

13/1/94

Hon. Mr. S.N. Prasad, J.M.
Hon. Mr. V.K. Seth, A.M.

None for the applicant.
Shri Anil Srivastava Counsel for
the respondents is present.
List this case on 18/3/94
for hearing & disposal.

A.M.

J.M.

10.3.94

Hon. Mr. Justice R.L. Verma Vc
Hon. Mr. V.K. Seth, A.M.

None for the applicant.
List this case on 18.5.94

A.M.

Vc

18/5/94

Hon. Mr. V.K. Seth, A.M.
Hon. Mr. R.K. Saxena, J.M.

None for the applicant. Shri
Anil Srivastava learned Counsel
for the respondents is present.
A perusal of records shows
that the C.A. was filed as
early as Dec. 88 & notices
have been issued from this
Bench to the parties including
the applicant on 5/3/93. However
no R.A. has been filed so far.
It is further noticed that on the
last several occasions such
as 4/2/93, 13/7/93, 12/11/93 & today.
No response on behalf of the
applicant. In view of this position
this application is dismissed
for default of the applicant.

J.M.

A.M.

of
RA already
CA already
S. Prasad
17/3/94

of
CA on behalf of
respondents
RA on 1/11/93
Dismissed
admitted
Submitted for order
17/5/94

Member of Order
K.R. Bhat
17/5/94

(15)

15.4.93

No sitting of D.B.
adjourned to 12.5.93.

12.5.93

No sitting of D.B. adjourned
to 13.7.93.

13/7/93

Hon. Mr. S.N. Prasad, J.M.
Hon. Mr. B.M. Singh, A.M.

~~None~~ responds on behalf of the
applicant. Shri A.K. Chaturvedi, brief-
holder of Shri ANIL Srivastava, is
present on behalf of the respondents.
List this case on 9-9-93.

A.M.

J.M.

9.9.93

No sitting of D.B. adj
on 29.10.93

29.10.93

No sitting of D.B. adj
on 8.12.93

8.12.93

No sitting of D.B. adj
on 19.1.94

CR

RA not filed
5.10.94

or
noting
RA not filed
SFH

13/7/93

or
noting
RA not filed
SFH

SFH

or
RA not filed
SFH

SFH

14/8

or
RA not filed
SFH

SFH

20/9/93

or
RA not filed
SFH

CR

(4)

30.1.92

D.R.

counsel for O.P.
is present. Applicant
is absent. And he
is ordered to file
Rejoinder by

21/4/92.

21.4.92

D.R.

Respondent's side is
present. Applicant to
file Rejoinder by 20/7/

20.7.92

D.R.

Both the parties are
absent. Applicant
to file Rejoinder by

11/9/92

10.9.92

D.R.

Both the parties are absent.
Applicant to file rejoinder
by 9-11-92

9.11.92

Both the parties are absent
Applicant to file Rejoinder
by 31.12.92

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
CIRCUIT BENCH AT LUCKNOW.

O.A./T.A. No. 130 1980 (C)

Putti Lal

Applicant(s)

Versus

U. O. R.

Respondent(s)

Sr. No.	Date	Orders
7-10-80		<p>Hon. K. S. Puttapuram, V.C. Hon. A. S. John, A.M.</p> <p>Admit. Emergent notices to file their reply on the main 4. Interim prayer. Call on 24-10-80 to consider the interim prayer.</p> <p>Sd/- A.M.</p> <p>Sd/- V.C.</p> <p>OR</p> <p>Stamp (S.P.S) was not available</p>
24-10-80		<p>Hon. S. S. Mitra, A.M.</p> <p>On the request of counsel for applicant the case is adjourned to 21-11-80 for order on interim prayer. Jish</p>
11-11-80		<p>OR</p> <p>Notices issued to Respondents No 1 to 4 through Rqd. Post fixing 21-11-80 to consider the interim prayer Jish</p>
15-11-80		<p>OR</p> <p>Notice were issued to the respondents fixing 21-11-80 to consider the interim prayer. Notice of Respondent No. 3, have been received back with the postal remark. No reply on behalf of other respondent have been filed so far. Submitted.</p>
21-11-80		<p>No sitting. Adjourned to 24-11-80 for order.</p>

Jish
21/11

Jish
15/11/80

Power to
behave
respond

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
CIRCULAR DEPARTMENT AT DELHI NO.

O.A./T.A. No. 130 1980(U)

Putti Lal

Applicant(s)

O.O.L. Lal

Respondent(s)

Sr. No.	Date	Orders
	<u>17/1/89</u>	<u>OB</u> In compliance with Court's order dt. 23.1.89, no reply has been filed by the counsel for respondents.
<u>22-2</u>		NO SITTING. Adjourned to 10/3/89 for hearing. Jish 17/4/89 Rm 22/2
		<u>CR</u> No reply filed. h 9/3/89
<u>10.3.89</u>		Hon Kamleshwar Nath V.C., Hon A Jay Johri A.M. Counsel for the both parties are present before the Tribunal. The case is adjourned to 7/4/89 for hearing.
<u>6/4/89</u>	<u>OR</u>	<u>3f</u> <u>A.M.</u> No reply filed by the learned Counsel for the respondents as directed by the Court's order dt. 23.1.89. Submitted V.C. Jish 6/4/89

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
CIRCUIT BENCH, LUCKNOW

ORDER SHEET

REGISTRATION No. OP. 130-A of 1988

APPELLANT
APPLICANT

VERSUS

DEFENDANT
RESPONDENT

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

25/9/89

Hon Justice K. Nath, VC.
Hon. K. Obayya, Am.

Sri Anil Srivastava makes appearance on behalf of opposite parties No. 1 & 2 and files a reply on their behalf with application for condonation of delay. Sufficient cause is shown, the delay is condoned. The applicant may file rejoinder within two weeks.

The postal endorsement on the notice of opposite party No. 3 & 4 which has been returned to this office seems to signify that opposite party No. 3 & 4 was not met. In the circumstances, the notices will have to go afresh. The applicant will ~~take steps~~ ^{furnish revised address of} within two weeks and thereupon notices will be issued to opposite party No. 3 & 4 and the case be listed for further orders on 12-10-89.

[Signature]
Am.

[Signature]
VC

12/4/89

No. Sitting Adj to 22-12-87.
Applicant & learned counsel to reports are present.

On 12/4/89, the applicant has filed a revised address of opposite party No. 3 & 4.

OR

The applicant has furnished the revised address of opposite party No. 3 & 4 in compliance of Court's order dated 25/9/88 as yet, hence notices could not be sent to OP No. 3. Submitted per *[Signature]*

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL, ADDL. BENCH,

A L L A H A B A D

(Circuit Bench at Lucknow)

O.A. ¹³⁰ ~~141~~ of 00 (4)

Putti Lal & Others ... Applicants

Versus

The Union of India, Railways ... Opposite Parties/
Respondents.

I N D E X

S.No.	Particulars	Page's
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2.	<u>Annexure No. I.</u> Seniority List dt. 30.1.87 ...	9
3.	<u>Annexure No. II.</u> Impugned order dt. 755E/1-5/MB ... dated 28.9.88. <u>Annexure. No. III</u>	10-11
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Prabhakar Bishnoi.
(PRABHAKAR BISHNOI)

Advocate
Counsel for the Applicants.

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL, ADDL. BENCH,

ALLAHABAD.

(Circuit Bench at Lucknow)

SA 138 of 09(L)

Ruled by

Noted on 7.10.88

P. P. Khan

Adv.

5.10.88

1. Putti Lal S/o Sri Sajan
2. Dharampal S/o Sri Angan
3. M.S. Alexander S/o Sri H.H. Alexander.

All the above posted as Lorry Cleaners
in the Office of D.R.M. Northern Railway,
Hazratganj, Lucknow.

Versus

1. The Union of India, through the Secretary,
Railways, Rail Bhawan, New Delhi.
2. D.R.M. Northern Railway, Hazratganj, Lucknow.
3. Sri D.P. Tripathi, father's name not known,
Safai Wala posted under R.T.I., Northern
Railway, Lucknow.

Details of the Application :

I. Names of the applicants :

- I to III
1. Putti Lal S/o Sri Sajan
 2. Dharam Pal S/o Sri Angan

3. M.S. Alexander S/o Sri H.H. Alexander

All posted as Lorry Cleaners in the
Office of the D.R.M., Hazratganj, Lucknow.

contd..P/2

IV- C/o R.T.I. D.R.M. Office, Lucknow.

V- Address for Service of all notices. C/o R.T.I.,
D.R.M. Office,
N.Railway, Lucknow.

2. Particulars of the respondents :

1. The Union of India, through the Secretary, Railways, Rail Bhawan, New Delhi.
2. D.R.M. Northern Railway, Hazratganj, Lucknow.
3. Senior Divisional Personnel Manager, Northern Railway, Hazratganj, Lucknow.
4. Sri D.P.Tripathi, father's name not known, Safai Wala, posted under R.T.I., Northern Railway, Lucknow.

3. Particulars of the order against which application is made.

The application is against the following orders:

- (i) Order No. 755E/1-5 MB Divn.
- (ii) Dated 28.9.88
- (iii) Passed by D.R.M. Northern Railway Hazratganj.
- (v) Subject in brief : Fixing of Seniority of Respondent No. 4 Sri D.P.Tripathi.

4. Jurisdiction of the Tribunal :

The applicants declare that the subject matter of the order against which they seek redressal is within the jurisdiction of the Tribunal.

contd.....P/3

5. Limitation :

The applicant further declares that the application is within the limitation prescribed in Sec. 21 of the Administrative Tribunal Act, 1985.

6. Facts of the case :

The facts of the case are given below : -

(1) That the applicants are working as cleaners for lorries owned and operated by the department and their next promotion is as Drivers of Lorries.

(2) That the department maintains a seniority list of Lorry cleaners which was published on 5.2.87 and is Annexure-I.

(iii) That by the impugned order Annexure-2, the respondent No. 4 Sri D.P.Tripathi has been assigned his seniority below Sri Bal Karan Yadav item No. 6 in Seniority List Annexure-I and above Sri Putti Lal No. 7 of the Seniority list, thus making respondent No. 4 senior to all the applicants, and giving the respondent No. 4 a chance to be posted as a driver in near future against the vacancy which is shortly expected to arise. This will prejudice the claim of the applicants and will mean giving the respondent No. 4 undue advantage against the applicants.

(iv) That the order No. 755E/1-5/MB Divn dated 28.9.88 contained in Annexure-2 is arbitrary, illegal and unjust on the following grounds amongst others : -

(a) That the impugned order is dated 28.9.88

contd....P/4

and purports to decide representations dated 20.6.88 made by the applicants. In fact the applicants never made any representation dated 20.6.88. ^{An3.} The representation, dated 12.7.88, ^{An4} made by applicants has not been considered. In fact before making such an order, representation against the proposed seniority should have been invited and decided. The applicants therefore had no opportunity of making representation against the impugned order. The impugned order is thus arbitrary as no opportunity was given to the applicants for making a representation against it.

- (b) That the respondents No.4 had in fact made no representation against the seniority list contained in Annexure-I and it has become final on 6.3.87 after one month of its publication and no representation on the subject could be entertained after the time fixed.
- (c) That respondent No. 4 was only a Safaiwala. He had no claim to the job of a cleaner.
- (d) That change of category from Safaiwala to Cleaner could only be made by the competent authority and not by A.M.E. In fact the competent authority has not sanctioned the change of category from Safaiwala to that of a Cleaner in the case of Respondent No. 4.
- (e) That in fact respondent No. 4 Sri D.P.Tripathi was never drafted as Cleaner by the A.M.E. much less as

early as 16.1.83. Had it been so the respondent would have been working as a Cleaner since 16.1.83. In fact the respondent No. 4 has not worked as a Cleaner for a single day. The record is being manipulated to accommodate the respondent No. 4 to give him undue benefit over and above the applicants. Had the respondent been working as cleaner since 16.1.83 his name would have found place in the seniority list of cleaners published as late as 30.1.87.

- (f) That in fact there did not exist any post of cleaner in the year 1983 and respondent No. 4 could not be posted as cleaner in the year 1983.
- (g) In case respondent No. 4 would have been appointed as cleaner in the year 1983 would have been posted along with the applicants and others of the list in the office of D.T.I. Lucknow.
- (h) No post existed on 16.1.83 of a cleaner and no vacancy existed, how could respondent No. 4 be appointed as cleaner. In fact Truck No. URU 5449 was received on 1.1.83 and the drivers of other vehicles operated it and the persons shown in the list dated 30.1.87 Annexure -I are cleaners worked with those drivers time to time. The posting of respondent No. 4 was not in existence at that time.
- (i) That the respondent 4 is drawing his pay even

at present as Safaiwala and not as cleaner.

- (j) That the previous petition No. 67/88 was decided by this Hon'ble Court on the preliminary point and other issues raised by the applicants were not thought to be necessary to be considered. These issues have become vital after passing of the impugned order. Hence this petition again.

7. Relief(s) sought :

In view of the facts mentioned in para 6 above the applicants pray for the following reliefs : -

1. That the order No. 755E/1-5/MB Divn. dated 28.9.88 passed by D.R.M. respondents no. 2 be quashed.
2. Costs of this petition be awarded to the applicants.

8. Interim order if prayed for

Pending final decision on the application the applicants seek issue of the following interim order : -

That this Hon'ble Court be pleased to stay the operation and implementation of the of the impugned order No. 755E/1-5/MB Divn. dated 28.9.88 passed by the respondent No. 2 as contained in Annexure II and the respondents be restrained from posting the respondent No. 3 as a Driver in any vacancy unless and until the all the applicants are absorbed as Drivers.

contd....P/7

9. Details of remedies exhausted :

The applicants declare that they have availed of all the remedies available to them under the relevant service rules.

The applicants made representation dated 12.7.88 and it has been rejected. An. 3

The applicants further declare that the matter regarding which this application has been made is not pending before any court of law or any other authority or any other bench of the Tribunal.

11. Particulars of Bank Draft/Postal Order in respect of the application fees.

- 1- No. of Indian Postal order **DD 067029**
- 2- Name of the issuing Post Office **Lucknow**
- 3- Date of issue of Postal Order. **29.9.88**
- 4- Post Office at which payable **Allahabad**

12. Details of Index.

An Index in Duplicate containing the details of the documents to be relied upon is enclosed.

13. List of enclosures :

1. Seniority list dated 30.1.87 - Annexure I
2. Impugned order ... Annexure II
3. Representation dt. 20.6.88... Annexure III
4. Representation dated 12.7.86.. Annexure IV
5. Impugned order dated 17.5.68 Annex-
ure 2 of petition No. 67/88 .. Annexure V
6. Order passed by this An. 6
Hbhl Court
7. Petition filed earlier. ~~contd. next~~ An 7
8. Vakalat Nama An. 8

VERIFICATION :

I, ~~Putti Lal~~ ^{Dharan Lal} aged about 24 years S/o
Sri ~~Sajan~~ ^{Angan} working as cleaner under
R.T.I. Office of D.R.M. Lucknow do hereby verify
that the contents of paras 1 to 13 are true to
my personal knowledge and belief and that I have
not suppressed any material facts.

Place: Lucknow

Dated: 5. 10. 88

(Signature of Applicant No. 71)
Through

^{21/10/88}
Prabakar Bisnoi
(PRABHAKAR ~~BISNOI~~)
Advocate.

To

The Registrar,
Central Administrative Tribunal,
Allahabad Bench,
Lucknow.

An. I

9

enrolled by list of lorry cleaners in Scale Rs. 19.32 (RS) and Rs. 200-250 (RS).
Sl. No. Name Father's Name SC/ Date of Birth. Date of Appointment Sub. Officiating Officer Grade. Grade. ing from Remarks.

1.	Sarvesri	Sarvesri	SC	3.9.48	12.7.71	196-232	200-250	1.8.32	
2.	Radhey Lal	Sattu	-	6.8.47	8.10.71	-do-	-do-	1.8.82	
3.	Ram Nath	Lachman	-	1.1.47	15.1.72	-do-	-do-	1.8.32	
4.	Jai Karan Singh Yadava	Angnoo Singh	-	1.1.51	1.6.75	-do-	-do-	1.8.32	
5.	Sant Ram	Khalai	-	1.2.57	1.6.79	-do-	-do-		
6.	Bal Karan Yadav	Ram Nath	8.12.48	11.11.72*	-do-	-	-		* Category changed in lorry cleaner from 19.3.82
7.	Bhaxmpal Putti Lal Sajon		-	12.6.59	27.10.83	-do-	-		
8.	Dharmpal Angar		-	5.7.65	18.1.84	-do-	-		
9.	M.S. Alexander	M.E. Alexander	29.1.54	29.2.76*	-do-	-	-		* Category changed to lorry cleaner w.e.f. 3.5.84.

No. 8475/1-5/87/L.Cleaner

Divisional Office.
Lucknow. Dt. 30 Jan.'87.

Forwarded to RTI/LKO, Supdt. Electric CB/LKO and GPO/DSL/MCS for information to staff concerned. If there is any representation of staff, it should be submitted to this office within a months time for necessary action, other wise it will be treated as final having no discrepancy.

Copy sent to

Attention given
20.10.87
5.10.87

9/11/87
for Divl. Ry. Manager, Lucknow.

for Divl. Ry. Manager, Lucknow.

Attested from copy
20.1.88

13/1/87

An 2. 10

NORTHERN RAILWAY

No.755E/1-5 / MB Divn.

Divisional Office,
Lucknow.
Dated: 28.9.88

The DTI/LKO.
The Electrical Supdt.LKO Area, Lucknow.
The GFO/DSL/LKO
The Supdt.C&W/Lucknow.

Sub:- Interpolation of Shri D.P.Tripathi, Safaiwala
as Lorry Cleaner in grade Rs.750-940 (RP).

On careful consideration of the representation of Lorry cleaners dt. 20.6.88 and 12.7.88 and ~~xxx~~ in compliance of the direction dt. 21.7.88 in the case of Shri ~~xxx~~ Sant Ram & others Vs Union of India Registration No.67 of 1988(L) of Hon'ble Court of Central Administrative Tribunal Allahabad, Circuit Bench Lucknow, the seniority of Shri D.P.Tripathi as lorry cleaner, has been decided. Accordingly the seniority of D.P.Tripathi has been placed below Shri Bal Karan Yadav and above Shri Putti Lal. The seniority list has been revised and issued accordingly. Copy of seniority list is being sent separately for information of staff and placing one copy on Notice Board.

for Divl. Mty. Manager,
Lucknow.

Copy to:- Shri Sant Ram Lorry Cleaner under RTI/LKO for information to the applicants in reference to their representation dt. 20.6.88.

Attested true copy
f. P. S. h. m.
Adv.
5.10.88

सेवा में,

श्रीमान् मण्डल रत्ने प्रबन्धक,
उपरो लखनऊ ।

महोदय,

सविनय निवेदन यह है कि हम सभी प्रार्थी श्रीमान् जी से निम्नलिखित
प्रार्थना करते हैं ।

यह कि हम सभी लारी क्लिनिक आरटीआई लखनऊ के अधीन कार्य कर रहे हैं ।

यह कि हम सभी लारी क्लिनिकों का प्रमोशन लारी हाइवर्स के अलावा अन्य किसी
पद पर नहीं है ।

यह कि हम सभी क्लिनिकों को ज्ञात हुआ है कि सफायाला श्री दुर्गा प्रसाद त्रिपाठी
अधीन सीओएसएल लखनऊ की परीक्षा हम सभी के बीचें निश्चित व करके
परिष्कृत डीपीआई लखनऊ के पत्र सं० 755 ई/1-5/एमबी दि० 17.5.88
के द्वारा आर टी आई लखनऊ के यहां स्थानान्तरण किया गया है ।

आतः श्रीमान् जी से हम सभी लारी क्लिनिकों की प्रार्थना है कि हम सभी
लोगों की परीक्षा यथा स्थान रखे की कृपा की जाय ।

आपकी महान कृपा होगी ।

धन्यवाद.

प्रार्थीगण

1. सीताराम
2. राम नाथ
3. जयकरन
4. सन्त राम
5. पुतली लाल
6. श्री पाल
7. एमएसएसकेन्द्र
8. एसएसएस

20-6-88

Attested True copy
P. P. Sharma
Adv.

Attested True copy
P. P. Sharma
Adv.
5.10.88

Am 4.

13

सेवा में,

श्रीमान् मण्डल रेलवे प्रबन्धक,
उत्तर रेलवे,
लखनऊ।

महोदय,

सविनय निवेदन है कि हम प्रार्थीजनों ने आपसे अपने प्रार्थना-पत्र दिनांक 20-6-88 द्वारा प्रार्थना की थी इसके पहले भी दो प्रार्थना-पत्र दे चुके हैं कि सपाईवाला श्री दुर्गा प्रसाद त्रिपाठी को वरिष्ठता क्रम में हम सभी अधिकारों 9 नौ। क्लीनरों से नीचे होना चाहिए क्योंकि हम लोग क्लीनर के पद पर कार्य कर रहे हैं दुर्गा प्रसाद को 16-1-83 से क्लीनर के पद पर कार्य करता आता बताया गया है। डी०पी०ओ०पत्र सं० 755-ई/1-5/एम०बी/डाइवर दिनांक 17-5-88 और सं० आई-11-6-87-एल दिनांक 30-7-88 जो कि गलत है, वह कटगरी बदलकर आये हैं पहले सपाईवाला के पद पर कार्य करता था।

अतः पुनः प्रार्थना है कि वरिष्ठता सूची की जांच की जाय और हमलोगों की वरिष्ठता बरकरार रखें, जूनियर आदमी को हमलोगों से सीनियर न करें। कृपया एक हफ्ते के अन्दर वरिष्ठता सूची प्रकाशित कर दें अन्यथा हमलोगों को न्यायालय में जाने की अनुमति प्रदान करें।

प्रार्थीगण,

- 1- सीताराम सीताराम
- 2- राधेनाथ राधेनाथ
- 3- रामनाथ रामनाथ
- 4- जय करन सिंह जयकरन
- 5- सन्तराम सन्तराम
- 6- वाल करन यादव
- 7- पुत्ती लाल पुत्तीलाल
- 8- धर्म पाल धर्मपाल
- 9- एम एस अलेक्जेंडर

प्रतिलिपि:-

- 1- महाप्रबन्धक। कामिक। बड़ौदा हाउस, नई दिल्ली।
- 2- वरिष्ठ मण्डल यांत्रिक अभियन्ता, उ०रे० लखनऊ।

12-7-88
Attested Surety
P. P. Sharma
Adv.
5.10.88

Attested Surety
P. P. Sharma
Adv.

No. 755-E/1, 301.9. Driver

Date 17-5-1988

The R.T.I,
N. Railway,
Lucknow.

Sub: Interpolation of Shri D.P.Tripathi, Safaiwala as Cleaner in grade Rs.196-232(RS).

Shri D.P.Tripathi, Safaiwala, under CWS/LKO, had represented to this office for interpolation of his name at the appropriate place in the seniority list of Lorry Cleaner in grade Rs.196-232(RS) in view of the fact that he was drafted as Cleaner by the AME on 18.1.83.

The representation of Shri D.P.Tripathi was examined and after careful consideration it has been decided by the competent authority that his name should have been fitted at the appropriate place i.e. below Shri Jai Kisan Singh, item No.4 and above Shri Jant Ram, item No.5 of seniority list of Lorry cleaners issued under this office letter No.847E/1-6/87/L-Cleaner dated 30.1.87.

Accordingly, his name has been fitted at the appropriate place, as mentioned in foregoing para, with the approval of the competent authority.

This may be given wide publicity amongst the Lorry Cleaners, working under you, and representations, if any, may be obtained and forwarded to this office not later than 31.8.88. In case no representation is received by this date, the seniority list will be treated as final.

For Gr. Divl. Personnel Officer,
Lucknow.

Copy to Shri D.P.Tripathi, Safaiwala, under CWS/LKO, in ref. to his application dated 10.8.87.

Attached true copy
of Boston
Adv

An. 6

15

COURT NO. 1.

CENTRAL ADMINISTRATIVE TRIBUNAL, ALLAHABAD.

CIRCUIT BENCH AT LUCKNOW.

Registration (O.A.) No. 67 of 1988

Sant Ram & others Applicants.
Versus
Union of India and others Respondents.

Hon'ble Ajay Johri, A.M.

In this application, received under Section 19 of the Administrative Tribunals Act XIII of 1985, the applicants have challenged the order dated 17.5.1988 passed by the Senior Divisional Personnel Officer, Northern Railway, Lucknow in regard to fixation of the seniority of respondent no.4. According to the applicant a seniority list of Lorry Cleaners already exists, which is placed as Annexure '1' to the application and which was issued on 30.1./5.2.1987 and in spite of this seniority list ^{which} it became final in 1987 by the impugned order of 17.5.1988, ^a the respondents are interpolating the name of respondent no.4, who is working as a Safaiwala above item no.5 in the seniority list placed as Annexure '1' to the application. Against this order representations were invited and the last date was fixed as 31.5.1988, but according to the applicant, this letter was received by R.T.I., Northern Railway, Lucknow on 15.6.1988, much after the expiry of the date fixed for making representations. In spite of the date having crossed

Attended Inu copy
P. P. Sharma
Adv.
5.10.88

16

the applicants represented on 20.6.1988 vide Annexures 9 & 10 to their application. This was followed by a reminder on 12.7.1988 but the respondents have not taken any action on these representations.

2. The learned counsel for the applicants requests that a direction be issued to the respondents to decide the representations immediately or at least before any promotions are made.

3. It is noted that ^Bthough the applicants have invoked departmental remedy in this case and put up representations and the period of six months has not expired, therefore, the application is not maintainable at this stage, The fact remains that the request ^{being made now & expedition &} is only for disposal of the ^{and &} representations before any promotions are made. It is accordingly directed that the respondents should ~~maximax~~ take a decision on these representations immediately and specially before making any promotions, as contended by the learned counsel. The application is disposed of in the above terms.

SLC
MEMBER (A).

Dated: July 21, 1988.

True copy

DS/60/2000

22/7/88

*checked
B22
7*

*Addressed June 21
P. P. Sharma Adv.
5.10.88*

IV- C/o R.T.I. D.R.M. Office, Lucknow.

V- Address for service of all notices. C/o R.T.I. D.R.M. Office, N. Rly. Lucknow.

2. Particulars of the respondents :

1. The Union of India, through the Secretary, Railways, Rail Bhawan, New Delhi.
2. D.R.M. Northern Railway, Hazratganj, Lucknow.
3. Senior Divisional Personnel Manager, Northern Railway, Hazratganj, Lucknow.
4. Sri D.P.Tripathi, father's name not known, Safai Wala, posted under R.T.I., Northern Railway, Lucknow.

3. Particulars of the order against which application is made.

The application is against the following orders:

- (i) Order No. 755-E/E.M.B. Driver.
- (ii) Dated 17.5.88
- (iii) Passed by Senior Divisional Personnel Officer, D.R.M. Office Northern Railway Hazratganj.
- (v) Subject in brief : Fixing of Seniority of Respondent No.4 Sri D.P.Tripathi.

4. Jurisdiction of the Tribunal -

The applicants declare that the subject matter of the order against which they seek redressal is within the jurisdiction of the Tribunal.

contd....P/3

5. Limitation :

The applicant further declares that the application is within the limitation prescribed in sec. 21 of the Administrative Tribunal Act, 1985.

6. Facts of the case :

The facts of the case are given below : -

(1) That the applicants are working as cleaners for lorries owned and operated by the department and their next promotion is as Drivers of Lorries.

(2) That the department maintains a seniority list of Lorry cleaners which was published on 5.2.87 and is Annexure-I.

(iii) That by the impugned order Annexure-2, the respondent No. 4 Sri D.C. Tripathi has been assigned his seniority below Sri Jai Karam Singh item No. 4 in seniority list Annexure-I and above Sri Sant Ram item No. 5 of the seniority list, thus making respondent No. 4 senior to all the applicants, and giving the respondent No. 4 a chance to be posted as a driver in near future against the vacancy which is shortly expected to arise. This will prejudice the claim of the applicants and will mean giving the respondent No. 4 undue advantage against the applicants.

(iv) That the order No. 755-E/T/C.B. Driver dated 17.5.88 contained in Annexure -2 is arbitrary, illegal and unjust on the following grounds amongst others -

(a) That the impugned order is dated 7.5.88 and invites representations against the order as to reach the office of the respondent No. 3

contd.....9/4

not later than 31.5.88 making it clear that if no representation is received by 31.5.88 the seniority list will be treated as final. The impugned order was received in the office of the R.T.I. on 15.6.88. The applicants therefore had no opportunity of making representation against the impugned order. The impugned order is thus arbitrary as no opportunity is given to the applicants for making a representation against it.

- (b) That the respondent No. 4 had in fact made no representation against the seniority list contained in Annexure-I and it has become final on 6.3.87 after one month of its publication and no representation on the subject could be entertained after the time fixed.
- (c) That respondent No. 4 was only a Safaiwala. He had no claim to the job of a cleaner.
- (d) That change of category from Safaiwala to Cleaner could only be made by the competent authority and not by A.M.E.. In fact the competent authority has not sanctioned the change of category from Safaiwala to that of a Cleaner in the case of Respondent No. 4.
- (e) That in fact respondent No. 4 Sri D.P. Tripathi was never drafted as Cleaner by the A.M.E. much less as early as 16.1.83. Had it been so the respondent would have been working as a Cleaner since 16.1.83. In fact the respondent No. 4 has not worked as a Cleaner for a single day. The record is being

manipulated to accommodate the respondent No.4 to give him undue benefit over and above the applicants. Had the respondent been working as cleaner since 16.1.83 his name would have found place in the seniority list of cleaners published as late as 30.1.87. There was no justification to invite objections upto 31.5.88 when the order itself was passed on 17.5.88.

- (f) That in any view of the matter respondent No. 4 could not be placed above the applicants who have been officiating as drivers time to time while the respondent No. 4 had never officiated as driver even for a single day.
- (g) That the applicants have passed the requisite list for driver, while no such list has been passed by respondent No. 4

7. Relief(s) sought :

In view of the facts mentioned in para 6 above the applicants pray for the following reliefs : -

1. That the order No. 755-E/T A.B.Driver dt. 17.5.88 passed by senior personnel officer D.P.M. Office respondent No. 3 be quashed.
2. Costs of this petition be awarded to the applicants.

8. Interim order if prayed for

Pending final decision on the application the applicants seek issue of the following interim order : -

Contd....P/6

That this Hon'ble Court be pleased to stay the operation and implementation of the impugned order No. 755-X/T M.B. Driver dated 17.5.88 passed by the Senior Divisional Personnel Officer as contained in Annexure II and the respondents be restrained from posting the respondent No. 4 as a Driver in any vacancy unless and until the all the applicants are absorbed as Drivers.

9. Details of remedies exhausted :

The applicants declare that they have availed of all the remedies available to them under the relevant service rules.

The applicant No. I made representation, but received no reply.

10. Matter not pending with any other court etc.

The applicants further declare that the matter regarding which this application has been made is not pending before any court of law or any other authority or any other bench of the Tribunal.

11. Particulars of Bank draft/Postal Order in respect of the application fees.

- 1- No. of Indian Postal order.
- 2- Name of the issuing Post Office
- 3- Date of issue of postal Order
- 4- Post office at which payable.

12. Details of Index.

An Index in duplicate containing the details of the documents to be relied upon is enclosed.

13. List of enclosures :

- | | Index | Page |
|---|-------|------|
| 1. Seniority list dated 30.1.87 - Annexure I | | 8 |
| 2. Impugned order ----- Annexure II | | 9 |
| 3. Result of the list passed by Applicant No. 1 ----- Annexure 3 | | 10 |
| 4. statements showing that applicant No. 1 officiated as Driver from 14.8.85 to 4.3.86
..... Annexures 4 & 5 | | 11 |
| 5. Same as above showing application from 5.9.86 to 4.3.87 ----- Annexure No. 6 | | 12 |
| 6. Same as above showing application from 5.3.87 to 4.10.87 | | 13 |
| 7. Same as above showing applications from 5.10.87 to 13.11.87. | | 14 |
| 8. Representation dated 20.6.88 | | 15 |
| 9. Another Representation dated 20.6.88. | | 16 |

10. Verification: 11. Representation dated 12.7.88 17
Vakalatnama 18

I, Sant Ram aged about years 5/0 Ari
Khalai working as cleaner under R.T.I. office of D.S.M.
Lucknow do hereby verify that the contents of paras 1 to
13 are true to my personal knowledge and belief and that
I have not suppressed any material facts.

Place: Lucknow

Dated:

(Signature of Applicant No. 1)

To

Registrar,
Central Administrative Tribunal,
Allahabad Bench, Lucknow.

Attested True copy
P. Prashin
Adv
5.10.88

ब अदालत श्रीमान

Central Administrative Tribunal Allahabad
Sitting at Lucknow.

महोदय

24

[वादी] अपीलान्त Putli Lal & others

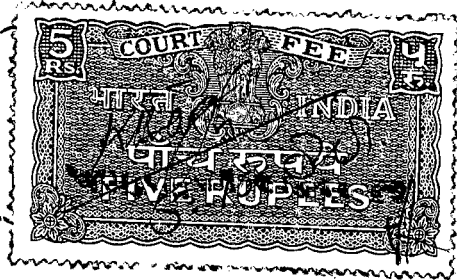
प्रतिवादी [रेस्पान्डेन्ट]

का वकालतनामा

Putli Lal & others
vs.

Union of India

(टिकट)



बनाम

प्रतिवादी (रेस्पान्डेन्ट)

मुकदमा नं०

सन्

पेशी की ता०

१६

ई०

Poobhakar Poshun Ahlu

ऊपर लिखे मुकद्दमा में अपनी ओर से थी

Kailash Singh Ahlu

वकील

महोदय

एडवोकेट

नाम बदायत
मुकद्दमा नं० नाम
फरीकन बनाम

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

Accepted
M. S. Ahluwalia
Poobhakar Poshun Ahlu

फरीकन

हस्ताक्षर

M. S. Ahluwalia

साक्षी (गवाह)

साक्षी (गवाह)

दिनांक

5-

महीना

10-

सन् १९४६ ई०

In the Central Administrative Tribunal Bench,
Sitting at Lucknow.

Registration No.138 of 1988 (L).

--

B E T W E E N :

Putti Lal and others.

-----Petitioners/
Applicants

A N D

Union of India and others.

-----Respondents/
Opp-parties

--

Application for Condonation of Delay
in filing counter reply.

The respondents above named beg to state as under :-

1. That there is a legal cell in the office of respondents which is entrusted to look-after all the legal matters pending in any court/tribunal of that area.

2. That after receiving the notice of a case the legal cell sends the same to the concerned department for its comments. Thereafter the legal cell give final touch to the comments and sends it to the Railway Advocate engaged a to defend the said case.

3. That in the present case the comments of

F.T.

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Recd. copy
J. P. Singh
16.5.89

16.5.89

concerned department were not received by the legal cell in time due to administrative lapses and therefore the counter could not be prepared in time.

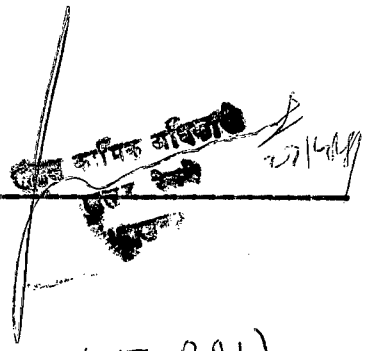
4. That as soon as the comments were received, the same was duly forwarded to Railway Advocate for preparation of counter reply.

5. That delay in filing counter reply is not intentional or deliberate on the part of the respondents.

- P r a y e r -

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

Lucknow, dated, 27-4-89


(JASWANT RAI)
Div. Personal Officer

In the Central Administrative Tribunal Bench,
Sitting at Lucknow.

Registration No.138 of 1988 (L).

--

B E T W E E N

Putti Lal and others.

-----Petitioners/
Applicants

A N D

Union of India and others.

-----Respondents/
Opp-parties

Fixed for:

—

COUNTER REPLY.

I, JASWANT RAI

working as

Divl Personnel Officer in the Office of Divisional
Railway Manager, Northern Railway, Hazratganj, Lucknow,
do hereby state as under :-

1. That the above named person is working in the office of respondents No.1 and 2 and is fully conversant with the facts stated hereinbelow:
2. That the above named person has read the claim application, understood its contents and has been authorised by the respondents no.1 and 2 to file this counter reply.
3. That the contents of paras 1 to 5 of the application do not call for a reply.

Recd. copy
Balkrishna Prasad
Adv.
16.5.87

27/4/87
मुख्य कार्यकारी अधिकारी
उत्तर क्षेत्र
लखनऊ

4. That reply to the contents of para 6 of application is as under :-

- (i) That the contents of para are denied as stated. It is true that the applicants are working as Lorry Cleaners in scale Rs.750-940(RP) but their next promotion is Lorry Cleaner in scale Rs.775-1025 (RP) and not Driver of lorries.
- (ii) That the contents of para are denied as stated. The seniority list dated 5.2.87 was provisional and representations if any were called for finalisation of the seniority list as would be evident from perusal of Annexure No.1 itself.
- (iii) That the contents of para are denied as stated. The true facts are that vide letter No.AME/Misc./Driver/82-83 dated 16.1.83 i.e. much before the claim of the applicant Sri D.P.Tripathi, the respondent no.4 was posted as Cleaner on adhoc basis. It is also ordered that his services shall be utilised as a Lorry/Van Driver during casualties. A true copy of the order dated 16.1.83 is being filed herewith as Annexure No.R-1. Sri D.P.Tripathi, the respondent no.4 also made a representation dated 10.8.87 for assigning his proper seniority in the cadre of Cleaner. A true

Copy of letter dated 10.8.87
Sri D.P. Tripathi
Respondent No. 4

copy of representation dated 10.8.87 is being filed herewith as Annexure No.R-2.

That after careful consideration of the representations submitted by the applicants and that of Sri D.P.Tripathi alongwith the documents of his claim for working as Cleaner since 1983, which happens to be earlier to that of petitioners, Sri D.P.Tripathi, the respondent No.4 was correctly been assigned seniority below Sri Bal Karan Yadav, Item No.6 and above Sri Putti Lal, Item No.8 in the final seniority list dated 28.9.88 contained in Annexure No.2 to application.

The next promotion of Lorry Cleaners in scale Rs.750-940 (R.P.) is Lorry Cleaner scale Rs.775-1025 (RP) and not as Lorry Drivers. 50% of vacancy of Lorry Drivers in scale Rs.950-1500 (RP) are filled from amongst Lorry Cleaners in scale Rs.775-1025 (RP) on seniority-cum-suitability basis provided they fulfil all other formalities viz. having Driving License of heavy motor vehicles and educational qualifications etc.

That the contents of para are categorically denied. The said order No.755E/1-5/MB Divn. and the final seniority list dated 28.9.88

सिद्धांत नारायण (14)
उप
मुख्य

contained in Annexure No.2 to application is perfectly legal, just and has correctly been issued after careful consideration of the representations submitted by the applicants as well as by Sri D.P.Tripathi and in compliance with the directions dated 21.7.88 of Hon'ble Central Administrative Tribunal in Reg.No.67 of 1988.

- (a) That the contents of para are categorically denied. The representations and objections against the interpolation of Sri D.P.Tripathi at the appropriate place in the seniority list of Lorry Cleaners were duly invited vide office letter No.755-E/1-5/M.B. Divn. dated 17.5.88 as contained in Annexure No.5 to this application. The applicants also made their representations dated 20.6.88 and 12.7.88 respectively (Annexures No.3 and 4) against the said order.
- (b) That the contents of para are denied. The respondent no.4 did make representation which was duly considered.

That the contents of para are denied as stated. Sri D.P.Tripathi, Safaiwala was posted as Cleaner on adhoc basis and was ordered that

काठिया चौक
उत्तर (c)
सफाई

he shall be utilised as Lorry/Van Driver during casualties vide Annexure No.R-1 to this reply.

- (d) That the contents of para are categorically denied. Additional Divisional Railway Manager(T) the competent authority had duly approved the placement of Sri D.P.Tripathi at the appropriate place in the seniority list of Motor/Lorry Cleaner (P.P.69 of File No.755 E/1-5/M.B. Divn.).
- (e) That the contents of para are denied. The explanation is already given in the above noted paragraphs. Annexures R-1 and R-2 to this reply would further clarify the same.
- (f) That the contents of para are denied. Sri D.P. Tripathi was utilised on Truck No.U.R.U.5449.
- (g) That the contents of para are denied. The reply is already given in above paragraphs.
- (h) That the contents of para are denied. The Truck No.5449 belongs to C & W Supdt. under DRM/LKO and the petitioners were not working under C & W Supdt. hence their operating the vehicle is not correct.

सुपरीकृत
उत्तर
प्रमाण

2/9

(i) That the contents of para are categorically denied. Sri O.P.Tripathi is drawing his pay as Cleaner and not as Safaiwala.


(j) That the contents of para do not call for a reply.

5. That in view of facts and circumstances stated hereinabove, the applicants are not entitled to claim any relief.

6. That at this stage no interim relief can be granted to the applicants.

7. That the contents of paras 9 to 13 of application do not call for reply.

Lucknow, dated, 27.4.89

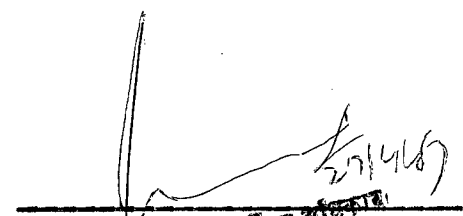


आधिकारिक अधिकारी
लखनऊ
27/4/89

Verification.

I, the above named official do hereby verify that the contents of paras 1 and 2 of this reply are true on the basis of personal knowledge and those of paras 3 to 7 of this reply are believed by me to be true on the basis of records.

Lucknow, dated, 27.4.89



आधिकारिक अधिकारी
लखनऊ
27/4/89

To,
The Divisional Rly, Manager,
N. Rly. Lucknow.

Sir,

Sub: My utilisation as Cleaner from the post of
Safaiwala administrative ground.

Ref: My previous application dt. 17.3.80, 26.7.82,
8.9.83, 22.10.85 and 3-3-86 and 1.4.87 on the
above subject.

With due respect I beg to state that I was ordered to be utilised as Cleaner under CWS/LKO w.e.f. 16.1.83 vide AME (C&W) letter No AME/Misc/Driver/82-83 dt. 16-1-83 (copy enclosed) in the interest of administration. I am working as cleaner in grade Rs. 196-232 (RS) in compliance to the above orders, under CWS/LKO since 16-1-83 but my pay had been charged as Safaiwala in grade Rs. 196-232(RS). Now my pay has not been charged by the CWS/LKO even as Safaiwala for the last 3 months.

In support of my claim, I am enclosing 22 memos, which were issued to me by CWS/LKO in last 3-4 years, addressing me as cleaner. Although, I had obeyed the orders of administration and working as Motor Driver in grade Rs.260-400(RS) on Sr. DOS's staff car, neither my seniority in the cadre of cleaner has been fixed nor I am being paid officiating allowance for the post of Motor Driver in grade Rs.260-400 (RS). Needless to mention that I possess proper 'Driving Licence and had passed the requisite trade test for the post of Driver grade Rs.260-400(RS).

In view of my proceeding statement, I approach your goodself with the request that :-

1. My salary for the last 3 months may kindly be paid to me. I am at the verge of the starvation due to non-receipt of my salary.
2. I may kindly be assigned proper seniority in the cadre of cleaner.
3. I may be promoted as Driver in grade Rs. 260-400 by virtue of my seniority in the cadre of cleaner and my having passed the requisite trade test, besides the payment of officiating allowance.

Thanking you,

DA/As above.

Yours faithfully.

Sd/-

(Durga Prasad Tripathi)

Presently officiating as Driver on

Vehicle No.

Attached to Sr.DOS.

10.8.87

Asstt. Personnel Officer
N. R. Lko.

Annexure No. R-2

NORTHERN RAILWAY

No.AME/Misc/Driver/82-83

Divisional Office,
Lucknow. Dt.16.1.83

Sub :- Utilisation/Posting of Shri Durga
Prasad Tripathi as cleaner.

With immediate effect Shri Durga Prasa Tripathi
at present working as Safaiwala grade B.196-232 is
~~posted as cleaner~~ on adhoc basis only as a temporary measure
in the same grade of pay.


CTXR/Lucknow shall utilise Shri Durga Prasad
Tripathi as a Lorry/van Driver during casualities.

Sd/-
(B.L. Kanojia)
AME (C&W) LKO.

CTXR/:LKZO Sick Line.

C/- APO (G) for presessing necessary papers.

C/- TXR/Control for necessary action.


Asstt. Personnel Officer
N.R. Lko.

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL, ALLAHABAD.

(Circuit Bench at Lucknow)

Putti Lal & Others,

Vs.

Union of India & Others,

C.M. Am 263/1989

Case No. 138/88L

Fixed for 12.10.89.

APPLICATION FOR INTERIM RELIEF.

In the above noted petition it is respectfully submitted as follows :

1. That the above petition was filed in the month of October, 1988 and notices were issued to the Opp. Parties to file Written Reply and Counter Affidavit to show cause as to why the petition be not allowed.
2. That this Hon'ble Court had considered it fit not to grant any interim relief unless O.P. were heard.
3. That the O.P.s have ~~not~~ filed ^a reply ^{but they} ~~as yet~~ and are ^R ^R hurrying to complete the formalities and post the O.P. No. 2 as a driver over and above the applicants who are senior to him and who have the right to be posted in the next vacancy.

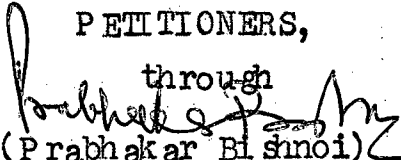
...(2)...

W

4. That in case the O.P. Sri D.P. Tripathi is posted as a driver in the vacancy just created, the petition~~er~~ would become infructuous and the petitioners shall suffer irreparable loss.

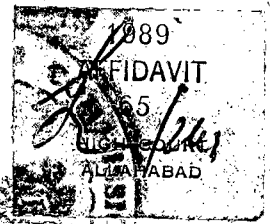
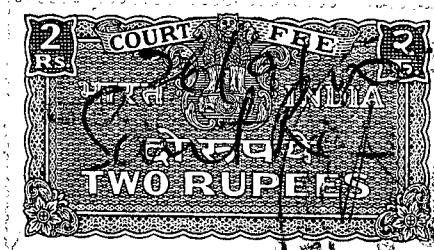
It is therefore, prayed that Interim Relief prayed for in the petition be granted to the petitioners and the O.P. No. 122 be restrained from appointing O.P. No. 3 as a Driver in any vacancy during the pendency of this Petition.

Lucknow.

PETITIONERS,
through

(Prabhakar Bisnoi)
Advocate.

Dated: September, 1989.

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL, ALLAHABAD,
(CIRCUIT BENCH AT LUCKNOW)



Putti Lal & Others,

Vs.

Union of India & Others,

... OPP. PARTIES.

CASE NO. 138/88 L.

A F F I D A V I T

I, Sant Ram aged about 32 years, son of Khelai,
R.T.I. Garrage, Charbagh, Lucknow, do hereby solemnly
affirm as below :

1. That the deponent named above is the ~~PERSONAL~~
Pairokar of the case and is well conversant with the facts
of the case.
2. That the contents of paras 1 to 4 of the accompanying
application are true to the personal knowledge of the
deponent.
3. That the O.P. No. 1 & 2 are hurrying to complete
the formalities and post O.P. No. 3 as the Driver.
4. That in case this Hon'ble Court does not restrain
the O.P. No. 1 & 2 from appointing the O.P. No. 3 as a

Putti Lal

.....2.



....(2)....

driver, the petition~~er~~ filed, shall become infructuous and the O.P. No. 3 shall be posted in a vacancy to which the petitioners are entitled being senior to Op. No. 3.

रामराम

(X)

LUCKNOW.

DEPONENT.

DATED: SEPT. 26, 1989.

VERIFICATION

I, the above named deponent do hereby verify that the contents of paras 1 to 3 of this affidavit are true to my personal knowledge and those of para 4 are believed by me to be true.

Signed and verified this 26 Day of September, 1989 within court premises at Lucknow.

रामराम

DEPONENT.

I identify the deponent who has signed before me.

ADVOCATE

High Court, Allahabad
Lucknow Bench

65/249
26/9/89



Solemnly affirmed before me on 26/9/89 at 11:20 A.M. by Mr. Santham the deponent who has been identified by Mr. P. Bishnoi Advocate High Court who I have subscribed myself by the Examining the deponent that he understood the contents of the affidavit which have been read out and explained by me.

26/9/89

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
LUCKNOW BENCH, LUCKNOW
.....

No. CAT/LKO/Ju61/ 4729 TO 4732

Dated : _____

Registration No. O.A. No. 137/88 @

- Putti Lal Sagar ----- Applicant

V E R S U S

- U. A. J. A. Others ----- Respondents

- ① Shri Putti Lal Sagar posted as ~~senior~~ lorry cleaners in the office of D.R.M. Northern Railway, Hazratganj, Lucknow.
 - ② Shri Rampal Sagar posted as lorry cleaners in the office of D.R.M. Northern Railway, Hazratganj, Lucknow.
 - ③ Shri M. S. Alexander posted as lorry cleaners in the office of D.R.M. Northern Railway, Hazratganj, Lucknow.
- { Shri Prabhakar Bishnoi asked and if the applicants are interested in pursuing the matter they may make some other arrangements, otherwise the case will be disposed in their absence.

Please take notice that the applicant above named has presented an application a copy of which ~~of~~ thereof is enclosed herewith which has been registered in this Tribunal has fixed 15th day of April 1992 show-cause as to why the petition be not admitted. Counter may be filed within _____ weeks. Rejoinder, if any, to be ~~XXX~~ filed within _____ weeks thereafter.

If, no appearance is made on your behalf, you pleader or by some one duly authorised to act and plead on your behalf in the said application, it will be heard and decided in your absence. Given my hand and the seal of the Tribunal this 15th day of March 1992.

Behandos

For Dy. Registrar

भारत सरकार
रेल मंत्रालय (रेलवे बोर्ड)

4/16

सं० ~~एल० एल० 3~~ 3 (402)

नयी दिल्ली, दिनांक 197

8/11/88

सेवा में,

One Registrar

EAT

Lucknow

विषय—

R. No. 138/88

Putti Lal - B - 1012000

महोदय,

1-11-88

उपर्युक्त विषय पर आपके तारीख 1-11-88 के सम्मन/आदेश के सम्बन्ध में मुझे यह सूचित करने का निर्देश हुआ है कि महाप्रबन्धक N. Rly इस मामले को निबटाने में सक्षम प्राधिकारी हैं। इसलिए विचाराधीन सम्मन/आदेश आवश्यक कार्रवाई हेतु उन्हें भेज दिये गये हैं।

भवदी

20/11/88

कृते सचिव, रेल

संलग्न : कुछ नहीं।

सं० ई० (जी०) ~~एल० एल० 3~~ 3 (402)

दिनांक 8/11/88

अदालत के सम्मन/आदेशों सहित एक प्रति महाप्रबन्धक, आवश्यक कार्रवाई हेतु अग्रेषित।

Northern Railway को

इस मामले में सुनवाई की तारीख 21/11/88 है।

संलग्न : यथोक्त।

कृते निर्देशक, स्थापना
रेलवे बोर्ड

CENTRAL ADMINISTRATIVE TRIBUNAL

CIRCUIT BENCH LUCKNOW

A/ur

O.A. No.138 of 1988 (L)

Butti Lal	Applicant.
	Versus	
Union of India & others	Respondents.

25.9.1989

Hon'ble Justice K. Nath, V.C.

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

Shri Anil Srivastava makes appearance on behalf of opposite parties No. 1 & 2 and files a reply on their behalf with application for condonation of delay. Sufficient case is shown, the delay is condoned. The applicant may file rejoinder within two weeks.

The postal endorsement on the notice of opposite party No.3 which has been returned to this office seems to signify that opposite party No.3 was not met. In the circumstances, the notices will have to go afresh. The applicant will furnish revised address of opposite party No.3 within two weeks and thereupon notices will be issued to opposite party No.3 and the case be listed for further orders on 12.10.89.

Checked
8/10/89

Sd/-
A.M.

Sd/-
V.C.

// True Copy //

rrm/

Deputy Registrar
Central Administrative Tribunal
Lucknow Bench,
Lucknow

Registered A/D

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL, ALLAHABAD
CIRCUIT BENCH, LUCKNOW

Gandhi Bhawan, Opp. Residency
Lucknow - 226 001

(Registration No. 138 of 1989 (2))

No. CAT/LKO/Jud/CB/

dated .

Pultra Lal

APPLICANT(S)

VERSUS

union of Gorkha

RESPONDENT(S)

Please take notice that the applicant above named
has prescribed an application a copy whereof is
herewith which has been registered in this Tribunal and has
fixed 12 day of 10 1989
for

If, no appearance is made on your behalf, your
pleader or by some one duly authorised to Act and p
on your behalf in the said application, it will be h
and decided in your absence.

Given under my hand and the seal of the Tribunal
this 27 day of 9 1989.

dinesh/

For DEPUTY REGISTRAR

Encl: Copy of Petition with Court's order
dt 25/9/89 passed thereon

Registered A/D

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL, ALLAHABAD

CIRCUIT BENCH, LUCKNOW

Gandhi Bhawan, Opp. Residency
Lucknow - 226 001

(Registration No. 138 of 198 9)

No. CAT/LKO/Jud/CB/

dated . _____

Pattil Lal

APPLICANT(S)

VERSUS

Union of India

RESPONDENT(S)

Please take notice that the applicant above named
has prescribed an application a copy whereof is enclosed
herewith which has been registered in this Tribunal as
fixed 12 day of 10 198 9
for _____

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

Given under my hand and the seal of the Tribunal
this 27 day of 7 198 .

Vinod/

For DEPUTY REGISTRAR

Encl copy of Petition with Court's order
dt 28/7/89 passed