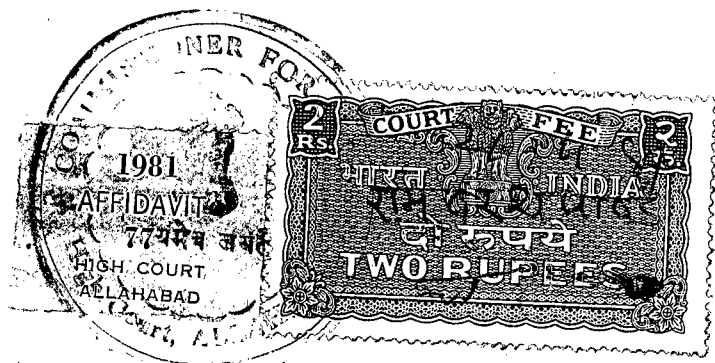
S.K. Awasthi
Advocate
Counsel for the petitioner
S.K. Awasthi Advocate.

A
13
AS

(8)

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

C.M.A.N..... of 1981



Ram Darash Pandey Petitioner

Versus

Union of India and others ... Respondent

A F F I D A V I T

I, Ram Darash Pandey S/o Sri Ram Anjore Pandey
aged about 27 years permanent resident of village -
Sarawan Pargana Birhar Tahsil - Tonda Distt. Faizabad
do hereby solemnly affirm on oath as under : -

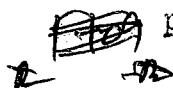
1. That the deponent is the permanent resident of
the village -Sarawan Tahsil -Tonda Distt. Faizabad and
fully conversant all facts of the case.

2. That the according to deponent paras 1 to 14 are
true to deponent's own knowledge and care and para 15 is
based on the legal facts depend on his counsel.

Lucknow : Dated : 21.4.81


Deponent

I, the above named deponent do hereby verify
that the contents of paras 1 and 2 are true to my own
knowledge because these paras are based on Annexures ^{2/409 e} No.
part of it is false and nothing material, has been



14 A
16
.9.

~~Cancelled.~~ *concealed*

Lucknow : Dated : 21.4.1981

Deponent

Verification

Tin 3/4/81

I identify that the deponent, who has signed before me.

S.K. Awasthi
Advocate

(S.K. Awasthi Advocate.)



Solemnly affirmed before me on 21-4-81

At... 9.30... AM/PM by *Ram Dasash Pandey*

the deponent who has been identified by

Sri S.K. Awasthi advocate High court. I

Have satisfied myself by examining the

deponent above named that he has under

stood the contents of this affidavit which

have been read over and explained to him by

me.

B. J. Pandey

OATH COMMISSIONER
High Court, Lucknow Bench
No. 198/77
Dated 21-4-81

(10)

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

Writ Petition No. of 1981

Ram Dar as Pandey Petitioner.

Versus

Union of India & Others ... Respondents.

Annexure No. (2)

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

KARYALAYA DAK ADHIKASHAK FAIZABAD PRAKHAND
FAIZABAD

Memo No. PFA-672

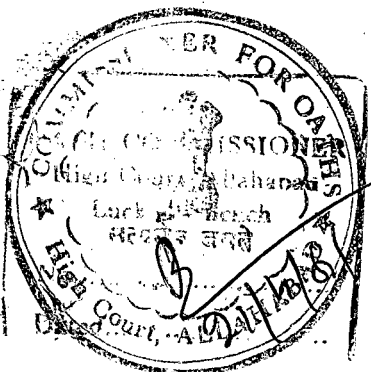
28.8.79

Dated at Faizabad 224001 the *[Signature]*

[Signature] Sri Ram Daras Pandey Son of Ram Ajorey
Pandey R/o Vill. Sarwan Post Sarwan Distt.

Faizabad do hereby provisionally appointed as EDEPM
Sarwan Faizabad Subject to Police verification &
income from the Revenue authorities He shall be paid
such allowance as admissible from time to time.

Sri Ram Daras Pandey EDBPM Sarwan should
clearly understand that his appointment as be in the
nature of a contract liable to be terminated by him
or the undersigned by notifying order in writing



[Signature]

(12)

2. The sub Postmaster Ram nagar (Faizabad)

3. The isnpctor of Post offices Akbarpur (East)
sub Division Faizabad He will plaese arrange to
handover the charge to t henewly appointed E.D.BPM
provided he does not hold any elective opost and not a
Court convict after obse ving all necessary formalities
and obtaining security andwill direct the Linw overseer
to Smart necesssary training in B.O.work to him.He will
also obtain the character certificates attasted by
Gazetted Officers.Health Certificates from a Medical
Officer not below the rank of Asstt.Surgeon and
discriptive particulars declaration and forwardedthe
same to this office before giving him the charge.

4. Sri Ram Daras Pandey Son Sri Ram Ajore Pandey R/o
Village Sarwan P.O.Sarwan Distt.Faizabad.

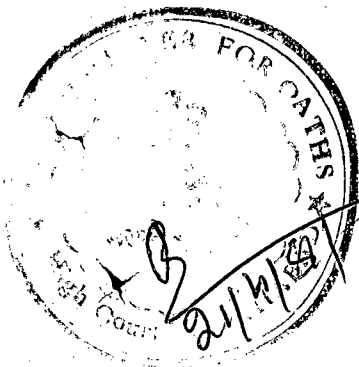
5. The E.D.Branch Postmaster Sarwan Faizabad.

6. The Linw overseer Ram Nagar Faizabad

7. O.C

True Copy.

[Signature]



-11-

and that he shall also be governed by the posts and
Telegraphs Extra Departmental agents (Conduct & Service)
Rules 1964 as amended from time to time.

3. Sri Ram Daras Pandey will furnish the necessary security and shall be personally responsible for the safety of Govt. Cash and valuable and other properties pertaining to Govt. He shall also arrange to locate the Post Office in a suitable building at his own cost in the village Sarwan itself and shall not cast in the village Sarwan itself and shall in no case shift the P.O. to any other village except village Sarwan for which the P.O. is sanctioned.

4. Sri Ram Daras Pandey should be clearly understand that he will have to retain his existing properties till he is in service. In case he sells or transfers his properties to any one reducing his monthly income from other sources below 50/- his service will be terminated.

5. ~~xxx~~ If these conditions are acceptable to him he should communicate his acceptance in the proforma reproduced below.

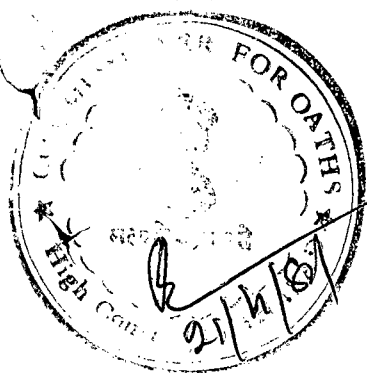
6. Sri Should note that his services will be terminated if the previous incumbent is reinstated.

Charge reports should be submitted to all concerned.

Adhikashak Dakghar
Faizabad Prakhanda

Copy issued for information and necessary action:

- 1) The postmaster Akhbarpur and Faizabad



Signature

(13)

IN THE HON'BLE HIGH COURT OF JUDICATURE AT ALLAHABAD

LUCKNOW BENCH LUCKNOW.

WRIT PETITION NO. OF *(*

Ram Daras Pandey

...Petitioner

Versus

Union of India

...Respondent.

Annexure No. (2)

INDIAN POSTS & TELEGRAPHS DEPARTMENT

OFFICE OF THE SUPDT. OF POST OFFICES
FAIZABAD DIVN. FAIZABAD.

MEMO NO. PFA-672

Dated at Faizabad
the 12.8.1980

Services of Sri Ram Daras Pandey E.I.B.P. Sarwan (Faizabad) are hereby terminated with immediate effect under Rule 6 of E.D.A's conduct and services Rules) 1964.

Charge report should be prepared and submitted to all concerned.

Copy issued for information and Supdt. of Post Office
Faizabad Divn.

N/a To:-

...2

18
A/21

(H4-)

1. The P.M. Akbarpur.

2. The S.P.M. Ram Nagar (Faizabad)

3. The Official Concerned.

4. The I.P.O.S(E) Akbarpur Copy meant for the official

is enclosed h/w for service on him under receipt

Line O/s should be given charge of the E.D.B.P.M.

5-6) O/c & Spare.

True Copy

Signature



20
4/2

(15)

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

Writ Petition No. of 1981

Ram Paras Pandey petitioner.

Versus

Union India & Others Respondents.

Annexure No. (3)

To
The Director Postal Services
Lucknow Region
Lucknow 226001

Appeal against the order of termination from services
contained in Spos Faizabad Memo No.PFA 672 dated
12.8.80

Sir,

Respectrully the appellant begs to state as fo lows
as an appeal against the orders cited above:-

1. The appellant was duty appointed as 'E.D.B.PM' arwar
(Faizabad by the then competetn appointing authority
viz Spos.Faizabad under his specific orders in Aug.1979
having found the appellant fulfilling all requirements
for the post in force at that time.

2. Appellant is B.A. and his date of birth is
15.5.1952 & thus the appellant is a young man of more
than 27 years and therefore he is at a stage when he

wi



21
A
23
(16)

than 27 years and therefore he is at a stage when he will be eligible for central and state services as per normal rules for recruitment.

3. The appellant is duly secured as *E.D.BP.M and his security bound current for the year 1980 is on the records of the deptt.

4. The appellant took over charge as "EdBPM" on 11.2.79 in compliance of the specific orders of the appointing authority referred to in para 1 above and worked as EDBPM Sarawan to the fullest and desired satisfaction of the appointing authority till receipt of the orders appealed against which carry no reason of termination of service of the appellant.

5. The record of the appointment of the appellant as EDBPM Sarawan is still available in the custody of the SPOs Faizabad the appointing authority Ex-facie shows that the appellant as per remarks of the recommending authority viz IPOs (East) Akbarpur based on physical testimony and that of appointing authority viz SPOs Faizabad based on facts is a permanent resident of village Sarwan (Faizabad)

6. The appellant has come to know that Smt. Malti Devi S/o Sri Krishna Mani Tripathi has motivated affairs against the appellant with the back ground that Sri Krishan Mani Tripathi was formerly EDBPM Sarawan and on
bei



10/3/21/81

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Forely EDBPM Sarawan and on being promoted as V.P.M Baskhari Sri Tripathi Managed Smt. Malti Devi to look after as EDBPM Sarwan on his responsibility till regular appointment to the post Smt. Malti Devi could not be delected as EDBPM as the appellant was the most suitable candidate for the job and hence Smt. Malti Devi continued to work against the appellant to see the appellant ousted from service anyhow. It has been learnt that S.T. Malti Degi and her relations has submitted a concocted certificate from Lekhpal. (In the name of the Revenue authority that the appellant is not a permanent r/o village Sarwan in this connection the appellant states as follows:

7. The appellant is a permanent resident of village Sarawan & the appellant lives in house no. 76 while the opp. party i.e. Smt. Malti Devi and her relation live in house no. 39 vide voters list page no. 4 the tehsildar Tanda vide enclosed certificate dated 21.6.80 has also certified that the appellant is the resident of Village Sarwan The village Sarwan. It may kindly be seen that when all the maintained records established that the appellant is a r/o village sarawan is not understood as to why a wrong picture of the case has been drawn & a young man has been robbed off not only of his present job but all future prospects for no valid and sufficient cause and appellant precious period of one year service has gone fully wasted blemishing whole of the long future



Prakash

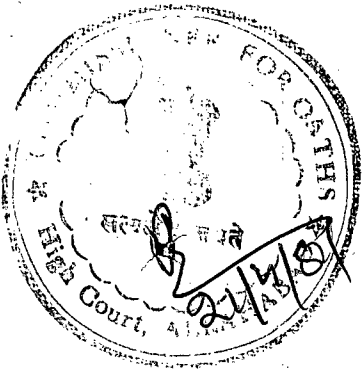
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of the appellant.

8. It has further been gathered that the appointing authority has been direct to terminate the services of the appellant and that the action U/R 6 of the EDA a conduct & service Rules 1964 taken by the appointing authority is not on his own accord which is against the rules and against the norms of justice specially in view of the fact that the appellant had been the Depatt. to the best satisfaction of the Depatt.

ay kindly see D.G.P. & T Delhi No. 151-4/77 diso. II dated 18/23-5-77 which is an amendment to "EDA" conduct and service Rule 1964 and which provided full opportunity to & E.D. employee to defend his case during the course of enquiry to the portern of Rule 14 treating him as Govt. Servant Althourg the appellant has not completed three years of service yet in face of clear record of service of the appellant the action U/R 6 of EDAS conduct and service Rule 1964 is nothing but taking recourse of shout circuiting to dispese with his services.

It is fact that the post of EdBPM is still in existence and in view of it record s to Rule 6 bid can only be taken in case the service of the EDBPM is less than 3 years the post is abolished and that above all the



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Services of 'EDBPM are unsatisfactory.

Prayer

In view of what has been stated above it is prayed that the appellant may kindly be reinstated in service. Your Honour's Kind attention is also invited to G.I.C.S. (Deptt. of personnel) OM. No 39 42/70 ESTs(A) dated 15.5.71 for taking timely decision.

Thanking you Sir.

Yours Faithfully

(Ram Daras Pandey)

EX .B.P.M.
Village & P.O. Sarwan
Distt. Faizabad U.P.

Dated at Lucknow.

29.8.1980

Copy to

1. The Dupdt. Post Office Faizabad
2. The post Master General U.P. Lucknow 228001
3. Hon'ble Sri C.M. Stephen Minister for Communication Govt. of India New Delhi. 110001.

True copy

Ram Daras Pandey



In The Hon'ble High Court⁽¹⁹⁾ of Judicature At Allahabad
Lucknow Bench Lucknow

Writ Petition No. of 1981

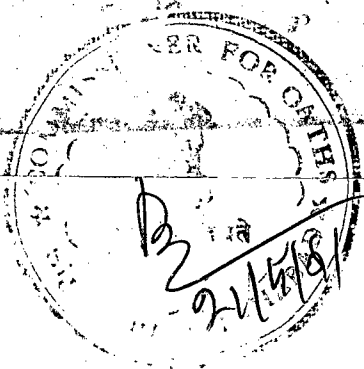
Ram Darash Pandey - - - - - Petitioner

VERSUS

Union of India and others - - - - - Respondents

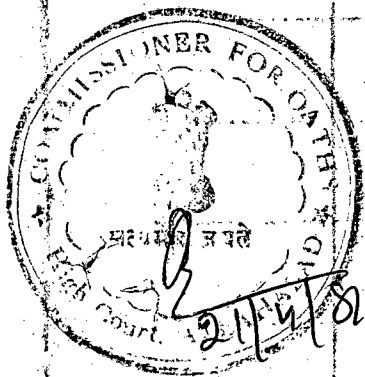
ANNEXURE N. 4

निर्वाचक कार्ड			
संख्या	पिता/माता/पति का नाम	उम्मीद	१ जनवरी १९७२ को आयु
१	शम शर्मा	प	४४
२	श्री राम	प	४२
३	शम शर्मा	प	४१
४	श्री राम	प	३९
५	शम शर्मा	प	३८
६	शम शर्मा	प	३७



(नियम ६७)

जोत चक्रवर्ती आधिनियम की धारा 210 के अधीन विवाद की गई स्वतन्त्री
गांव महाराजपुरा परगना बिहल तहसील रायपुर जिला महाराष्ट्र

[illegible]

इन दि आनरेबुल हाई कोर्ट आफ जूडिकेयर रेट इलाहाबाद,
लखनऊ बेंच, लखनऊ ।

रिट पिटीशन नम्बर आफ १६८१

राम परस पाण्डेय

पिटीशनर

बनाम

यूनियन आफ इण्डिया रैण्ड

अदर्स

अपोजिट पार्टीज

एनेक्चर नम्बर-6

१३२ जहाँगीर गंज विधान सभा निर्वाचन क्षेत्र की निर्वाचक
नामसूची १६७५ भाग सं० ६८ जिला फ़ैजाबाद त० टाण्डा
प० बिड़हर ले० क्षेत्र हिसामुद्दीनपुर पिपरा वि० क्षेत्र राम
नगर ग्राम सभा व ग्राम - पुरावा

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६	२	चन्द्र बली-राम लाल	प	५६
७		सुखु-चन्द्र बली	प	४१
८		मुल्हा-चन्द्र बली	स	६१
९		श्याम डुलारी-सुखु	स	३६
१०-		धरमराज - चन्द्र बली	प	३७
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१४	४	रसम प्रसाद-जगरनाथ	प	४६

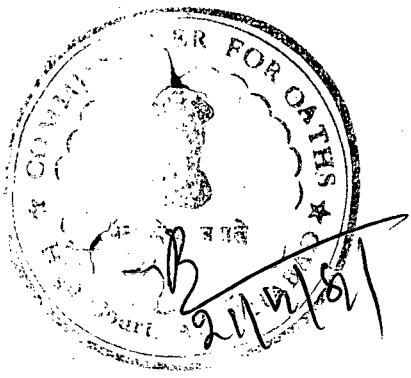


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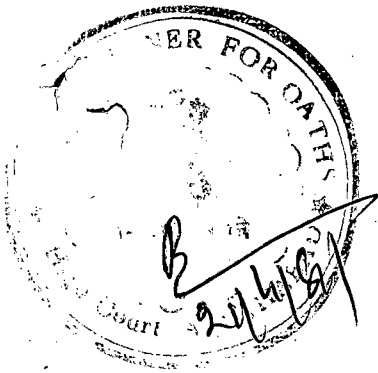
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१८४		नगई-घनजू	प	६६
१८५	४३	मुन्नू-फकड़ी	प	८०
१८६		खेलावन-मुन्नू	प	५०
१८७		कलपू-मुन्नू	प	४८
१८८		पलवू-मुन्नू	प	४७
१८९		लखराजी-कलपू	स	४८
१९०	४३ अ	सन्त राम-पलटू	प	३०
१९१		फरीदा-सन्त राम	स	२६
१९२	४४	सत्य नरायन-राम देव	प	३६
१९३		यसोदा(चन्द्रमुखी)सत्य नरायन	स	३५
१९४	४५	राम प्रताप-सूर्यबली	प	६०
१९५		नौरंगी-राम प्रताप	स	५८
१९६		राम चन्दर-राम प्रताप	प	२६
१९७		कलाक्ती-राम चन्द्र	स	२७
१९८		राधेश्याम-राम प्रताप	प	२१
१९९		अवधेश-राम प्रताप	प	२१

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२००	४६	रामपति-राम नेवास	प	४८
२०१	४६	राम सुन्दर-राम नेवास	स	३३
२०२		इन्द्र केई-राम नेवास	स	६०
२०३		राम नोहर-राम नेवास	प	३०
२०४		सुरस्ती-रामपति	स	४०
२०५	४७	राम वचन-राम कुमार	प	५३
२०६		राममिलन-राम कुमार	प	४४
२०७		रामचरित्र-राम कुमार	प	४४
२०८		राम सम्हारे-राम कुमार	प	३८
२०९		राम दुलार-राम कुमार	प	३४
२१०		बोहाड़ी-राम मिलन	स	४६
२११		गिरजाक्ती-राम चरित्र	स	३२
२१२		राज कुमारी-राम सुम्हारे	स	३०
२१३-	४८	राम दास-राम पति	प	४८
२१४		राम सेवक-राम दास	प	२५
२१५		सारोस्ती-राम सेवक	स	३३
२१६	४९	शिव नरायन-भगवान	प	७३
२१७		कृष्ण कुमारी-शिव नरायन	प	५४
२१८		ओम्कार-शिव नरायन	प	२८
२१९		लीलावती-ओम्कार	स	२७
२२०		नरेन्द्र नाथशिवनरायन	प	२३
२२१		गायत्री-नरेन्द्र नाथ	स	२३
२२२	४९ अ	सुरेन्द्र नाथ-हरी प्रसाद	प	४९
२२३		देवेन्द्र नाथ-हरी प्रसाद	प	४०
२२४		चन्द्रकली-हरी प्रसाद	स	७३
२२५		कमलावती-सुरेन्द्र नाथ	स	३४
२२६		लीलावती-देवेन्द्र नाट	स	२८
२२७		दिनेश कुमार-सुरेन्द्र नाट	प	२४
२२८		बिन्दुमती-दिनेश कुमार	स	२३
२२९	४९ ब	नक्षत्र-जगत नरायन	प	४८

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२३२		मास्कर-नकळेद	प	२३
२३३		सुदामा देवी-मास्कर	स	२३
२३४	५०	राम पियारे-दीन दयाल	प	४४
२३५		कल्या-दीन दयाल	स	६८
२३६		राम किशोर-दीन दयाल	प	२६
२३७		काननबाला-राम किशोर	स	२६
२३८	५१	मुहम्मदरफीक-मुमताज	प	४८
२३९	५२	अणादी-बरक्त	प	८८
२४०		सबरिन बीबी-अवादी	स	७३
२४१		मुहम्मद युनुस-अणादी	प	३८
२४२	५३	राम जियावन-सूर्यबली	प	५०
२४३		सुदामा-राम जियावन	स	५६
२४४	२४	विफना-जिवधन	स	५६
२४५		राम आसरे-राम दास	प	३०
२४६		पमावती-राम आसरे	स	२६
२४७		गौरी शंकर-राम दयाल	प	२७
२४८		श्री मती-गौरी शंकर	स	२४
२४९	५३ ब	शिव शंकर-राम दत्त	प	३४
२५०		पुतुला देवी-शिव शंकर	स	३४
२५१	५४	हनीफ-खातिर	प	३७
२५२		सिताबुल-हनीफ खां	स	३२
२५३	५४ अ	मुलिम-खातिर	प	५०
२५४		हसमुल-मुलिम	स	३८
२५५	५४ब	मोहम्मद शकीलसरीफ	प	३४
२५६		जिन्तुल-मुहम्मद वकील	स	३२
२५७	५४ स	मुनीर खां-खातिर खां	प	३३
२५८		महेल - मुनीर	स	२७

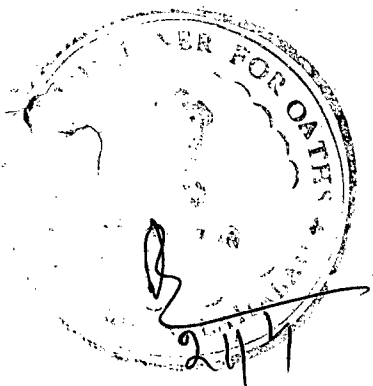
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२५६	५४६	मदन-सली म	प	२७
२६०		जमीरुल-मदन	स	२६
२६१		सहाबुन-सली म	स	५०
२६२		फिननकू-सली म	प	२७
२६३		वाहिदुल-फिननकू	स	२६
२६४		जलील खां-सली म	प	२१
२६५	५५	कौलू-मघई	प	४१
२६६		धनवती-कौलू	स	३६
२६७		पड़ोही-कौलू	प	२६
२६८		सिरपती-पड़ोही	स	२३
२६९		गोमती-कौलू	प	२१
२७०	५८	नगई-बंशी	प	५३
२७१		सुखदेई-नगई	स	५१
२७२		रामखेलावन-नगई	प	३४
२७३		बुफावन-नगई	प	२६
२७४		कलावती-बुफावन	स	२७
२७५		कलावती-खेलावन	प	२१
२७६	५९	जगई-बंशी	प	६३
२७७		धरमरन-लोटेन	प	४६
२७८		सुनरी-धरमरन	स	३४
२७९		जवाहिर-जगई	प	२१
२८०		मुलिया-जवाहर	स	२१
२८१	६०	अमई-मघई	प	५७
२८२		गुजराती-अमई	स	५७
२८३		फागू-अमई	प	२६
२८४		मागीरथी-फागू	स	
२८५		तिगई-अमई	प	
२८६		प्रमुदेई-विजई	स	



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२८८		बहाना-निन्हकू	स	४०
२८९	६३	नगेसर-होलई	प	५४
२९०		जमूरती-नगेसर	स	५२
२९१		धनकू-नगेसर	प	२३
२९२	६३ अ	थमन-फपसी	प	२८
२९३		मोहनी-थमन	स	२८
२९४		राम राजी-फपसी	स	५०
२९५		गिधारी-रिखई	प	३०
२९६	६४	ओखि-मुक्कर	प	५०
२९७	६५	सन्त सहाय-देवता प्रसाद	प	४०
२९८		जगवन्ता देवी-सन्त सहाय	स	३८
२९९		प्रमा देवी-देवी सहाय	स	३५
३००		देवी सहाय-देवता	प	५४
३०१	६६	सिखवनाथ-देवता	प	५४
३०२		धनपति-सत्य प्रकाश	स	३६
३०३		राम प्रतापी-रघुनाथ	स	४६
३०४		शिव सहाय-महादेव	प	६१
३०५		सत्य प्रकाश-रघुनाथ	प	२८
३०६	६७	गया प्रसाद-द्वारिका	प	५१
३०७		ललिता देवी-गया प्रसाद	स	४३
३०८		बदमां-द्वारिका	प	५६
३०९		कौलपती-राविका	स	३६
३१०		राविका-द्वारिका	प	३८
३११		जन्नी-अशोक कुमार	स	२३
३१२	६८	राज करनहरि मोहन	प	४८
३१३		चतुरादेवी-राज करन	स	४६
३१४		राम राज-हरिमोहन	स	४६
३१५		जनारदन-राम राज	प	२८

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३१६	कपिलदेव-राम करन	प	२८
३१७	धनपत्नी-जनादन	स	२७
३१८	दुरवासमती-कृष्णल देव	स	२७
३१९ ६६	मनमोहन-राम जियावन	प	४३
३२०	शिव मूर्ति-राम जियावन	प	६६
३२१	राम सुमेर-वासदेव	प	५२
३२२	उरैहा-वासदेव	स	७४
३२३	राम सुभग-वासदेव	प	३०
३२४	राम नाथ-राम सुभव	प	२६
३२५	दुर्गावती-राम नाथ	स	२७
३२६	सिंगारपती-राम सुभग	स	४६
३२७	जुवराजी-बलमदर	स	५३
३२८	प्रमूदेई-राम सुमेर	स	५५
३२९	मानमती देवी-धरमराज	स	४३
३३० ७०	त्रिभवन-हरिनाम	प	७१
३३१	राज देई-त्रिभवन	स	६८
३३२	जै प्रकाश-त्रिभवन	प	२१
३३३	गायत्री-जै प्रकाश	स	२१
३३४	देवता देई-सूर्य प्रसाद	स	३४
३३५	राज कुमार-जगत	स	३४



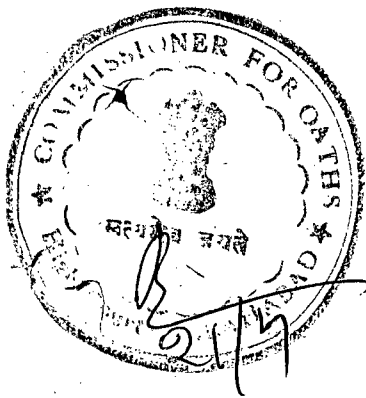
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३३६		सूर्य प्रसाद-त्रिभवन	प	३६
३३७		उदय राज-हरिनाम	प	६२
३३८	७१	शीतला-जोषू	प	४३
३३९		पन्ता देवी-शीतला	स	३९
३४०	७१ अ	राज देव-मोला	प	५८
३४१		राजेन्द्र प्रसाद-राम देव	प	२८
३४२		ललिता-राजेन्द्र प्रसाद	स	२४
३४३		नागेन्द्र प्रसाद-राज देव	प	२३
३४४	७३	दुर्गा प्रसाद-महावीर	प	३६
३४५	७४	राम अवध-राम देव	प	२७
३४६		पतिराज-राम देव	स	५०
३४७		सुदामा देवी-राम अवध	स	३२
३४८	७५	राम बली-राम सेवक	प	७०
३४९	७६	श्री राम-राम प्रसाद	प	५६
३५०		समरथी-श्री राम	स	५४
३५१	७६	विद्या देवी-राम अजोर	स	४७
३५२		राम अजोर-श्री राम	प	४९
✓ ३५३		राम दत्त-राम अजोर	प	२३
३५४		विद्या देवी-राम दत्त	स	२३
३५५	७७	राम पटल-राम कृष्ण	प	५६
३५६		लाल देवी-राम लाल	स	५३

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३५७		भूपनारायन-रामपटल	प	३६
३५८		बिशा देवी-भूप नरायन	स	३४
३५९		अशरफी देवी-राम सबद	स	३४
३६०		राम बुफारत-राम पटल	प	६४
३६१		राम पियारी-रामपटल	प	५९
३६२		राम सबद-राम पटल	प	३५
३६३	७६	राहरत-सीता राम	प	६२
३६४		राम पती-राम हरत	स	४९
३६५		शिव प्रसाद-सीता राम	प	६९
३६६		त्रिलोकी-राम परत	प	३९
३६७		तीरथ देवी-त्रिलोकी	स	२५
३६८		हरि नाथ-राम हरत	प	३९
३६९	८०	राम नेवास-सुखदेव	प	८६
३७०		फिनकलाल-राम नेवास	प	४०
३७१		सुशीला-लाल बहादुर	स	३४
३७२		राजेशरी-फिनक लाल	स	३४
३७३	८९	चन्द्रबली-भोला	प	५६
३७४	कैलस	दौलता-चन्द्र बली	स	५८
३७५		नरेन्द्र नाथ -चन्द्रकली	प	३४
३७६		तालुका देवी-कैदार नाथ	स	३६
३७७		महेन्द्र नाथ-चन्द्र कली	प	२६
३७८		विमला देवी-नरेन्द्र नाथ	स	३०
३७९		किसोरी देव-महेन्द्र नाथ	स	२६
३८०		विक्रम बहादुर-चन्द्रबली	प	२९
३८१	८२	मंगोती प्रसाद-भोला	प	६५
३८२		अशरफी-मंगोती	स	४७
३८३		कुलमती-वीरेन्द्र नाथ	प	३५-२६
३८४		वीरेन्द्र नाथ-मंगोती	प	३५
३८५		सुरेश-मंगोती	प	३२
३८६		वीरेन्द्रनाथ-मंगोती	प	२६
३८७		सुशीला देवी-वीरेन्द्र नाथ	स	२६
३८८		प्रभावती-सुरेश	स	२३



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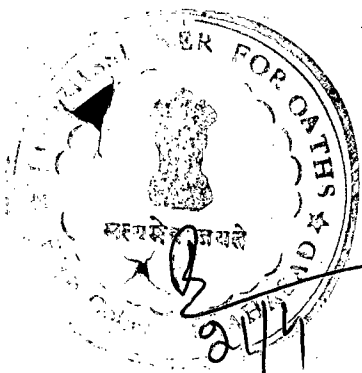
३८६	८३	राम अचल-दरबारी	प	४८
३९०		राम पति-राम अचल	स	४६
३९१	८३ अ	बलिहारी-दरबारी	प	५४
३९२		राम पति-बलिहारी	प	२६
३९३	८३ ब	कलावती-राम पति	स	२६
३९४		राम सुवारथ-बलिहारी	प	२६
३९५		कलावती-राम सुवारथ	स	२४
३९६		अशफी-बलिहारी	स	५०
३९७	८४	फुलवारी-दरबारी	प	६६
३९८		घरमराज-फुलवारी	प	४९
३९९		घनराजी-घरमराज	स	४०
४००		राम दत्त-फुलवारी	प	३४

प्रवष्टियों का क्रम यह है कि क्रम संख्या मकान नम्बर निर्वाचक का नाम, पिता, पति। माँ का नाम पुरुष या स्त्री आयु १-९-७५ को ।

दास प्रेस कटरा, अयोध्या आर० २० ।

सत्य प्रतिलिपि

[Signature]



(40)

A-18

ब अदालत श्रीमान्

Honorable High Court Bench Lucknow महोदय

वादी (अपीलान्ट)
प्रतिवादी (रेस्पान्डेन्ट)

श्री Ramdasas Pandey का वकालतनामा

Behalf of the
Petitioner

Writ Petition No. ... 4/1981

34/1

Ramdasas Pandey वादी/अपीलान्ट

Union of India बनाम प्रतिवादी/रेस्पान्डेन्ट

नं० मुकद्दमा

सन् १९

पेशी की तारीख

20/4

सन् १९८१ ई०

ऊपर मुकद्दमा में अपनी ओर से श्री

जी० कलवानी एडवोकेट
एडवोकेट

पं०- सूर्य कुमार अंतराथी महोदय
वकील

को अपना वकील नियुक्त करके प्रतिज्ञा (इकरार) करता हूं और लिखे देता हूं कि इस मुकद्दमा 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 सुलहनामा या इकबाल दावा तथा अपील व निगरानी हमारी ओर से हमारे या अपनेहस्ताक्षर से दाखिल करें और तस्दीक करें या मुकद्दमा उठावें या कोई रुपया जमा करें या हमारी विपक्षी (फरीकसानी) का दाखिल किया हुआ रुपया अपने या हमारे हस्ताक्षर (दस्तखती) रसीद से लेवें या पंच नियुक्त कर वकील महोदय द्वारा की गई वह सब कार्यवाही हमको सर्वथा स्वीकार है और होगी इसलिए यह वकालतनामा लिख दिया कि प्रमाण रहे और समय पर काम आवे।

हस्ताक्षर श्री सूर्य कुमार अंतराथी

साक्षी गवाह जयप्रकाश अंतराथी

साक्षी (गवाह)

अशोक कुमार त्रिगारी

दिनांक

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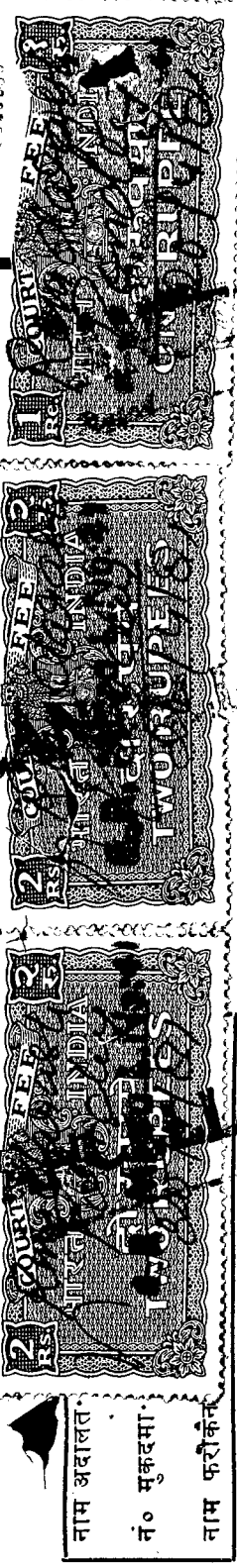
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सन्

१९८१ ई०

राजा राम मिश्रा, लाइसेन्सदार
जिला कचेहरी, लखनऊ



Accepted
By SK Awasthi
Advocate
High Court
20/4/81

इन दि आनरेबुल हाई कोर्ट आफ जजिकेवर एट इलाहाबाद,
लखनऊ बेंच, लखनऊ ।

रिट पिटीशन नम्बर

आफ १६८९

राम दस पाण्डेय

पिटीशनर

बनाम

यूनियन आफ इण्डिया

ओपोजिट पार्टी

सनेक्जर नम्बर-८

निवास स्थान प्रमाणपत्र

प्रमाणित किया जाता है कि श्री राम दस पाण्डेय
आत्मज श्री राम अजोर पाण्डेय निवासी ग्राम सरावां
परगना बिड़हर तहसील टाण्डा पो० सरावां जिला फ़ज़ाबाद
उत्तर प्रदेश राज्य के स्थाई निवासी हैं ।

ह०।- अपठनीय

(दुध नाथ सिंह)

तहसीलदार टाण्डा,

फ़ज़ाबाद

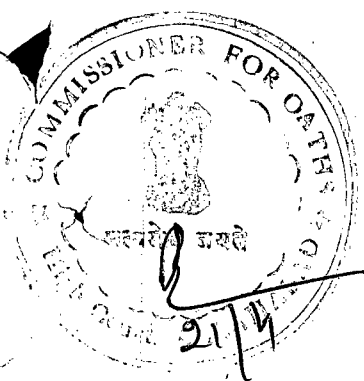
ह०।- अपठनीय

२१-६-८०

मोहर - तहसीलदार टाण्डा

सत्य प्रतिलिपि

Signature



डॉर 7/Corr. 7

[भारतीय डाक-तार विभाग/INDIAN P. & T. DEPARTMENT

कार्यालय/Office of the

डाक अधिकारी

फैजाबाद

पंजीकृत

सेवा में

श्री राग दरस पाण्डेय

ग्राम पोस्ट - सरौवा

जिला - फिजालाद

पी. ३३३ ६७२ फिजालाद दिनांक ६-३-४१

विषय:- शाखा डाक पात्र सरौवा की नियुक्ति
का माहता.

महोदय

आप के प्रतिबदन के मन्त्र में
मेरे अतिरिक्त लिखा जाता है कि निदेशों
डाक सेलिंग व्यवस्था में उस दिनांक
पर दिया है। इस को भी जारी जिलाधीन
फैजाबाद की रिपोर्ट को दया में रखकर
की गई है।

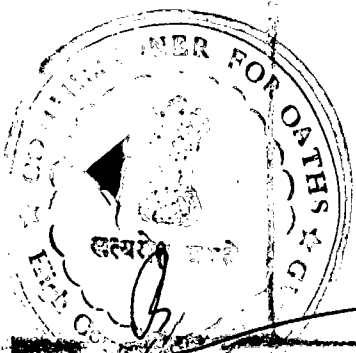
महोदय

फैजाबाद

डाक अधिकारी

फैजाबाद

MGIPAH-37 P. & T./78-16-5-78-4,00,000 P. & T.



21/5

फैजाबाद-54 (छोटा)
Lab. 54 (Small)

PPA-672

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Raj

भारतीय डाक-तार विभाग
INDIAN POSTS AND TELEGRAPHS DEPARTMENT

सेवा में/To

श्री राग दरस पाण्डेय
ग्राम पोस्ट - सरौवा

फैजाबाद

देख/From

(अध्याय १२, नियम १ और ७)

दीवानी विभाग

7/8

2087

89

प्रकीर्णांक (मुतफरिंक) प्रार्थना-पत्र सं० ————— सन १९ ————— ई०

Keith Peterson

-सं०

9/1/8

मन १९-

30 併

Room Director, Penitentiary

-प्राथी

प्रति

प्रति
Union of India Amritsar

प्रयार्थी

Smt - Maltay Devi Kijo Krishna Devi Daspalla

Postmaster: Permitt of RM - Sarawak

Totipot - Totipot - Totipot

प्रत्यार्थी

चूँकि ऊपर लिखे प्रार्थी ने इस न्यायालय में उपयुक्त लिखे मुकदमों के सम्बन्ध में-----

के लिये प्रार्थना-पत्र दिया है, अतः आपको आदेश दिया जाता है कि

आम दिनांक --- 25 --- माह --- 9 --- अतः 1980 ई० --- को या उससे

पहले उपस्थित हाकर कारण बताया कि प्रार्थना-पत्र क्यों न स्वीकार कर लिया जाय। उक्त प्रार्थना-पत्र

की सुनवाई उसके बाद नियमानुसार विज्ञप्ति किपी और दिन होगी ।

या उससे पहले स्वयं अथवा किसी एडवाकेट

लेये कानूनन अधिकृत हो, उपस्थित न होंगे तो

ति में हो जायगा ।

नांक 9 माह 8

डिप्टी रजिस्टार
इलाहाबाद / लखनऊ

सूचना — इस न्यायालय की १९५२ की नियमावली के अध्याय ३७, नियम २ के आधीन प्राप्त तलबाना मिल गया।

तलवाना पाने वाले क्लर्क के हस्ताक्षर

353

APPLICATION FOR INSPECTION
(Chapter XXIX Rule 2)



The Deputy Registrar,
High Court of Judicature
at Allahabad.

Urgent

90

please allow inspection of the papers named below. The application is
present/Ordinary. The applicant is/is not a party to the case.

Whether case pending or decided	Full particular of paper or papers of which inspection is required	Name of person who will inspect record.	If applicant is not a party reason for inspection.	Office report and Order.
Union of India vs and 8 others - Pending	Full Record of the Case.	Advocate for Petitioner	Self Case.	Office report and Order. D.R. money in order for inspection. Date 15/9/18

Inspection commenced at 15 on 9 1981
Inspection concluded at
Inspection fee already paid with application Rs.
Additional fee if any paid Rs.

Signature of applicant or his advocate.
15/9/81 Adv. High Court

Ram Dazag Pandey

Inspected by Me. on 15/9/81
Adv. High Court

Col. D. 10/10/18

हाई कोर्ट इलाहाबाद, लखनऊ बेंच लखनऊ
(अध्याय १२, नियम १ और ७)

दीवानी विभाग

7(8)

2087

प्रकीर्णक (मुतफरिफ) प्रार्थना-पत्र सं० ————— सन् १९८१ ई०

Writ Petition N. 2010 सं० 2010 सन् १९८१ ई० में

Ram Darash Pandey

प्रार्थी

प्रति

Union of India and others.

प्रत्यार्थी

Lehpal Ramta Prasad Tripathi

Tahril - Tonda Distt Faizabad

प्रत्यार्थी

चूंकि ऊपर लिखे प्रार्थी ने इस न्यायालय में उपयुक्त लिखे मुकदमें के सम्बन्ध में —————

के लिये प्रार्थना-पत्र दिया है, अतः आपको आदेश दिया जाता है कि

आप दिनांक

Conditions in the Writ

9

सन् १९८१ ई० ————— को या उससे

पहले उचित

की सुनवाई

विदित

या ऐसे उचित

उस प्रार्थना

मेरे

2087 प्रार्थक/No.

रुपाए गए डाक टिकटों का मूल्य रु०

Amount of Stamps affixed

एक रजिस्ट्री बीमा

Received a Registered Insured

पानेवाले का नाम

Address to

बीमा का रूप (शब्दों में)

Insured for Rs. (in figures)

बीमा शुल्क रु०

Insurance fee Rs.

भेजनेवाले का नाम प पता

Name and address of sender

डाकघर निर्देशिका में दी गई

शर्तों के अधीन जारी की गई

Issued subject to terms and

conditions in the Writ

प्राप्त किये

प्राप्त किये

Date stamp

पत्र

इडवाकेट

होंगे तो

Signature of Receiving Officer

सन् १९८१ ई० को जारी किया गया।

SR Anand Prasad Advocate के एडवोकेट

हाइकोर्ट, लखनऊ, पञ्चस्वपरिषद्

दिनांक 29/11/81

डिप्टी रजिस्टार

इलाहाबाद/लखनऊ

चना — इस न्यायालय की १९५२ की नियमावली के अध्याय ३७, नियम २ के आधीन प्राप्त तलवाना मिल गया।

तलवाना पाने वाले क्लर्क के हस्ताक्षर

कृष्ण (प्रकाश) प्रकाश (प्रकाश) प्रकाश (प्रकाश) प्रकाश (प्रकाश)

2010 2010 2010 2010

Ram Dasah Pandey

Union of India and others

Opposite party N. B. - Lekhpal Ramtha Basad Tmbai

Tahsil - Tonda

Distt - Fajtabad (U.P.)

प्रमाण

चूंकि ऊपर लिखे गए नोट्स में उक्त सब लिखे हुए हैं के सम्बन्ध में

के लिये प्राथमिक-पत्र दिया है, अतः आपकी आदेश दिया जाता है कि

आप दिनांक 25 मार्च 1980 ई. को या उससे

पहले उपस्थित होकर कार्यालय में प्रार्थना-पत्र पेश कर लिये जाय। उक्त प्राथमिक-पत्र

की प्रतिलिपि उक्त नोट्स में प्रामाण्य विवरण के साथ और दिनांक 1

विवरण है कि यदि आप ऊपर लिखे दिनांक पर या उससे पहले स्वयं अपना किसी एडवोकेट

या ऐसे व्यक्ति द्वारा, जो आपकी पार से कार्य करने के लिये कोमतन अधिष्ठित हो, उपस्थित न हों तो

उक्त प्राथमिक-पत्र की प्रतिलिपि और नोट्स आपकी अनुपस्थिति में ही जायगा।

मेरे दस्तावेज और न्यायालय की प्रतिलिपि आप दिनांक 4 मार्च 8

मार्च 1980 ई. को जारी किया गया।

के पत्रों के

18/3/80

हिंदी लिखार
इलाहाबाद / लखनऊ

सूचना - इस न्यायालय की 1942 की नियमावली के अन्वय में, नियम 2 के अन्वय में न्यायालय

लिख गया।

न्यायालय पाने वाले कलकत्ते के दस्तावेज

... Respondents. The Union of India and others. ... Petitioners.

Writ Petition No. of 1971.
LUCKNOW Bench, LUCKNOW.

I N D E X

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2. Affidavit 8 to 9

3. Annexure No. 1 Appointment Letter 28.8.79 10 to 12

4. Annexure No. 2 Termination order dt. 1.3.80 13 to 14

5. Annexure No. 3 Memo of Appeal 29.8.80 15 to 19

6. Annexure No. 4 Election card 26.2.73 19

7. Annexure No. 5 Akraptra 45 20

8. Annexure No. 6 Election Roll 1975 21 to 36

9. Annexure No. 7 6.10.80 37

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11. Annexure No. 9 6.3.81 39

12. Akraptra 40

S.K. Awasthi
Advocate,
High Court, Lucknow Bench,
LUCKNOW.
The 20th April, 1981

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इन दि आन रेबुल हाई कोर्ट गुडफैचर से

इलाहाबाद बैच लखनऊ

रिट पिटीशन नम्बर - - - - आप १६८९

राम दत्त पाण्डेय - - - - पिटीशनर

बनाम

यूनिफ़ॉर्म आप इंडिया - - - - - ऑफिसर प

रुचि केचर नम्बर - (४)

निवास स्थान प्रमाण पत्र

= = = = =

प्रमाणित किया जाता है कि श्री राम दत्त पाण्डेय

आत्मज श्री राम अजीर पाण्डेय निवासी जग सारावां

पारगना - बिड़हर तहसील - चण्डा

पोस्ट - सारावां

निवा - है जावादे

उत्तर प्रदेश के शाही निवासी

तहसील का टाडा

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In the Honble High Court of Judicature
ब अदालत श्रीमान at Hld. Sitting at Lucknow महोदय

वादी (मुद्दे) का वकालतनामा
प्रतिवादी (मुद्दाअलेह) व



Ram Das Shanday वादी (मुद्दे)
Union of India बनाम प्रतिवादी (मुद्दालेह)

2010 of 81 F.F. attendance dt. 25.9.81
नं० मुकदमा सन् १६ पेशी की ता० १६ ई०

ऊपर लिखे मुकदमा में अपनी ओर से श्री G. C. SHARMA

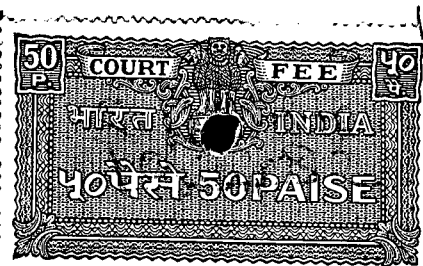
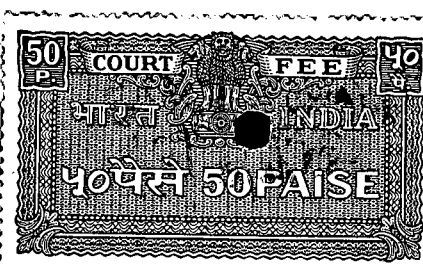
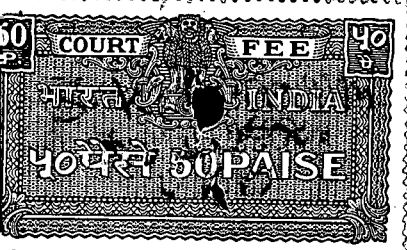
Shri Samir Sahai Advocate एडवोकेट
महोदय वकील
Shri Raju Sharma

को अपना वकील नियुक्त करके प्रतिज्ञा [इकरार] करता हूँ और
लिखे देता हूँ इस मुकदमा 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 मुकदमा उठावें
या कोई रुपया जमा करें या हमारी या विपक्षी [फरीकसानी] का
दाखिल किया रुपया अपने या हमारे हस्ताक्षर-युक्त [दस्तखती]
रसीद से लेवें या पंच नियुक्त करें - वकील महोदय द्वारा की
गई वह कार्यवाही हमको सर्वथा स्वीकार है और होगी इसलिए
यह वकालतनामा लिख दिया कि प्रमाण रहे और समय पर
काम आवे।

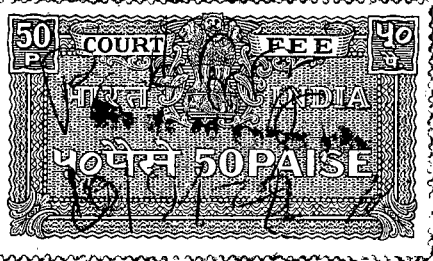
Accepted
Raju Sharma
हस्ताक्षर
मालती देवी

साक्षी (गवाह) साक्षी (गवाह)

दिनांक 25 महीना 9 १९८१ ई०



APPLICATION FOR INSPECTION
(Chapter XXIX Rule 8)



The Deputy Registrar,
High Court of Judicature
at Allahabad.

Please allow inspection of the papers named below. The application
is urgent/ordinary. The applicant is/is not a party to the case.

Full Description of case or of papers of which inspection is required	Whether inspection is required	Full particular of paper or papers of which inspection is required	Name of person who will inspect record.	If applicant is not a party reason for inspection.	Office report and Order.
<i>Ham Bhardwaj vs. Union of India</i> <i>Distt - Faizabad</i> <i>enclosing</i>		<i>Full Record of the Case</i>	<i>Sd/- Advocate</i>	<i>Behalf of the Petitioner</i>	<i>Please kindly</i> <i>Office report</i> <i>Order for inspection</i> <i>10/2/82</i> <i>Deputy Registrar</i>

Inspection commenced at *10* on *2* 19*82*
Inspection concluded at *10/2/82*
Inspection fee already paid with application Rs.
Additional fee, if any paid Rs.
Inspected by me
Sd/- Advocate
10/2/82
25/9/82
Signature of Advocate
10/2/82
Ham Bhardwaj

K/119
9A

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

1537

Civil Misc. Appln. no. (U) of 1982
Union of India and others ~~vs~~ Applicants
In re
Writ Petition no. 2010 of 1981
Sri Ram Darash Pandey Petitioner
Versus
Union of India and others Opp. Parties.

APPLICATION FOR CONDONATION OF DELAY IN FILING
THE COUNTER AFFIDAVIT

The applicants abovenamed most respectfully beg
to state as under:

1. That the necessary instructions could not be
received earlier as such the counter affidavit could not
be filed within time.

2. That the counter affidavit is now ready and
is being filed without any further loss of time.

3. That the delay in filing the counter affidavit
is bonafide, not deliberate and is liable to be condoned.

Wherefore, it is most respectfully prayed that
the delay in filing the counter affidavit may kindly be
condoned and the same is liable to be taken on record.

Lucknow:

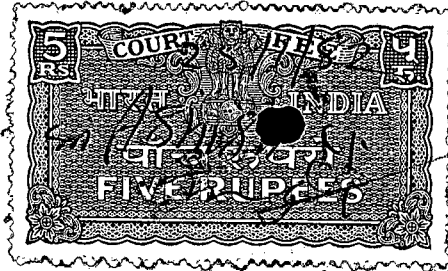
(Ashish N. Trivedi)
Advocate
Counsel for the Applicants

11-2-82

3/95

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

Sitting at Lucknow,



12/8/82
A
11/10/82

2080

1537

Civil Misc. Appln. no. (W) of 1982

Union of India and others & & Applicants

In re

Writ Petition no. 2010 of 1981

Sri Ram Darash Pandey Petitioner

Versus

Union of India and others Opp. Parties.

APPLICATION FOR CONDONATION OF DELAY IN FILING
THE COUNTER AFFIDAVIT

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3. That the delay in filing the counter affidavit
is bonafide, not deliberate and is liable to be condoned.

Wherefore, it is most respectfully prayed that
the delay in filing the counter affidavit may kindly be
condoned and the same is liable to be taken on record.

Ashish N. Trivedi
(Ashish N. Trivedi)
Advocate

Lucknow:

Counsel for the Applicants

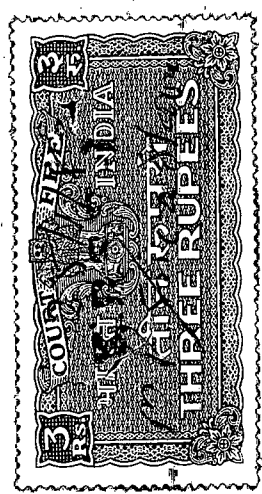
11-2-82

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✓

51

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



Counter Affidavit on behalf of the
Opposite Parties nos. 1 to 5

In re :

Writ Petition No. 2010 of 1981

Sri Rgn Darash Pandey.....Petitioner

Versus

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

Counter Affidavit

M.P. Srivastava, aged about 57
years, son of Sri V.N. Srivastava,
Senior Superintendent of Post
Offices, Faizabad.

.....Deponent



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

1. That the deponent is the Senior Superintendent
of Post Offices, Faizabad and is fully conversant with
the facts deposed to herein.

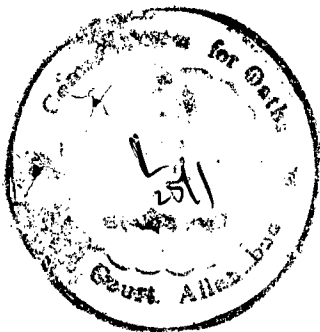
2. That the deponent has read the writ petition
filed by the petitioners and has understood the
contents thereof.

M.P. Srivastava

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3. That before giving a parawise reply to the allegations made in the writ petition certain facts which are relevant for the disposal of the writ petition are being stated.

4. That one Shri Krishnamani Tripathi was Extra Departmental Branch Postmaster Sarawan, B.O. (Faizabad). He was an approved candidate of V.P.M. Cadre and was made reserve V.P.M. Baskhari S.O. vide I.P.Os. (East) Akbarpur Memo. No. B/Genl. dated 21.7.1979. A copy of the order dated 21.7.1979 is being annexed as Annexure- A-I to this counter affidavit. Due to his regular absorption in V.P.M. cadre, action to appoint new Extra Departmental Branch Postmaster Sarawan was initiated and notices inviting applications were issued on 7.8.1979 and the last date for receipt of application in Divisional Office, Faizabad was 21.8.1979. The true copy of the notice dated 7.8.1979 is being annexed as Annexure-A-II to this counter affidavit.



5. That in all four applications of Sarvashri (i) Shri Ram Darash Pandey, the petitioner (ii) Smt. Mal Devi, (iii) Bala Datta Tewari and (iv) Kedar Nath Pandey were received in time in the office of the S.P.Os. Faizabad.

6. That Shri Ram Daras Pandey, the petitioner was appointed as Extra Departmental Branch Postmaster Sarawan on 28.8.1979. Complaints against the appointment of Shri Ram Daras Pandey were lodged and the matter was taken up by P.M.G. Office, Lucknow as well as B.P.S. Office, Lucknow. P.M.G., U.P. under No. VIG/M-20/Fyd/79/

M. P. Srivastava

dated 8.8.1980 ordered for consideration of fresh appointment for Extra Departmental Branch Postmaster Sarawan, Faizabad. The true copy of the letter dated 8.8.1980 is being annexed as Annexure-A-III to this counter affidavit.

7. That, therefore, the services of Shri Ram Daras Pandey, the petitioner, E.D., B.P.M. Sarwan were terminated vide letter No. PFA-672, dated 12.8.1980 and charge of the E.D. BPM was taken over by Line Overseer Ram Nagar on 20.8.1980.

8. That Shri Ram Daras Pandey, the petitioner preferred an appeal to the Director of Postal Services, Lucknow on 29.8.1980 against the termination of his services from the post of E.D. BPM, Sarawan.

9. That the appointment file along with parawise comments on the appeal, was submitted to Director of Postal Services on 13/17th November, 1980 vide letter No. PFA-672 dated 13/17-11-1980. The appeal of Shri Ram Daras Pandey, the petitioner was rejected by the Director of Postal Services, Lucknow and it was communicated to the office of the Superintendent of Post Offices vide Director of Postal Services, Lucknow No. RDL/Staff/ED-43/44/80/9, dated 9/13-2-1981, and as such Shri Ram Daras Pandey, the petitioner was informed accordingly. The true copy of the order dated 13.2.1981 is being annexed as Annexure-A-IV to this counter affidavit.

10. That in reply to the contents of para 1 of the writ petition it is stated that the petitioner



m.p. Srivastava

was appointed as Extra Departmental Branch Postmaster Sarawan Branch Post Office vide Superintendent of Post Offices, Faizabad Memo. No. PFA-672, dated 28.8.1979 and he took over the charge of new assignment on 11.9.1979.

11. That in reply to the contents of paragraph 2 of the writ petition it is stated that the petitioner's educational qualification is B.A. and his date of birth was 15.5.1952. Rest of the contents of the paragraph under reply ~~do~~ do not call for reply from the answering opposite parties.

12. That in reply to the contents of paragraph 3 of the writ petition it is stated that the petitioner furnished the requisite security for the year 1980, but his security bond has not been accepted.

13. That the contents of paragraph 4 of the writ petition as stated are not admitted. All the applications, including the petitioner's application, were not got verified by the Inspector of Post Offices, Akbarpur East. As such his residence was also not verified by the Inspector of Post Offices. The petitioner noted his residential village Sarawan and the same was confirmed by the Revenue Authority viz. Tehsildar Tanda vide income certificate granted by him and as such he was treated local candidate and was ordered to be appointed as Branch Postmaster, Sarawan B.O.

14. That in reply to the contents of paragraph 5 of the writ petition it is stated that Sri Krishna Mani Tripathi was Branch Post Master Sarawan and he engaged his wife Smt. Malti Devi as his substitute on his



M. S. Swastika

promotion to the post of Village Postman Baskheri, to work as Branch Postmaster Sarawan at his responsibility. But while making regular appointment for the post of Branch Postmaster Sarawan the petitioner was considered more suitable candidate ~~than~~ than others and as such he was ordered to be appointed as Branch Post Master Sarawan B.O. Later, a report from District Magistrate, Faizabad was received to the effect that the petitioner was not a resident of main village Sarawan. He was resident of a hamlet village named Hamjapatti of Sarawan village. This report was sent in original to the P.M.G., U.P. Circle Lucknow who vide the letter No. VIG/M-20/Pzd/79/1, dated 8.8.1980 ordered to make fresh appointment to ensure that the post office is located in the main village Sarawan.



15. That in reply to the contents of paragraph 6 of the writ petition it is stated that there is no provision to issue show cause notice when services are to be terminated under Rule 6 of E.D.A's (Conduct and Service) Rules 1964. As such the petitioner was not given any show cause notice.

16. That in reply to the contents of paragraph of the writ petition it is stated that the petitioner filed an appeal against the termination order dated 12.8.1980 issued from the Superintendent of Post Offices, Faizabad. But his appeal was duly considered by the Director, Postal Services, Lucknow Region and was rejected and the petitioner was informed accordingly.

M.P. Srivastava

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17. That in reply to the contents of paragraph 8 of the writ petition it is stated that the appeal of the petitioner was rejected by the ~~RA~~ Director, Postal Services, Lucknow Region, Lucknow on the ground that he was not the resident of village Sarawan.

18. That in reply to the contents of paragraph 9 of the writ petition it is stated that the petitioner filed an Election Card in his appeal to show that he is a permanent resident of village Sarawan which was found incorrect vide District Magistrate, Faizabad report dated 17.5.1980. A copy of which is being annexed as Annexure-A-V to this counter affidavit, in which it was clearly stated that the petitioner was a resident of Hamlet Hamjapatti of village Sarawan.

19. That in reply to the contents of para 10 of the writ petition it is stated that the submissions of 'Akarpatra 45' is admitted. But it becomes irrelevant in view of the report of the District Magistrate, Faizabad dated 17.5.1980 regarding the residence of the petitioner.

20. That in reply to the contents of paragraphs Nos. 11 to 13 of the writ petition it is submitted that the submission of Election Roll X with the appeal by the petitioner is admitted. A certificate regarding residence of the petitioner was submitted by him with his appeal case. But the said certificate was granted by the Tahsildar Tanda (Faizabad) it was only countersigned by the District Magistrate, Faizabad. It is incorrect to say that the said certificate was granted by the District Magistrate, Faizabad.



M. P. Srivastava

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21. That in reply to the contents of paragraph 14 of the writ petition it is stated that an intimation regarding rejection of appeal of the petitioner was served upon the petitioner, vide Superintendent of Post Offices, Faizabad Memo dated 6.3.1981.

22. That the contents of paragraph 15 of the writ petition as stated are not admitted. The petitioner has further preferred an appeal against the order of Director Postal Services Lucknow Region, Lucknow to the P.M.G., U.P. Circle, Lucknow and the same is being considered and the result would be communicated soon to the petitioner.

23. That according to the instructions of the Director General, Post and Telegraph, New Delhi Communication dated 27.2.1979 an E.D. B.P.M. should be a bonafide resident of the village where he is appointed. The services of an E.D. Employee shall be liable to be terminated by the appointing authority at any time without notice for general unsatisfactory work within 3 years from the date of appointment or on any administrative ground unconnected with the conduct, in Rule 6 of E.D.A's (Conduct and Services) Rules 1964. A true copy of the letter dated 27.2.1979 is being annexed as Annexure-A-VI to this counter affidavit.

24. That there is no provision to issue show cause notice to the E.D.A.'s under Rule-6 of EDA's (Conduct and Services) Rules 1964.

25. That as per report of the District Magistrate, Faizabad dated 17.5.1980 all the other record evidences have no relevance and as such these were ignored for the



M.P. Srivastava

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the purpose of determination of residence of the petitioner.

26. That after a careful consideration of the matter by the Superintendent of Post Offices, Faizabad, the orders regarding termination of the services of the petitioner were passed. The petitioner then preferred an appeal against his termination order issued by the Superintendent of Post Offices, Faizabad to the Director Postal Services, Lucknow Region and which was too rejected.

27. That the issue of the termination order against the petitioner is ~~not~~ not against the law. It was issued only after considering the documentary evidences submitted by the petitioner. The grounds taken in the writ petition are untenable in law, the writ petition lacks merits and is liable to be dismissed with costs.



FAIZABAD, Dated,
November 25, 1982.

(M.P. Srivastava)
Deponent

Verification

I, the deponent abovenamed, do hereby verify that the contents of paras 1 and 2 of the counter affidavit are true to my personal knowledge and the contents of paragraphs 3 to 26 of the counter affidavit are true to my information derived from the record which are believed by me to be true and the contents of paragraph 27 are based on legal advice which I believe to be true. No part of it is false and nothing material has been concealed by me. So help me God.

Signed and verified this counter affidavit this 25th day of November, 1982 within the Civil Court Compound at Lucknow.

M.P. Srivastava
Deponent

I identify the deponent who has signed before me.

Raja Ram Chandra
Advocate
Ashish Chandra
Advocate

3/10 4/99

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

Writ Petition No.2010 of 1981.

Shri Ram Darash Pandey.....Petitioner

Versus

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

Annexure-A-I

Office of the IPOs. (E) Akbarpur

Memo No.B/Genl.

Dated 21.7.1979

Consequent upon the vacancy caused due to retirement of Shri Beldutt Tewari V.P.M. Hanswar on 31.3.1979, Shri Maya Shanker Pathak.L.B. V.P.M. with B.O. at Baskhari is made permanent and posted as V.P.M. Hanswar with effect from 1.4.1979. Shri M.S. Pathak is working as V.P.M. Hanswar with effect from 1.4.1979.

Shri Krishna Mani Tripathi, B.P.M. Sarawan and an approved candidate of V.P.M. cadre declared qualified vide SPOs. Faizapabad Memo No.B-3/13, dated 12.4.1979 is ordered to be I.B.Postman with his H.Q. at Baskheri with immediate effect vide Shri Maya Shanker Pathak who has been made permanent.

Charge reports should be submitted.

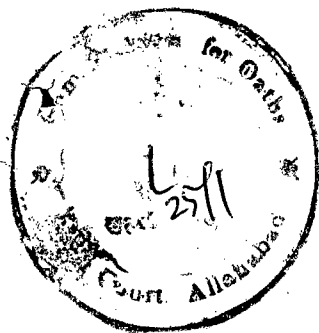
Sd/-
D.S.Yadav
IPOs.East AKB.

Copy to :

- 1) P.M. Akbarpur for information and n/a.
- 2) Shri Krishna Mani Tripathi Can. VPM Office as VPM Baskhari w.e. from 17.7.1979.
- 3) Shri Maya Shanker Pathak VPM Hanswar.
- 4) S.P.M. Baskhari, He will please get the post joined by Shri Krishna Mani Tripathi and charge reports submitted.
- 5)-6) S.P.M. Hanswar.
- 6-7) P.F. of Maya Shanker & Krishna Mani.
- 8) O/C.

True copy

Deponent



3/11 105

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

Writ Petition No.2010 of 1981

Shri Ram Darash Pandey.....Petitioner

Versus

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

Annexure - A-II

प्रतिलिपि

सूचना

ज्ञापन संख्या पी०एफ०ए०/672 दिनांक फैजाबाद-224001

7-8-1979

सर्व साधारण को सूचित किया जाता है कि सरावां शाखा डाकघर जो उपडाकघर रामनगर जनपद फैजाबाद के अन्तर्गत है के लिए 107/= निर्धारित मासिक भत्ते पर शाखा डाकपाल की तुरन्त आवश्यकता है। इच्छुक व्यक्ति निर्धारितफार्म पर अपना प्रार्थना पत्र अपने हाथ से भर कर तथा हस्ताक्षर करके डाक अधीक्षक फैजाबाद के पास इस प्रकार भेजें कि 21-8-1979 तक अवश्य प्राप्त हो जाय। निर्धारित तिथि के बाद प्राप्त तथा अधूरे प्रार्थना पत्रों पर विचार नहीं किया जायगा।

निर्धारित फार्म जिस पर आवेदन करना है शाखा डाकपाल शाखा डाकपाल सरावां एवं उपडाकपाल रामनगर के पास से निःशुल्क प्राप्त हो सकते हैं।

अर्हताएँ

- 1- शैक्षिक योग्यता :- अभ्यर्थी को कम से कम कक्षा 8 उत्तीर्ण होना चाहिये। हाई स्कूल पास को वरीयता दी जायेगी।
- 2- आयु सीमा :- अभ्यर्थी की आयु प्रथम जुलाई 1979 को 18 वर्ष से कम तथा 60 वर्ष से अधिक नहीं होनी चाहिए।
- 3- आय :- अभ्यर्थी की मासिक आय व्यक्तिगत निजी नाम की चल या अचल सम्पत्ति से 50/=मासिक से कम नहीं होनी चाहिए। इस सम्बन्ध में सक्षम राजस्व अधिकारी का प्रमाणपत्र संलग्न करें।
- 4- निवास स्थान :- अभ्यर्थी को उसी गांव का निवासी होना चाहिए जहां पर डाकघर मंजूर हुआ है।



MS. Divas Kar

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5- जाति :- अनुसूचित जाति तथा अनुसूचित जनजाति एवं पिछड़े वर्ग के अभ्यर्थी जाति क्रॉस प्रश्न का प्रमाण पत्र संक्षम अधिकारी का संलग्न करें ।

6- अन्य :- अभ्यर्थी को जनता के द्वारा चयन किए गये किसी भी पद पर आसीन नहीं होना चाहिए एवं अदालत द्वारा दंडित भी न होना चाहिए ।

नोट :- सभी आवश्यक प्रमाण पत्रों की सत्यापित प्रतिलिपि मूल प्रार्थना पत्र के साथ अवश्य नत्थी करें ।

हस्ताक्षरित - अधीक्षक डाकघर
फैजाबाद प्रखण्ड फैजाबाद

प्रतिलिपि सूचना पट पर चिपकाने तथा प्रचार हेतु :- 8/8

1- शाखा डाकपाल सरावां
अभ्यर्थी को निःशुल्क बांटे संलग्न सादे प्रार्थना पत्र

2- उपडाकपाल रामनगर फैजाबाद

3- प्रधान ग्रामसभा सरावां पोस्ट सरावां फैजाबाद

4- डाक निरीक्षक अकबरपुर पूर्वी

5- प्रधानाध्यापक प्रा० शा० सरावां पोस्ट सरावां फैजाबाद

6- लाइन ओवरसियर रामनगर फैजाबाद



सत्य प्रतिलिपि
[Signature]
[Stamp]
समोपी श्रीवास्तव
अपथकता

3/13107

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

Writ Petition No. 2010 of 1981

Shri Ram Darash Pandey.....Petitioner,

Versus

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

Annexure-A-III

Indian Pos-ts and Telegraphs Department

From,

The Postmaster General,
U. P. Circle, Lucknow.

To

Shri M.P. Srivastava,
Superintendent of Post Offices,
Faizabad.

No. VI-G/M-20/FZD /79/1, dated LW-226001, the 8.8.1980.

Sub :- Complaint against shifting of ED BPO Sarawan.

Ref: Your letter No. PFA-672, dated 30.6.1980.

From the report of revenue authorities
received vide above it is clear that the present location
of Sarawan P. O. is not in the main village but in
its hamlet and thus irregular.

Please consider making fresh appointment to
ensure that the post office is located in the main
village expeditiously under intimation to this office.

Receipt of this letter may also please be
acknowledged.

Sd/-
(Raghav Lal)
Vigilance Officer I
For Postmaster General, UP

True Copy

M.P. Srivastava
(M.P. Srivastava)
Deponent



3/14/108

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

Writ Petition No.2010 of 1981

Shri Ram Darash Pandey..... Petitioner,

Versus

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

Annexure - A-IV

Indian Posts and Telegraphs Department

From

The Regional Director Postal Services,
Lucknow.

To

The S. P. Os.,
Faizabad.

No.BDL/ Staff/EDDA-43/43/80/9, dated at Lucknow 9/13-2-81

Sub : Appointment of BPM Sarawan (FYD)

Ref : Your No. PFA-672 Dated 17.11.1980.

The representation of Shri Ram Darash Pandey was considered by the D.P.S. Lucknow alongwith the report of ~~DDXX~~ Distt. Authorities and has been rejected by him. The representationist may please be given a suitable reply by you. The Divisional office file is returned h/w, and the date of communication be reported to this office.

Sd/-
For Director Postal Services
Lucknow

True copy

M. P. Srivastava
(M. P. Srivastava)
Deponent



3/15/80

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

Writ Petition No.2010 of 1981

Shri Ram Darash Pandey.....Petitioner

Versus

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

Annexure-A-V

पत्रसंख्या मेमो/आर0ए0

दिनांक 17-5-1980

प्रेषक,

जिलाधिकारी,
फैजाबाद

सेवा में

अधीक्षक
डाक व तार विभाग
फैजाबाद

विषय :- ई0ओ0बी0पी0एम0 सरावन में खोला जाना
श्री राम दरस पाण्डे वल्द राम अजोर पाण्डे ।

महोदय,

उपरोक्त विषयक आपके पत्र संख्या पी0एम0ए-672

दिनांक 2-4-1980 के संदर्भ में निवेदन है कि श्री राम दरस पाण्डेय के
के बारे में सम्बन्धित तहसीलदार द्वारा जांच कराई गई । उन्होंने
अपनी आख्या में कहा है कि श्री राम दरस पाण्डे नव निर्वाचित ब्रांच
पोस्टमास्टर हमजापट्टी पुरवे के निवासी है जो ग्राम सरावां का एक
पुरवा है और उसके दक्खिन पश्चिम स्थिति है । श्री पाण्डेय सरावां
खास के ~~निवासी~~ निवासी नहीं हैं ।

सरावां खास की लगभग 3/4 भाग जनसंख्या सरावां खास में है ।



Mr. Srivastava

सरावां खास, सरावां डाकघर के अन्दर आनेवाले सभी ग्रामों के बीचों बीच तथा निकट पड़ता है । जनता की सुविधा को देखते हुए सरावां डाकघर सरावां खास में प्राचीन स्थान पर होना अच्छा होगा ।

भवदीय,
हस्ताक्षरित कृते जिलाधिकारी
फैजाबाद

17-5-1980

सत्य प्रतिलिपि
M. Srinivasan
समोपी श्रीवास्तव
शपथकर्ता



3/17 11/8/81

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

Writ Petition No.2010 of 1981

Shri Ram Darash PandeyPetitioner,

Versus

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

Annexure - A-VI

Indian Posts and Telegraphs Department

Copy of communication no.43-312/78/Pen New Delhi-11000

Dtd. February 27, 1979 From the office of the Director

General Posts and Telegraphs. Addressed to Shri Dy.

Postmaster General, U.P. Circle.

.....

Sub :- Extra Departmental Agents-Conditions for
appointment - review of-

....

Sir,

It has been reiterated in this office letter of even number dated 20.1.1979 that it should be ensured that the EDAs who are posted as ED SPM/EDBPM/EDAs and other posts are permanent residents of villages where they are appointed. It has been brought to the notice of Minister (C) during his visit to various parts of the country that the bonafide residents of the village are quite often not being appointed for the ED. posts but the residents of some other villages are being appointed on the basis of certificates produced by some interested persons. In the interest of proper running of the rural Post Offices, it is absolutely essential that the persons appointed to E.D. Posts are bonafide residents of the village where they are to be appointed. The inspectors of Post Offices should verify the bonafide residence of such candidates on the basis of their



ms. Srivastava

3/18/13
K/15

primary school certificate and personally inspect the bonafides of their residents before appointing them as E.D.agents. They will be held personally responsible for any lapse in this regard.

2. At present the qualification that is prescribed for EDBPMs is only VI standard (VIII standard preferred),. ~~With~~ With the programme of upgradation of EDBOs to EDBOs, the EDBPMs will not be able to attend ~~xxx~~ to mobile counter facilities as they will be tied down to the office for full 5 hours. In such a situation the EDDAs could be utilised for attending to the beat of mobile post offices. When they are entrusted with the function of mobile P.Os. the present qualification would not meet the requirements. Hence it has been decided that hence forth the EDDAs should have the minimum qualification of VIII Standard on par with the EDBPMs.

No. STA/A-67/79/5 Dated 9.3.1979

Copy forwarded to :

1. All SSPOs/SPOs/SSPMs/SRMs/PMs Grade A in U.P.Circle
2. All officers/ASPOs/IIIs/HCs in Circle Office.
3. VID/STC/Planning Sections Circle Office for information, guidance and necessary action.

This may please be acknowledged.

Sd/-
For Postmaster General, U.P.

True Copy

M.P. Srivastava
(M.P. Srivastava)
Deponent



1109 1/26
In the Hon 'ble High Court of Judicature at Allahabad
Sitting at Lucknow.

Counter Affidavit on behalf of the
Opposite Parties nos. 1 to 5

In re :

Writ Petition No. 2010 of 1981

Shri Ram Darash Pandey.....Petitioner

Versus

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

Counter Affidavit

M. P. Srivastava, aged about 57
years, son of Sri V N Srivastava,
Senior Superintendent of Post
Offices, Faizabad.

.....Deponent

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

1. That the deponent is the Senior Superintendent
of Post Offices, Faizabad and is fully conversant with
the facts deposed to herein.

2. That the deponent has read the writ petition
filed by the petitioners and has understood the
contents thereof.

11/5 1/6

3. That before giving a parawise reply to the allegations made in the writ petition certain facts which are relevant for the disposal of the writ petition are being stated.

4. That one Shri Krishnamani Tripathi was Extra Departmental Branch Postmaster Sarawan, B.O. (Faizabad). He was an approved candidate of V.P.M. Cadre and was made reserve V.P.M. Baskhari S.O. vide I.P.Os. (East) Akbarpur Memo. No. B/Genl. dated 21.7.1979. A copy of the order dated 21.7.1979 is being annexed as Annexure-A-I to this counter affidavit. Due to his regular absorption in V.P.M. cadre, action to appoint new Extra Departmental Branch Postmaster Sarawan was initiated and notices inviting applications were issued on 7.8.1979 and the last date for receipt of applications in Divisional Office, Faizabad was 21.8.1979. The true copy of the notice dated 7.8.1979 is being annexed as Annexure-A-II to this counter affidavit.

5. That in all four applications of Sarvashri (i) Shri Ram Darash Pandey, the petitioner (ii) Smt. Malti Devi, (iii) Bala Datta Tewari and (iv) Kedar Nath Pandey were received in time in the office of the S.P.Os. Faizabad.

6. That Shri Ram Daras Pandey, the petitioner was appointed as Extra Departmental Branch Postmaster Sarawan on 28.8.1979. Complaints against the appointment of Shri Ram Daras Pandey were lodged and the matter was taken up by P.M.G. Office, Lucknow as well as B.P.S. Office, Lucknow. P.M.G., U.P. under No. VIG/M-20/Fyd/79/1,

dated 8.8.1980 ordered for consideration of fresh appointment for Extra Departmental Branch Postmaster Sarawan, Faizabad. The true copy of the letter dated 8.8.1980 is being annexed as Annexure-A-III to this counter affidavit.

7. That, therefore, the services of Shri Ram Daras Pandey, the petitioner, E.D., B.P.M. Sarwan were terminated vide letter No. PFA-672, dated 12.8.1980 and charge of the E.D. BPM was taken over by Line Overseer Ram Nagar on 20.8.1980.

8. That Shri Ram Daras Pandey, the petitioner preferred an appeal to the Director of Postal Services, Lucknow on 29.8.1980 against the termination of his services from the post of E.D. BPM, Sarawan.

9. That the appointment file along with parawise comments on the appeal, was submitted to Director of Postal Services on 13/17th November, 1980 vide letter No. PFA-672 dated 13/17-11-1980. The appeal of Shri Ram Daras Pandey, the petitioner was rejected by the Director of Postal Services, Lucknow and it was communicated to the office of the Superintendent of Post Offices vide Director of Postal Services, Lucknow No. RDI/Staff/ED-43/44/80/9, dated 9/13-2-1981, and as such Shri Ram Daras Pandey, the petitioner was informed accordingly. The true copy of the order dated 13.2.1981 is being annexed as Annexure-A-IV to this counter affidavit.

10. That in reply to the contents of para 1 of the writ petition it is stated that the petitioner

117 1/19

was appointed as Extra Departmental Branch Postmaster Sarawan Branch Post Office vide Superintendent of Post Offices, Faizabad Memo. No. PFA-672, dated 28.8.1979 and he took over the charge of new assignment on 11.9.1979.

11. That in reply to the contents of paragraph 2 of the writ petition it is stated that the petitioner's educational qualification is B.A. and his date of birth was 15.5.1952. Rest of the contents of the paragraph under reply KK do not call for reply from the answering opposite parties.

12. That in reply to the contents of paragraph 3 of the writ petition it is stated that the petitioner furnished the requisite security for the year 1980, but his security bond has not been accepted.

13. That the contents of paragraph 4 of the writ petition as stated are not admitted. All the applications, including the petitioner's application, were not got verified by the Inspector of Post Offices, Akbarpur East. As such his residence was also not verified by the Inspector of Post Offices. The petitioner noted his residential village Sarawan and the same was confirmed by the Revenue Authority viz. Tehsilga Tande vide income certificate granted by him and as such he was treated local candidate and was ordered to be appointed as Branch Postmaster, Sarawan B.O.

14. That in reply to the contents of paragraph 5 of the writ petition it is stated that Sri Krishna Mani Tripathi was Branch Post Master Sarawan and he engaged his wife Smt. Malti Devi as his substitute on his

promotion to the post of Village Postman Baskheri, to work as Branch Postmaster Sarawan at his responsibility. But while making regular appointment for the post of Branch Postmaster Sarawan the petitioner was considered more suitable candidate ~~XXXX~~ than others and as such he was ordered to be appointed as Branch Post Master Sarawan B.O. Later, a report from District Magistrate, Faizabad was received to the effect that the petitioner was not a resident of main village Sarawan. He was resident of a hamlet village named Hamjapatti of Sarawan village. This report was sent in original to the P.M.G., U.P.Circle, Lucknow who vide the letter No.VIG/M-20/Pzd/79/1, dated 8.8.1980 ordered to make fresh appointment to ensure that the post office is located in the main village Sarawan.

15. That in reply to the contents of paragraph 6 of the writ petition it is stated that there is no provision to issue show cause notice when services are to be terminated under Rule 6 of E.D.A's (Conduct and Service) Rules 1964. As such the petitioner was not given any show cause notice.

16. That in reply to the contents of paragraph of the writ petition it is stated that the petitioner filed an appeal against the termination order dated 12.8.1980 issued from the Superintendent of Post Offices, Faizabad. But his appeal was duly considered by the Director, Postal Services, Lucknow Region and was rejected and the petitioner was informed accordingly.

17. That in reply to the contents of paragraph 8 of the writ petition it is stated that the appeal of the petitioner was rejected by the REX Director, Postal Services, Lucknow Region, Lucknow on the ground that he was not the resident of village Sarawan.

18. That in reply to the contents of paragraph 9 of the writ petition it is stated that the petitioner filed an Election Card in his appeal to show that he is a permanent resident of village Sarawan which was found incorrect vide District Magistrate, Faizabad report dated 17.5.1980. A copy of which is being annexed as annexure-A-V to this counter affidavit, in which it was clearly stated that the petitioner was a resident of Hamlet Hamjapatti of village Sarawan.

19. That in reply to the contents of para 10 of the writ petition it is stated that the submissions of 'Akarpatra 45' is admitted. But it becomes irrelevant in view of the report of the District Magistrate, Faizabad dated 17.5.1980 regarding the residence of the petitioner.

20. That in reply to the contents of paragraphs Nos. 11 to 13 of the writ petition it is submitted that the submission of Election Roll X with the appeal by the petitioner is admitted. A certificate regarding residence of the petitioner was submitted by him with his appeal case. But the said certificate was granted by the Tehsildar Tanda (Faizabad) it was only countersigned by the District Magistrate, Faizabad. It is incorrect to say that the said certificate was granted by the District Magistrate, Faizabad.

120 ^{12/12}

21. That in reply to the contents of paragraph 14 of the writ petition it is stated that an intimation regarding rejection of appeal of the petitioner was served upon the petitioner, vide Superintendent of Post Offices, Faizabad Memo dated 6.3.1981.

22. That the contents of paragraph 16 of the writ petition as stated are not admitted. The petitioner has further preferred an appeal against the order of Director Postal Services Lucknow Region, Lucknow to the P.M.G., U.P. Circle, Lucknow and the same is being considered and the result would be communicated soon to the petitioner.

23. That according to the instructions of the Director General, Post and Telegraph, New Delhi Communication dated 27.2.1979 an E.D. B.P.M. should be a bonafide resident of the village where he is appointed. The services of an E.D. Employee shall be liable to be terminated by the appointing authority at any time without notice for general unsatisfactory work within 3 years from the date of appointment or on any administrative ground unconnected with the conduct, in Rule 6 of E.D.A's (Conduct and Services) Rules 1964, A true copy of the letter dated 27.2.1979 is being annexed as Annexure-A-VI to this counter affidavit.

24. That there is no provision to issue show cause notice to the E.D.A.'s under Rule-6 of EDA's (Conduct and Services) Rules 1964.

25. That as per report of the District Magistrate, Faizabad dated 17.5.1980 all the other record evidences have no relevance and as such these were ignored for the

the purpose of determination of residence of the petitioner.

26. That after a careful consideration of the matter by the Superintendent of Post Offices, Faizabad, the orders regarding termination of the services of the petitioner were passed. The petitioner then preferred an appeal against his termination order issued by the Superintendent of Post Offices, Faizabad to the Director Postal services, Lucknow Region and which was too rejected.

27. That the issue of the termination order against the petitioner is ~~not~~ not against the law. It was issued only after considering the documentary evidences submitted by the petitioner. The grounds taken in the writ petition are untenable in law, the writ petition lacks merits and is liable to be dismissed with costs.

FAIZABAD, Dated,
~~November~~, 1981.

(M.P. Srivastava)
Deponent

25.1.82

Verification

I, the deponent abovenamed, do hereby verify that the contents of paras 1 and 2 of the counter affidavit are true to my personal knowledge and the contents of paragraphs 3 to 26 of the counter affidavit are true to my information derived from the record which are believed by me to be true and the contents of paragraph 27 are based on legal advice which I believe to be true. No part of it is false and nothing material has been concealed by me. So help me God.

Signed and verified this counter affidavit
this 25th day of ~~November~~ ^{January}, 1982 within the Civil Court
Compound at Lucknow.

Deponent

122/24

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

Writ Petition No.2010 of 1981.

Shri Ram Darash Pandey.....Petitioner

Versus

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

Annexure-A-I

Office of the IPOs. (F) Akbarpur

Memo No.B/Genl.

Dated 21.7.1979

Consequent upon the vacancy caused due to retirement of Shri Beldutt Tewari V.P.M. Hanswar on 31.3.1979, Shri Maya Shanker Pathak, L.B. V.P.M. with B.O. at Baskhari is made permanent and posted as V.P.M. Hanswar with effect from 1.4.1979. Shri M.S. Pathak is working as V.P.M. Hanswar with effect from 1.4.1979.

Shri Krishna Mani Tripathi, B.P.M. Sarawan and an approved candidate of V.P.M. cadre declared qualified vide SPOs. Faizapabad Memo No.B-3/13, dated 12.4.1979 is ordered to be I.B. Postman with his H.Q. at Baskhari with immediate effect vide Shri M. Shanker Pathak who has been made permanent.

Charge reports should be submitted.

Sd/-
D.S. Yadav
IPOs, East AKB

Copy to :

- 1) P.M. Akbarpur for information and n/a.
- 2) Shri Krishna Mani Tripathi C.A. VPM Office as VPM Baskhari w.e. from 17.7.1979
- 3) Shri Maya Shanker Pathak VPM Hanswar.
- 4) S.P.M. Baskhari. He will please get the post joined by Shri Krishna Mani Tripathi and charge reports submitted.
- 5)-6) S.P.M. Hanswar.
- 6-7) P.F. of Maya Shanker : Krishna Mani.
- 8) O/C.

True copy

Deponent

123

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

Writ Petition No.2010 of 1981

Shri Ram Darash Pandey.....Petitioner

Versus

Union of India and others.....Opposite Party

Annexure - A-II

प्रतिलिपि

सूचना

जापन संख्या पी०एफ०एच०/६७२ दिनांक फैजाबाद-२२४००१

7-8-1979

सर्व साधारण को सूचित किया जाता है कि सरावा शाखा डाकघर जो उपडाकघर रामनगर जनपद फैजाबाद के अन्तर्गत है के लिए 107/= निर्धारित मासिक भत्ते पर शाखा डाकपाल की तुरन्त आवश्यकता है। इच्छुक व्यक्ति निर्धारितफार्म पर अपना प्रार्थना पत्र अपने हाथ से भर कर तथा हस्ताक्षर करके डाक अधीनक फैजाबाद के पास इस प्रकार भेजें कि 21-8-1979 तक अवश्य प्राप्त हो जाय। निर्धारित तिथि के बाद प्राप्त तथा अधूरे प्रार्थना पत्रों पर विचार नहीं किया जायगा।

निर्धारित फार्म जिस पर आवेदन करना है शाखा डाकपाल शाखा डाकपाल सरावा एवं उपडाकपाल रामनगर के पास से निःशुल्क प्राप्त हो सकते हैं।

अर्हताएँ

- 1- शैक्षिक योग्यता :- अभ्यर्थी को कम से कम कक्षा 8 उत्तीर्ण होना चाहिये। हाई स्कूल पास की वरीयता दी जायेगी।
- 2- आयु सीमा :- अभ्यर्थी की आयु प्रथम जुलाई 1979 को 18 वर्ष से कम तथा 60 वर्ष से अधिक नहीं होनी चाहिए।
- 3- आय :- अभ्यर्थी की मासिक आय व्यक्तिगत निजी नाम की चल या अचल सम्पत्ति से 50/=मासिक से कम नहीं होनी चाहिए। इस सम्बन्ध में सक्षम राजस्व अधिकारी का प्रमाणपत्र संलग्न करें।
- 4- निवास स्थान :- अभ्यर्थी को उसी गांव का निवासी होना चाहिए जहाँ पर डाकघर मंजूर हुआ है।

5- जाति :- अनुसूचित जाति तथा अनुसूचित जनजाति एवं पिछड़े वर्ग के अभ्यर्थी जाति प्रमाण पत्र का प्रमाण पत्र संक्षम अधिकारी का संलग्न करें ।

6- अन्य :- अभ्यर्थी को जनता के द्वारा चयन किए गये किसी भी पद पर आसीन नहीं होना चाहिए एवं अदालत द्वारा दंडित भी न होना चाहिए ।

नोट :- सभी आवश्यक प्रमाण पत्रों की सत्यापित प्रतिलिपि मूल प्रार्थना पत्र के साथ अवश्य नत्थी करें ।

हस्ताक्षरित - अधीक्षक डाकघर
फैजाबाद प्रखण्ड फैजाबाद

प्रतिलिपि सूचना पट पर चिपकाने तथा प्रचार हेतु :- 8/8

- 1- शाखा डाकपाल सरावां
अभ्यर्थी को निःशुल्क बांटे संलग्न सादे प्रार्थना पत्र
- 2- उपडाकपाल रामनगर फैजाबाद
- 3- प्रधान ग्रामसभा सरावां पोस्ट सरावां फैजाबाद
- 4- डाक निरीक्षक अकबरपुर पूर्वी।
- 5- प्रधानाध्यापक प्रा0प0 सरावां पोस्ट सरावां फैजाबाद
- 6- लाइन ओवरसियर रामनगर फैजाबाद

सत्य प्रतिलिपि

एम0पी0प्रीवास्तव।
अभिधर्मा

125 X
77

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

Writ Petition No. 2010 of 1981

Shri Ram Darash Pandey.....Petitioner,

Versus

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

Annexure-A-III

Indian Posts and Telegraphs Department

From,

The Postmaster General,
U. P. Circle, Lucknow.

To

Shri M.P. Srivastava,
Superintendent of Post Offices,
Faizabad.

No. VI-G/M-20/FZD/79/1, dated Lt-226001, the 8.8.1980.

Sub :- Complaint against shifting of ED BPO Sarawan.

Ref: Your letter No. PFA-672, dated 30.6.1980.

From the report of revenue authorities received vide above it is clear that the present location of Sarawan P. O. is not in the main village but in its hamlet and thus irregular.

Please consider making fresh appointment to ensure that the post office is located in the main village expeditiously under intimation to this office.

Receipt of this letter may also please be acknowledged.

Sd/-
(Raghav Lal)
Vigilance Officer I
For Postmaster General, UP

True Copy

(M.P. Srivastava)
Deponent

126 ^{1/2} / 78

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

Writ Petition No. 2010 of 1981

Shri Ram Darash Pandey..... Petitioner,

Versus

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

Annexure - A-IV

Indian Posts and Telegraphs Department

From

The Regional Director Postal Services,
Lucknow.

To

The S. P. Os.,
Faizabad.

No. BDL/ Staff/ EDDA-43/43/80/9, dated at Lucknow 9/13-2

Sub : Appointment of BPM Sarawan (FYD)

Ref : Your No. PFA-672 Dated 17.11.1980.

The representation of Shri Ram Darash Pandey was considered by the D.P.S. Lucknow along with the report of ~~XXXX~~ Distt. Authorities and has been rejected by him. The representationist may please be given a suitable reply by you. The Divisional office file is returned h/w, and the date of communication be reported to this office.

Sd/-
For Director Postal Services
Lucknow

True copy

(M. P. Srivastava)
Deponent

सरावाँ खास, सरावाँ डाकघर के अन्दर आनेवाले सभी ग्रामों के बीचों बीच तथा निकट पड़ता है। जनता की सुविधा को देखते हुए सरावाँ डाकघर सरावाँ खास में प्राचीन स्थान पर होना अच्छा होगा।

भवदीय,
हस्ताक्षरित को जिलाधिकारी
फैजाबाद

17-5-1980

सत्य प्रतिलिपि

॥एम०पी०जी०वास्तव॥
अपयकता

F.F. Serial N.1 dated 30/8/82

IN THE HON'BLE HIGH COURT OF JUDICATURE
AT ALLAHABAD, SITTING AT LUCKNOW :

Civil Misc. Application No.....of 1982

In re
Writ Petition No 2010 of 1981



Dist Faizabad

Serial N.1

Ram Daras Pandey Petitioner.

Versus

Union of India and others.. Opp. parties.

Application for Condonation of delay in filing
the Re-Joinder Affidavit.

The applicant Petitioner above named
most respectfully begs to state as under +

1. That the necessary instructions could not be received earlier as such the Re-Joinder Affidavit ~~fixed~~ could not be filed within time.
2. That the Re-Joinder Affidavit is now ready and is being filed without any further ~~delay~~. loss of time.

(Contd. on page -2).

Ram Daras Pandey

3. That the delay in filing the Re-Joinder Affidavit is bonafide not deliberate and is liable to be condoned.

- P R A Y E R : -

WHEREFORE, it is most respectfully prayed that the delay in filing the Re-Joinder Affidavit may kindly be condoned and the same is liable to be taken on record.

Lam Das Pandey

LUCKNOW:

DATED : 27.8.1982.

S.K. Awasthi
27/8/82
S.K. Awasthi (Advocate),
Counsel for the Petitioner

27/8/1982

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IN THE HON'BLE HIGH COURT OF JUDICATURE
AT ALLAHABAD: SITTING AT LUCKNOW

Re-Joinder Affidavit on behalf
of the Petitioner against the
Counter Affidavit filed by the
Opposite parties No.1 to 5.

In re:

Writ Petition No.2010 of 1981

Sri Ram Daras Pandey Petitioner.

Versus

Union of India & 8 others. Opp.parties.

RE-JOINDER AFFIDAVIT:

I, Ram Daras Pandey S/o Sri Ram Anjore Pandey
aged about 27 years permanent R/o Village Sarawan,
Pargana Birhar Tehsil Tanda, District Faizabad do
hereby solemnly affirm on oath as under :-

1. That the deponent is the sole Petitioner of
the above noted Writ Petition and he is fully
conversant with the facts deposed to herein.
2. That the deponent is ready to Counter Affidavit
filed by the opposite parties No.1 to 5 and
has understood the contents thereof.

(Contd.on page-2.

Ram Daras Pandey

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3. That before giving a parawise reply to the ~~the~~ allegations made in the Counter Affidavit certain facts which are irrelevant for the disposal of the Writ Petition are being stated.
4. That ⁴ paras of the Counter Affidavit are admitted.
5. 5 paras of the Counter Affidavit are admitted.
6. 6 paras of the Counter Affidavit are admitted but it was not described by the opposite parties ~~Ram Daras~~ that extra departmental branch Post Master Sri Ram Daras Pandey was appointed on 28.8.1979 and he was still in his regular service still 12.8.1980 still 11 months and 16 days a certified true copy of the order of Superintendent of Post Offices, Faizabad Division, Faizabad dated 12.8.1980 is annexed herewith as annexure No.1 to this ReJoinder Affidavit and other portion of such para is admitted.
7. Para 7 of the Counter Affidavit is admitted.
8. That the para 8 of the Counter Affidavit is admitted.
8. That para 9 of the Counter Affidavit is admitted.



(Contd. on page -3).

Ram Daras Pandey

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9. That para 9 of the Counter Affidavit is admitted.
10. That para 10 of the Counter Affidavit is admitted.
11. Para 11 of the Counter Affidavit is admitted.
12. Para 12 of the Counter Affidavit upper portion is admitted but lower portion denied because of the facts no notice has been sent to the Petitioner by the Postal Department.
13. That para 13 of the Counter Affidavit over is baseless and fully denied because of the facts for the verification on the application of appointment of the Petitioner was the liability and the responsibility of the Inspector of Post Offices Department of area Akbarpur East if he had not verified he is responsible for that where the question of the responsibility of the Petitioner it was also the duty for responsibility Verification of the Inspector of Post-Offices when the Petitioner is permanent R/o Villlage Sarawan and the same was confirmed by the Revenue Authority Tehsildar , Tanda with District Magistrate, Faizabad, as the annexure No.7 and N.8 of the Writ Petition and the Petition had full documentary proof and evidences for his residence as the annexure No.4,5 and 6 but the opposite parties have not any kind of



Ram Daras Pandey

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documentary evidences that the Petitioner is the R/o Hamzapatti when the Election Role as annexure No.6 of the Writ Petition shows that the Petitioners and Opposite party No.9 both of are the R/o Sarawan village on the Sl.No.353 and House No.76 has Petitioner and in the same village opposite party No.5 comes under the Sl.No.168 under the House No.39 has equal village and equal houses so in this circumstances here is no any kind of dispute in residing.

14. That the para 14 of the counter affidavit over portion is admitted but lower portion denied because the unlawful payment of the opposite party No.9 is effected by the vacant Post of Sri Krishnamani Tripathi and opposite party No.9 is the wife of Krishnamani Tripathi and the last line of the report of District Magistrate, Faizabad is already effected in such para because District Magistrate describes in the last line of his report dated 17.5.1980 that the village Post Office will be ride in the old place when Post Office could be open in any house in any place of the village Sarawan. When the Petitioner is permanent R/o village Sarawan and is ~~permanent~~ proprietor of tenure holdings



Ram Daras Pandey

(Contd. on Page-5).

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is also situate in the village Sarawan and according to Election Role he is a the Citizen of India because he has fully citizenship as a poor villager citizen of village Sarawan because he is the permanent R/o such village.

15. That para 15 of the Writ Petition is the deciding matter by this Hon'ble Court because ~~permanent~~ termination is a major punishment of any kind of employee and show cause notice necessary.
16. That para 16 of the Counter Affidavit are denied because of the fact appeal was not duly considered by the Director, Postal Services which was filed by the Petitioner against the order of termination of his services because termination is a major punishment of any kind of employee so the documentary evidences already neglected by the Director Postal Services which shows that the Petitioner is a permanent R/o village Sarawan District Faizabad.
17. Para No.17 of the Writ Petition that when the petitioner was the permanent R/o village Sarawan, District Faizabad and all of the documentary evidences shows that the petitioner is the permanent R/o village Sarawan but on



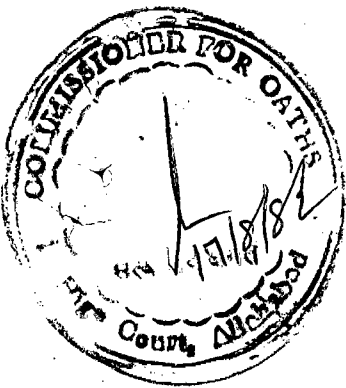
Ram Das Pandey

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this ground appeal was rejected by the Director of Postal Services when the opposite parties have not any kind of documentary evidence that the petitioner is the R/o Hamzapatti and the name of Hamzapatti is not recorded in any kind of documentary evidences which are filed by the opposite parties.

18- That this para of the ~~kind~~ counter affidavit over portion is admitted but the lower portion of the such para has hostiled report of the Distt. Magistrate, Faizabad dated 17.5.1980 this report is effected by the opposite parties and it is the result of enmity and sufficient effect which was fell down on the District Magistrate, Faizabad, so in this circumstances this report given by District Magistrate, Faizabad on 17.5.1980 is malicious and hostiled report as hostiled witnesses in any kind of criminal case.



19. That para 19 of the Counter Affidavit is fully denied because this para is baseless and it is void under the eyes of the law that Akar patra 45 is not law-ful document when the Akar Patra 45 is a Revenue law-ful record has been made by the Consolidation authorities and Revenue authorities but according to opposite parties consolidation proceedings of any state for the tenure holding

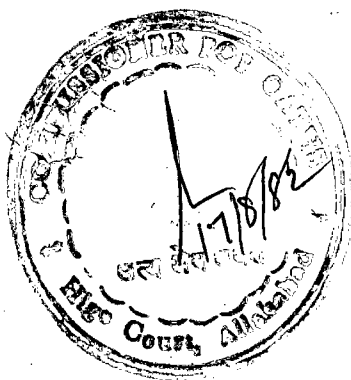
(Contd. on page-1)

Ram Dadas Pandey

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are ~~about~~ doubtful if the Akar Patra 45 not relevant document evidence when Akar Patra 45 is an original document for title as the ownership of any tenure land property under U.P. Consolidation Act.

20. That para 20 of the Writ Petition is baseless and it is fully denied by the Petitioner because of the fact District Magistrate is a responsible and respected post of any District in any province of India but the signature and attestation or certificate executed by ~~the~~ any kind of District Magistrate as no any kind of value. It is stated by the opposite parties in such ~~report~~ para 4 signature of District Magistrate/any kind of value on executed by him in any kind of certificate only the signature of District Magistrate on any kind of report has full importance but the signature on any kind of certificate District Magistrate has no importance when the signature and responsibility same.



21. That para 21 need not to reply.

22. That para 22 is fully denied because annexure No.9 last ^{of the writ petition} termination order dated 6.3.81 is on the record and the Writ Petition.

(Contd.on page-8).

Ram Das Pandey

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23. That the No.23 of the Writ Petition is baseless and it was void under the eyes of the law when the termination is major punishment and without Show Cause there is no ground for termination like just the minor punishment.
24. That the para 24 of the Writ Petition is the deciding matter by this Hon'ble Court in the cases of major punishment without imposed on the employee.
25. That the para 25 of the Writ Petition is baseless and it is fully denied by the Petitioner had as no value under the eyes of the law and other para is forceless because of the fact forceful documentary evidences are in the favour of the petitioners that he is permanent R/o village Sarawan, District Faizabad. There is no any kind of village Hamzapur & is not recorded in any kind of administrative documentary evidences when the Election role is not valuable of such village.
26. That para 26 of the Counter Affidavit is baseless and it is a void ~~cause~~ against the termination of the services of the Petitioner has not valued ground in this circumstances this order of termination is unlawful.
27. That the issue of the termination order against the law it was not issued only after considering



Ram Paras Pandey

(Contd. on page-9)

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the documentary evidences and its unlawfully submitted to the Petitioner. The grounds taken in the Writ Petition that the Re-Joinder Affidavit are lawfull. The Writ Petition lawfull merits and it is liable to be allowed throughout with cost.

Ram Dasastomdey

LUCKNOW:
DATED. : 17.8.1982.

DEPONENT.

Verification:

I, the above named deponent do hereby verify that the contents of para 1 and 2 of the Re-Joinder Affidavit are true to my personal knowledge and the contents of paragraph 3 to 26 of the Re-Joinder Affidavit are true to the deponent's own full knowledge and care from the record which are ~~like~~ believed by me to be true and the contents of paragraph 27 are based on legal advice which I believe to be true. No part of its false and nothing material has been concealed by me so help me God.

Ram Dasastomdey

LUCKNOW:
DATED :

DEPONENT.

I, identify the deponent who has signed before me.

S.K. Awasthi
S.K. Awasthi, Adv
Advocate.
17/8/82

Solemnly affirm before me
at 3:30 P.M. on 17.8.82
by the deponent *Ram Dasastomdey*
who has been identified by Sri S.K. Awasthi,
Advocate, High Court, Lucknow Bench, Lucknow.

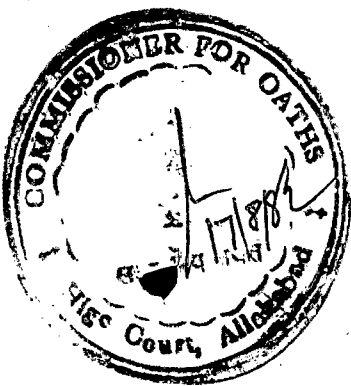
I have satisfied myself by examining the deponent that he understands the contents of this affidavit which has been read over and explained by me.

M. K. Dasastomdey
OATH COMMISSIONER

High Court, (Lucknow Bench)

LUCKNOW

No... 47/374/82
Date... 17.8.82



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

Writ Petition No. 2010 of 1981

Ram Darash Pandey.

Petitioner.

Vs.

Union of India & others.

Respondents/ Opp. Parties

Annexure No. _____

INDIAN POSTS & TELEGRAPHS DEPARTMENT

Office of the Supdt of Post Offices,
Faizabad Divn. Faizabad

Memo. No. P.A. 672

Dated at Faizabad, the 12.8.1980

Services of Sri Ram Daras Pande E.D. B.P.M. Sarwan
(Faizabad) are hereby terminated with immediate effect
under Rule 6 (of E.D.A's Conduct and Service Rules), 1964.

Charge report should be prepared and submitted to
all concerned.

Sd/-

Supdt of Post Offices,
Faizabad Divn.

Sd/-
12.8.80

Copy issued for information and N/A to :-

1. The P.M. Akbarpur.
2. The S.P.M. Ram Nagar (Faizabad)
3. The Official concerned.
4. The I.P.Os(E) Akbarpur, Copy meant for the official
is enclosed h/w for service on him under receipt. Line
O/S should be given charge of the E.D. B.P.M.
- 5.6. O/C & spare.



(True Copy)

Ram Daras Pandey

M. Kapoor Ach
CATH COMMISSIONER
High Court, (Lucknow Bench)

LUCKNOW

No. 47/374

Date 17.8.80

ORDER SHEET

IN THE HIGH COURT OF JUDICATURE AT ALLAHABAD

(S.D.)

No.

2010

of 1981

vs.

Date	Note of progress of proceedings and routine orders	Dated of which case is adjourned
1	2	3
27/4/81	<p>Hon. T.S. Murari J.</p> <p>Hon. S. Zahoor Hussain J.</p> <p>Admit. Nine matters.</p> <p>Sd. T.S.M.</p> <p>Sd. S.Z.H.</p> <p>27/4/81</p>	
	25-9-1981 fixed for all matters	NB
	<p>N. Its opp. parties Nos 82</p> <p>9 by Reg. Post - to B.L. Shukla</p> <p>Advocate received copy on behalf</p> <p>of OPP parties Nos 155 and copy</p> <p>received by C.S.C. on behalf of</p> <p>opp. parties Nos 627</p> <p>K.L.S.</p> <p>4/8/81</p>	1/5/81
S.2.22	<p>Seamless Report in W.D.</p> <p>B.P. No 155 - Notices received by B.L. Shukla Adv.</p> <p>but person not filed by him</p> <p>CP No 6 - Represented by S/S Sameer. Sd. K.L.S. Del.</p> <p>CP No</p>	

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_____ 15. _____

Date	Note of progress of proceedings and routine orders	Date of which case is adjourned
1	2	3
	<p>25-2-84</p> <p>Fixed in wt for filing</p> <p>CA. etc.</p> <p>14-1. to st & by RP</p> <p style="text-align: right;">28/8</p>	<p style="text-align: right;">SR</p>

हाईकोर्ट इलाहाबाद लखनऊ बेंच, लखनऊ

(अध्याय १२, नियम १ और ७)

दीवनी विभाग

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प्रकीर्णांक (मुतफरिफ) प्रार्थना - पत्र संख्या सन १६ ३०
Wait Petition No. 2010
Ram Darash Pandey
Union of India and others
प्रति
प्रत्याधी

O.P. No. 8 - Sh. Kamla Prasad Tripathi
Lekh pal through Tahsildar
Tonda Distt - Faizabad प्रत्याधी

चूंकि ऊपर लिखे प्राधी ने इस न्यायालय में उपर्युक्त मुकदमें के सम्बन्ध में

..... के नाम बेलिये प्राथना-पत्र

दिया है, अतः आपको आदेश दिया जाता है कि आप दिनांक 25 माह ११ सन १६ ८५ को या उससे पूर्व उपस्थित होकर कारण बतलायें कि प्रार्थना-पत्र क्यों न स्वीकार कर लिया जाय। उक्त सुनवाई उसके बाद नियमानुसार विज्ञप्ति किसी और

No. 1976 Stamps affixed
Lured letters
weight prescribed
Guide on which
Received a V.P. register
addressed to

दिनांक पर या उससे पहले स्वयं अथवा किसी
की ओर से कार्य करने के लिए कानूनन अधिकृत
पत्र की सुनवाई और निर्णय आपकी अनुपस्थित

*Write here "letter", 'par
Receiving Officer with the

गोहर से आज दिनांक 14 माह 8 सन १६ ८५

To be filled in only when
to be CRC
Insured for Rs. (in figure)

Insurance fee Rs

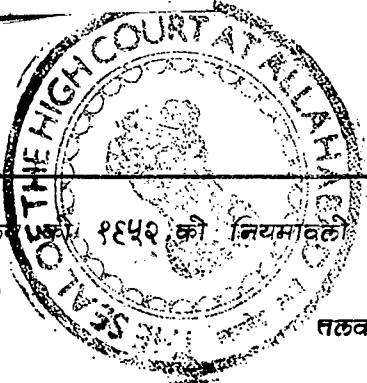
रजिस्ट्रार

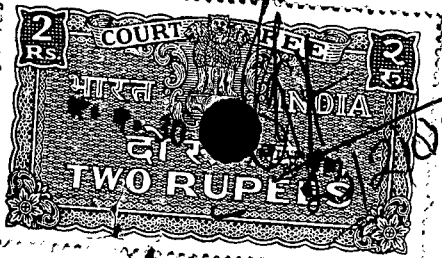
तथि 6/8/85

डिप्टी रजिस्ट्रार
इलाहाबाद/लखनऊ

सूचना—इस न्यायालय में १६५२ की नियमावली के अध्याय ३७ नियम २ के अधीन प्राप्त
तलवाना मिल गया।

तलवाना प्राप्त करने वाले क्लर्क के हस्ताक्षर





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A/96

APPLICATION FOR INSPECTION

To,
The Deputy Registrar,
High Court of Judicature at Allahabad,
(Lucknow Bench) Lucknow.

Urgent

Please allow inspection of the papers passed below. The application is urgent/Ordinary. The applicant is not a party to the case.

26/6/81

Writ Petition No 9040 of 1981

Full Description of case	Whether case pending or decided	Full particulars papers of which Inspection is required	Name of person who will inspect record	If applicant is not a party reason for Inspection	Office report and order
Ram Darash Pandey - Petitioner Union VERSUS Indig anotations	Pending	Full Records of the Case	Sd/- Advocate for the Petitioner	Self Use of the on Behalf of Petitioner	<div>Office report</div> <div>DB - Order for Inspection</div> <div>Deputy Registrar</div> <div>Date 24/12/81</div>

Date

Signature of Advocate or his Advocate

Inspection concluded at

23 on 2

Inspection concluded at

Inspection fee paid by the applicant

Additional fee if any

Inspected By Sd/- Advocate
24/12/81

Ram Darash Pandey

हाईकोर्ट इलाहाबाद लखनऊ बेंच, लखनऊ

(अध्याय १२, नियम १ और ७)

दीवनी विभाग

प्रकीर्णक (मुतफरिक) प्रार्थना - पत्र संख्या सन १६ ई०

New Petition No 2010 सन १६ ई० में

Ram Darash Pandey प्राथी

Union of J. Elia and others प्रत्याधी

O.P. No — Lekhpal Ramla Rasad
Tribunal through the Tahsil
day Tondal Distt
Fajabadi प्रत्याधी

चूंकि ऊपर लिखे प्राथी ने इस न्यायालय में उपयुक्त मुकदमों के सम्बन्ध में

..... के नाम देलिये प्रार्थना-पत्र

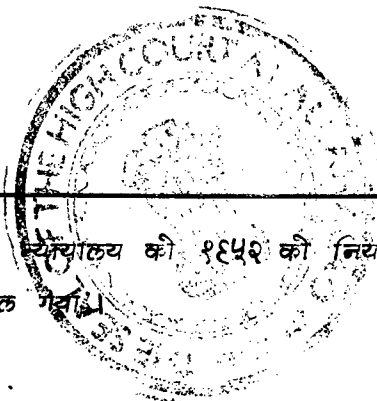
दिया है, अतः आपको आदेश दिया जाता है कि आप दिनांक 25 माह 9 सन १६८५ को या उससे पूर्व उपस्थित होकर कारण बतलायें कि प्रार्थना-पत्र क्यों न स्वीकार कर लिया जाय। उक्त प्रार्थना-पत्र की सुनवाई उसके बाद नियमानुसार विज्ञप्ति किशी और दिन होगी।

विदित हो कि आप ऊपर लिखे दिनांक पर या उससे पहले स्वयं अथवा किसी एडवोकेट या ऐसे व्यक्ति द्वारा, जो आपकी ओर से कार्य करने के लिए कानूनन अधिकृत हों उपस्थित न होंगे तो उस प्रार्थना-पत्र की सुनवाई और निर्णय आपकी अनुपस्थिति में हो जायेंगे।

मेरे हस्ताक्षर और न्यायालय की मोहर से आज दिनांक 14 माह 8 सन १६८५ को जारी किया गया।

..... के एडवोकेट

तिथि



छिप्टो, रजिस्ट्रार
इलाहाबाद/लखनऊ

सूचना—इस न्यायालय की १६५२ की नियमावली के अध्याय ३७ नियम १ के अधीन प्राप्त तलवाना मिल गया।

तलवाना प्राप्त करने वाले क्लर्क के हस्ताक्षर

हाईकोर्ट इलाहाबाद लखनऊ बेंच, लखनऊ
(अध्याय १२, नियम १ और ७)

दीवनी विभाग

प्रकीर्णक (मुतफरिफ) प्रार्थना - पत्र संख्या सन १६ ई०

Writ Petition No. 2010 सन १६ ई० में

Ram Darash Penabey प्राथी

Union of India and others प्रत्याधी

O.P. No. 8 Shri - Kamala Prasad Tripathi
Lekhpal through Tahsildar
Tonda Distt - Faizabad प्रत्याधी

चूंकि ऊपर लिखे प्राथी ने इस न्यायालय में उपर्युक्त मुकदमें के सम्बन्ध में

..... के नाम वे लिखे प्रार्थना-पत्र

दिया है, अतः आपको आदेश दिया जाता है कि आप दिनांक मोह सन १६ ई० को या उससे पूर्व उपस्थित होकर कारण बतलायें कि प्रार्थना-पत्र क्यों न स्वीकार कर लिया जाय। उक्त प्रार्थना-पत्र की सुनवाई उसके बाद नियमानुसार विहृति किसी और दिन होगी।

विदित हो कि आप ऊपर लिखे दिनांक पर या उससे पहले स्वयं अथवा किसी एडवोकेट या ऐसे व्यक्ति द्वारा, जो आपकी ओर से कार्य करने के लिए कानूनन अधिकृत हों उपस्थित न होंगे तो उस प्रार्थना-पत्र की सुनवाई और निर्णय आपकी अनुपस्थिति में हो जायेंगे।

मेरे हस्ताक्षर और न्यायालय की मोहर से आज दिनांक माह सन १६ ई० को जारी किया गया।

..... के एडवोकेट
तिथि 6/8/84

डिप्टी रजिस्ट्रार
इलाहाबाद/लखनऊ

सूचना—इस न्यायालय की १६५९ की नियमावली के अध्याय ३७ नियम २ के अधीन प्राप्त सलवाना मिल गया।



सलवाना प्राप्त करने वाले क्लर्क के हस्ताक्षर

6360-1911-22

1/99

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हाई कोर्ट इलाहाबाद, लखनऊ बेंच लखनऊ
(अध्याय १२, नियम १ और ७)

दीवानी विभाग

प्रकीर्णक (मुतफरिफ) प्रार्थना सं० सन १९..... ई०

..... सं० २०१० सन १९..... ई० में

Ramcharan Pandey प्राथी

Union of India प्रति

Q- Sakhal Kamal Basra प्रत्याथी

Tahsil-Tamola

Distt-Faujabad प्रत्याथी

चूंकि ऊपर लिखे प्राथी ने इस न्यायालय में उपर्युक्त लिखे मुकदमें के सम्बन्ध में
..... लिखे प्रार्थना-पत्र दिया है, अतः आपको आदेश दिया जाता है कि आप
दिनांक माह १२ सन १९..... ई० को या उससे पहले
उपस्थित होकर कारण बतलायें कि प्रार्थना-पत्र क्यों न स्वीकार कर लिया जाय। उक्त प्रार्थना-पत्र की
मुनवाई उसके बाद नियमानुसार बिज्ञप्ति किसी और दिन होगी।

बिदित हो कि यदि आप ऊपर लिखे दिनांक पर या उससे पहले स्वयं अथवा किसी एडवोकेट
या ऐसे व्यक्ति द्वारा जो कानून अकृष्य हों, उपस्थित न होंगे तो उस प्रार्थना-पत्र की मुनवाई और
निर्णय आपकी अनुपस्थिति में हो जायगा।

1920

R. P. 51 (a)

Stamps affixed except in case of uninsu-Rs. P.
red letters of not more than the initial Date-Stamp
weight prescribed in the Post and Telegraph
Guide on which no acknowledgment is due.

Received a V. P. Registered*
addressed to

Signature of Receiving Officer

Insured for Rs. (in figures)

Insurance fee Rs.

P.

(in words)

weight

(in words)

rates

grams

डिप्टी रजिस्ट्रार
इलाहाबाद/लखनऊ

र के आधीन प्राप्त तलबाना

मे वाले क्लर्क के हस्ताक्षर

हाई कोर्ट इलाहाबाद, लखनऊ बेंच लखनऊ
(अध्याय १२, नियम १ और ७)

दीवानी विभाग

प्रकीर्णक (मुतफर्रिक) प्रार्थना सं० सन १९..... ई०

..... सं० २०८ सन १९..... ई० में

..... प्रार्थी

..... प्रति

..... प्रत्याधी

.....

.....

..... प्रत्याधी

चूंकि ऊपर लिखे प्रार्थी ने इस न्यायालय में उपर्युक्त लिखे मुकदमें के सम्बन्ध में

..... लिखे प्रार्थना-पत्र दिया है, अतः आपको आदेश दिया जाता है कि आप

दिनांक माह सन १९..... ई० को या उससे पहले

उपस्थित होकर कारण बतलायें कि प्रार्थना-पत्र क्यों न स्वीकार कर लिया जाय। उपर प्रार्थना-पत्र की

सुनवाई उसके बाद नियमानुसार विज्ञप्ति किसी और दिन होगी।

विदित हो कि यदि आप ऊपर लिखे दिनांक पर या उससे पहले स्वयं अथवा किसी एडवोकेट

या ऐसे व्यक्ति द्वारा जो कानून अकृष हों, उपस्थित न होंगे तो उस प्रार्थना-पत्र की सुनवाई और

निर्णय आपकी अनुपस्थिति में हो जायगा।

मेरे हस्ताक्षर और न्यायालय की मोहर से आज दिनांक माह ११-.....

सन १९..... को जारी किया गया।

..... के एडवोकेट

तिथि.....

डिप्टी रजिस्ट्रार
इलाहाबाद/लखनऊ

सूचना—इस न्यायालय की १९५२ की नियमावली के अध्याय ३७ नियम २ के अधीन प्राप्त तलबाना मिल गया।

तलबाना प्राप्त कराने वाले क्लर्क के हस्ताक्षर

हाई कोर्ट इलाहाबाद, लखनऊ बेंच लखनऊ
(अध्याय १२, नियम १ और ७)

A/101

दीवानी विभाग

प्रकीर्णक (मुतफरिफ) प्रार्थना सं० सन १९..... ई०

..... सं० ३१८ सन १९..... ई० में

..... प्रार्थी

..... प्रति

..... प्रत्यार्थी

.....

.....

..... प्रत्यार्थी

चूंकि ऊपर लिखे प्रार्थी ने इस न्यायालय में उपर्युक्त लिखे मुकदमें के सम्बन्ध में
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उपस्थित होकर कारण बतलायें कि प्रार्थना-पत्र क्यों न स्वीकार कर लिया जाय। उक्त प्रार्थना-पत्र की
सुनवाई उसके बाद नियमानुसार विज्ञप्ति किसी और दिन होगी।

विदित हो कि यदि आप ऊपर लिखे दिनांक पर या उससे पहले स्वयं अथवा किसी एडवोकेट
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निर्णय आपकी अनुपस्थिति में हो जायगा।

मेरे हस्ताक्षर और न्यायालय की मोहर से आज दिनांक माह
सन १९..... को जारी किया गया।

..... के एडवोकेट

तिथि.....

डिप्टी रजिस्ट्रार
इलाहाबाद/लखनऊ

सूचना—इस न्यायालय की १९५२ की नियमावली के अध्याय ३० नियम २ के अधीन प्राप्त तलबाना
मिल गया।

तलबाना प्राप्त करने वाले क्लर्क के हस्ताक्षर

हाई कोर्ट इलाहाबाद, लखनऊ बेंच लखनऊ
(अध्याय १२, नियम १ और ७)

दीवानी विभाग

प्रकीर्णांक (मुतफरिफ) प्रार्थना सं० सन १९..... ई०

..... सं० सन् १९..... ई० में

..... प्राथी

..... प्रति
..... प्रत्याथी

..... प्रत्याथी

चूंकि ऊपर लिखे प्राथी ने इस न्यायालय में उपर्युक्त लिखे मुकदमें के सम्बन्ध में
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सुनवाई उसके बाद निष्मानुसार विज्ञप्ति किसी और दिन होगी।

विदित हो कि यदि आप ऊपर लिखे दिनांक पर या उससे पहले स्वयं अथवा किसी एडवोकेट
ऐसे व्यक्ति द्वारा जो कानून अकृष्ट हों, उपस्थित न होंगे तो उस प्रार्थना-पत्र की सुनवाई और
निर्णय आपकी अनुपस्थिति में हो जायगा।

मेरे हस्ताक्षर और न्यायालय की मोहर से आज दिनांक माह
सन १९..... को जारी किया गया।

..... के एडवोकेट

तिथि.....

डिप्टी रजिस्ट्रार
इलाहाबाद/लखनऊ

सूचना—इस न्यायालय की १९५२ की निष्मावली के अध्याय ३७ नियम २ के अधीन प्राप्त तलबाना
मिल गया।

तलबाना प्राप्त करने वाले क्लर्क के हस्ताक्षर