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BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL
NEW BOMBAY BENCH, NEW BOMBAY.

Application Stamp No. 547/87

O.A. No. 566/87

Shri. M. M. Gaware,
Uday Mitra Co-operative Housing Soc. Ltd.,
"B" Building, 2nd floor,
Room No. 11, Shiv Shrusti,
CST Road, Kurla,
Bombay - 400 024.

.. Applicant

V/s

1. Commodore V. G. Honnavar of Bombay,
Chief Staff Officer (P & A) for
Flag Officer, Commanding in Chief,
Western Naval Command,
Sahid Bhagatsingh Road,
Bombay - 400 001.

2. Admiral Superintendent of Bombay,
Naval Dockyard,
Bombay.

3. Union of India through the
Secretary, Ministry of
Defence, New Delhi.

.. Respondents.

Coram: Hon'ble Member (A) Shri. J. G. Rajadhyaksha
Hon'ble Member (J) Shri. M. B. Mujumdar.

ORAL JUDGMENT:

¶ Per Shri M. B. Mujumdar, Member (J) ¶ Dated: 27.8.1987.

Present-applicant in person, Miss. Parwani with
Mr. Sudhir Shah advocate for the applicant and Mr. J. D. Desai
(for Mr. M. I. Sethna) for the respondents.

2. The applicant was promoted as Assistant Personnel
Manager (APM) on ad hoc basis on 19.3.1985. In 1986, on the
recommendations of the DPC a panel for the post of Civilian
Gazetted Officers, which includes the post of APM, was prepared.
That panel did not include the name of the applicant though
the names of some of his juniors were included therein. The
applicant made a representation dt. 16.6.1986 regarding the
non-inclusion of his name in the panel. The respondents have
replied to that representation on 8.7.1986 which is attached
at Ex. 'C' to the application. By that reply the applicant
was informed that the promotion to the grade of Civilian Gazette
Officers is made on selection basis i.e. on comparative merit

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