

REGISTERED

CENTRAL ADMINISTRATIVE TRIBUNAL  
BANGALORE BENCH  
.....

Commercial Complex(BDA),  
Indiranagar,  
Bangalore- 560 038.

Dated: 22 FEB 1988  
/87 (F)

APPLICATION NO 762

W.P.No. \_\_\_\_\_

APPLICANT

Vs

RESPONDENTS

Shri Athar Safdar Hussain

The Divisional Railway Manager, Mysore  
Division, Mysore & another

To

1. Shri Athar Safdar Hussain  
Lascar  
Southern Railways  
Mysore Division  
Mysore
2. Shri M. Raghavendra Achar  
Advocate  
1074-1075, Banashankari I Stage  
Bangalore - 560 050
3. The Divisional Railway Manager  
Southern Railways  
Mysore Division  
Mysore
4. Shri Ramesh Babu  
Storewatch Man  
Office of the Inspector of Works  
Southern Railways  
Mysore Division  
Mysore
5. Shri K.V. Lakshmanachar  
Railway Advocate  
No. 4, 5th Block  
Briand Square Police Quarters  
Mysore Road, Bangalore - 560 002

6. Shri N.K. Srinivasa Murthy  
Advocate  
M/s Law Associates Associates  
195/2, Brigade Road  
Bangalore - 560 001

Subject: SENDING COPIES OF ORDER PASSED BY THE BENCH

Please find enclosed herewith the copy of ORDER/~~STAY~~

~~INTERIM ORDER~~ passed by this Tribunal in the above said application

on 11-2-88.

Encl: as above.

*[Signature]*  
DEPUTY REGISTRAR  
(JUDICIAL)

CENTRAL ADMINISTRATIVE TRIBUNAL  
BANGALORE

DATED THIS THE 11TH DAY OF FEBRUARY, 1988

Present | Hon'ble Shri Justice K.S. Puttaswamy, Vice-Chairman  
and  
| Hon'ble Shri P. Srinivasan, Member (A)

APPLICATION NO. 762/1987

Shri Athar Safder Hussain,  
S/o Safder Hussain,  
Age 38 years, Lascar,  
Southern Railways,  
Mysore Division,  
Mysore.

.... Applicant.

(Shri M. Raghavendrachar, Advocate)

v.

1. Divisional Railway Manager,  
Southern Railways,  
Mysore Division,  
Mysore.

2. Sri Ramesh Babu,  
S/o Suryanarayana Setty,  
Storewatch Man,  
O/o the Inspector of Works,  
Southern Railways,  
Mysore Division, Mysore.

.... Respondents.

(Shri K.V. Lakshmanachar, Advocate for R-1)  
(Shri N.K. Srinivasa Murthy, Advocate for R-2)

This application having come up for hearing to-day,  
Vice-Chairman made the following:

ORDER

In this application made under Section 19 of the  
Administrative Tribunals Act, 1985 the applicant has  
challenged Order No.P3/W/291/87 dated 29.7.1987  
(Annexure-B) issued by the Divisional Personnel Officer,  
Southern Railway, Mysore ('DPO') in which he had promo-  
ted R2 on ad hoc basis as Storemate for a period of six  
months.



2. The period of six months for which R2 had been promoted by the DPO had expired on 19.1.1988. If that is so then this application no longer survives for consideration. On this short ground only it is not necessary for us to consider the contentions urged by both sides.

3. Assuming that R2 has been further been promoted by a separate order then it is undoubtedly open to the applicant to challenge the same in a fresh application, which will have to be considered on its own merits.

4. Even assuming that the authorities had taken steps to make regular promotions, then also it is open to the applicant to approach them to consider his claims for the same, which has necessarily to be examined by them with due regard to his eligibility and all other relevant factors in accordance with law.


5. With the above observations, we dismiss this application as having become infructuous. But in the circumstances of the case, we direct the parties to bear their own costs.

Sd/-

Vice-Chairman

Sd/-

Member (A)

  
DEPUTY REGISTRAR  
CENTRAL ADMINISTRATIVE TRIBUNAL  
BANGALORE