

(15)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
BOMBAY BENCH
CIRCUIT SITTING AT NAGPUR.

O.A.NO. 680/88
T.R.A.NO.

199

DATE OF DECISION 18.4.1994

Shri I.Pillai & Ors.

Applicant(s)

Versus

Union of India & Ors.

Respondent(s)

1. Whether it be referred to the Reporter or not ? ^{no}
2. Whether it be circulated to all the Benches of the Central Administrative Tribunal or not ? ^{no}

M.R.Kolhatkar
(M.R.KOLHATKAR)
MEMBER (A)

M.S.Deshpande
(M.S.DESHPANDE)
VICE CHAIRMAN

(16)

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL
BOMBAY BENCH, BOMBAY

CAMP : NAGPUR

OA.NO. 680/88

Shri Ismail Pillai & Ors. ... Applicants
V/S.

Union of India & Ors. ... Respondents

CORAM: Hon'ble Vice Chairman Shri Justice M.S.Deshpande
Hon'ble Member (A) Shri M.R.Kolhatkar

Appearance

Shri Mohan Sudame
Advocate
for the Applicants

Smt.Indira Bodade
Advocate
for the Respondents

ORAL JUDGEMENT

Dated: 18.4.1994

(PER: M.S.Deshpande, Vice Chairman)

Though reliefs have been prayed for in this application by the applicants who have been officiating on adhoc basis in Class-III posts from periods varying from three years to 23 years, Shri Sudame states that the applicants would be satisfied if an opportunity is granted to the applicants to appear at the regular tests which would be held hereafter for absorption according to their eligibility for regular appointment in Class-III posts. According to Mrs.Bodade, the applicants had, in fact, been allowed to appear in 13/14 February, 1988 test for selection in Class-III posts and they had not appeared and they have been allowed even thereafter. Shri Sudame fairly concedes that he cannot press for the other reliefs regarding the selections made on regular posts in view of the judgement in Jetha Nand & Ors. vs. Union of India & Ors., Full Bench Judgements of Central Administrative Tribunals (1986-1989) page 353.

2. The only direction we are, therefore, making is that the applicants who are holding adhoc appointments in Class-III posts for more than three years should be allowed to appear in the next test that will be held for selection as regular candidates. The applicants would be entitled to be considered for appointment on regular posts only after they qualify in the test.

3. With these directions the OA. is disposed of.

M.R. Kolhatkar

~~(M.R.KOLHATKAR)~~

MEMBER (A)

M.S. Deshpande

(M.S.DESHPANDE)

VICE CHAIRMAN

mrj.