

CENTRAL ADMINISTRATIVE TRIBUNAL
BANGALORE BENCH

Commercial Complex(BDA)
Indiranagar
Bangalore - 560 038

Dated : 1 JUN 1988

APPLICATION NO 381 / 87(F)

W.P. NO. _____

Applicant

Shri V.R. Kulkarni

To :

Respondent

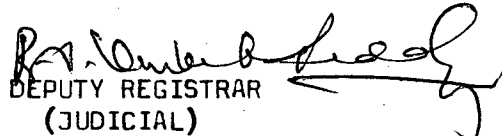
V/s The Chairman, Selection Committee, Dept of
Agriculture & 2 Ors

1. Shri V.R. Kulkarni
Deputy Conservator of Forests
Belgaum Division
Belgaum
2. Shri N.S. Venugopal
Advocate
642 IC, Main Road, 8th Block
Jayanagar
Bangalore - 560 082
3. The Chairman
Selection Committee
Department of Agriculture,
Forests & Environment
Krishi Bhavan
New Delhi - 110 001

4. The Chief Secretary
Govt. of Karnataka
Vidhana Soudha
Bangalore - 560 001
5. The Secretary
Ministry of Agriculture
Department of Forests & Environment
Paryavaran Bhavan
CGO Complex
Lodhi Road
New Delhi - 110 003
6. Shri M.S. Padmarajaiah
Central Govt. Sing Counsel
High Court Building
Bangalore - 560 001
7. Shri S.M. Babu
Government of Advocate
Advocate General's Officer, KAT Unit
BDA Commercial Complex
Indiranagar
Bangalore - 560 038

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 23-5-88.


DEPUTY REGISTRAR
(JUDICIAL)

Encl : As above

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL
BANGALORE

DATED THIS THE 23rd DAY OF MAY, 1988

Present : Hon'ble Justice Sri K.S.Puttaswamy

Vice-chairman

Hon'ble Sri L.H.A.Rego

Member (A)

APPLICATION No.381/87

V.R.Kulkarni,
Deputy Conservative of Forests,
Belgaum. ...

Applicant

(Sri N.S.Venugopal ... Advocate)

vs.

1. Chairman,
Selection Committee,
Dept. of Agriculture,
Forests and Environment,
Shastri Bhavan,
New Delhi.
2. Government of Karnataka,
by its Chief Secretary,
Vidhana Soudha,
Bangalore - 1.
3. Union of India,
Dept. of Agriculture, Forests
and Secretary, Parayavan
Bhavan, CGO Complex,
Lodi Road,
New Delhi - 3. ...

Respondents

(Sri M.S.Padmarajaiah ... Advocate for R1 & 3)
(Sri Babu ... Advocate for R2)

This application has come up before the court
today. Hon'ble Justice Sri K.S.Puttaswamy, Vice-chairman
made the following :

ORDER

This is an application made by the applicant
under Section 19 of the Administrative Tribunals Act, 1985
('Act').

2. Sri V.R.Kulkarni, who is the applicant before
us, born on 10.4.1931, initially joined service on 4.7.1956
as Range Forest Officer (RFO) in the erstwhile State of Bom-
bay. On the reorganisation of States, his services stood

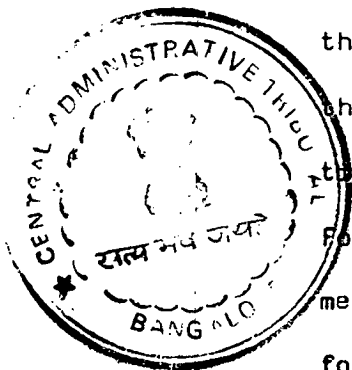


allotted in the same capacity to the new State of Mysore, now called Karnataka, from 1.11.1956.

3. On 26.8.1972, the Government of Karnataka(GOK) placed the applicant in independent charge of the post of Assistant Conservator of Forests(ACF) on his own grade and pay. Be that as may be, GOK in its Notification No.AFD 19/FEG/12 dated 22.2.1973 (Annexure-D), promoted the applicant as ACF on an officiating basis against direct recruitment vacancies for a period of 3 years, or until the posts were filled in by direct recruitment, whichever was earlier. On this promotion, and other orders made from time to time, the applicant continued to be ACF, on and from 22.2.1973, till he was further promoted as Deputy Conservator of Forests (DCF) in 1984 in which capacity he has been continuing ever since.

4. In its Notification No. AHEF 119 FEG 85 dated 4.9.1985, GOK had confirmed the applicant as ACF from 1.1.1985, with a rider that the same was provisional.,

5. On 5.12.1986, the Selection Committee(SC) of the Union Public Service Commission constituted thereto under the Indian Forest Service (Appointment by Promotion) Regulations, 1966 (Regulations) for making selections to the Indian Forest Service (IFS) from the Karnataka Forest Service (KFS) met at Bangalore and considered the cases of eligible officers for the vacancies determined as on 1.1.1986. In relation to the vacancies determined, the SC considered the cases of 25 officers falling within the "zone of consideration" and placed 13 officers in the 'select list' prepared by it. But on that day, the SC did not consider the case of the applicant,



(2) We direct the Government of Karnataka to prepare the seniority list in the cadre of ACFs with all such expedition as is possible in the circumstances of the case and in any event, on or before 30.6.1988.

(3) We direct the SC of the UPSC to be constituted under the Regulations to make a fresh selection to the vacant posts of IFS which existed as on 1.1.1986 in accordance with the Regulations and the observations made in this order with all such expedition as is possible in the circumstances of the case, and in any event on or before 30.9.1988.

23. Application is disposed of in the above terms.

But in the circumstances of the case, the parties shall bear their own costs.

24. Let this order be communicated to all the parties within a week from this day.



dms/mv/an.

Sd/-

VICE-CHAIRMAN

22/5/88

Sd/-

MEMBER (A)

23-5-88

TRUE COPY

[Signature]
DEPUTY REGISTRAR (JDL)
CENTRAL ADMINISTRATIVE TRIBUNAL, 1/6
BANGALORE

REGISTERED

CENTRAL ADMINISTRATIVE TRIBUNAL
BANGALORE BENCH

13

Commercial Complex (BDA)
Indiranagar
Bangalore - 560 038

Dated : 26 OCT 1988

IA I IN APPLICATION NO.

381

/87(F)

W.P. NO.

Applicant(s)

Shri V.R. Kulkarni

To

Respondent(s)

V/s

The Chairman, Selection Committee, Dept of
Agriculture, Forests & Environment, New Delhi
& 2 Ors

1. Shri V.R. Kulkarni
Deputy Conservator of Forests
Belgaum Division
Belgaum

2. Shri N.S. Venugopal
Advocate
642 IC, Main Road, 8th Block
Jayanagar
Bangalore - 560 082

3. The Chairman
Selection Committee
Department of Agriculture,
Forests & Environment
Krishi Bhavan
New Delhi - 110 001

4. The Chief Secretary
Govt. of Karnataka
Vidhana Soudha
Bangalore - 560 001

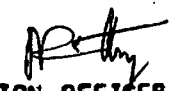
5. The Secretary
Ministry of Agriculture
Department of Forests & Environment
Paryavaran Bhavan
CGO Complex
Lodhi Road
New Delhi - 110 003

6. Shri M.S. Padmarajiah
Central Govt. Stng Counsel
High Court Building
Bangalore - 560 001

7. Shri S.M. Babu
State Govt. Advocate
Advocate General's Office (KAT Unit)
BDA Commercial Complex
Indiranagar
Bangalore - 560 038

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(s) on 25-10-88.


SECTION OFFICER
~~DEPUTY REGISTRAR~~
(JUDICIAL)

Encl : As above

14

**In the Central Administrative
Tribunal Bangalore Bench,
Bangalore**

ORDER SHEET

Application No. 381 of 1987(F)

Applicant

Respondent

V.R. Kulkarni


V/s

**The Chairman, Selection Committee, Dept of
Agriculture, Forest, New Delhi & 2 Ors
Advocate for Respondent**

Advocate for Applicant

N.S. Venugopal

M.S. Padmarajaiah & S.M. Babu

Date	Office Notes	Orders of Tribunal
		<div style="text-align: center;"></div> <p>KSP/LAR: 25.10.88</p> <p>ORDERS ON IA.I FOR EXTENSION OF TIME.</p> <p>In this IA.I, R-2 has sought for extension of time on the facts and circumstances stated in the application. Notice of this application has been served on the applicant and his learned counsel, who is absent.</p>

p.t.o.

Date.

OFFICE NOTIFICATION
CENTRAL ADMINISTRATIVE TRIBUNAL
BANGALORE

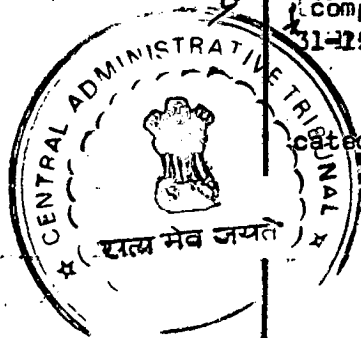
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Shri S.M.Babu, learned
counsel for R-2 prays for extending
the time by at least two months.

We have perused the appli-
cation. We are satisfied that the
facts and circumstances in IA.1
justify grant of extension of time.

We, therefore, allow this prayer to
comply with our directions till
31-12-1988.

Let this order be communi-
cated to all the parties forthwith.



Sd/-
VC

Sd/-
M(A) 25.8.88

TRUE COPY

26/8/88
SECTION OFFICER
CENTRAL ADMINISTRATIVE TRIBUNAL
ADDITIONAL DEPUTY
BANGALORE

Commercial Complex(BDA)
Indiranagar
Bangalore - 560 038

Dated : 10 FEB 1989

CONTEMPT

PETITION(CIVIL) APPLICATION NO (S)

14

/ 89

IM APPLICATION NO. 381/87(F)
W.P. NO (S)

Applicant (s)

Shri V.R. Kulkarni
To

V/s

Respondent (s)

The Chairman, Selection Committee, Dept of
Agriculture, Forests & Environment, New Delhi
& another

1. Shri V.R. Kulkarni
Deputy Conservator of Forests
Varahi Extraction Division
Tirthahally
Shimoga District
2. Shri N.S. Venugopal
Advocate
642 IC, Main Road, 8th Block
Jayanagar
Bangalore - 560 082
3. The Chairman
Selection Committee
Department of Agriculture,
Forests & Environment
Krishi Bhavan
New Delhi - 110 001

4. The Chief Secretary
Govt. of Karnataka
Vidhana Soudha
Bangalore - 560 001
5. Shri M.S. Padmarajaiah
Central Govt. Sng Counsel
High Court Building
Bangalore - 560 001
6. Shri S.M. Babu
State Govt. Advocate
C/o Advocate General (KAT Unit)
Commercial Complex (BDA)
Indiranagar
Bangalore - 560 038

Subject : SENDING COPIES OF ORDER PASSED BY THE BENCH

Please find enclosed herewith a copy of ORDER/3504/INTERIM ORDER
passed by this Tribunal in the above said Application (s) on 9-2-89.
C.P. (Civil)

Issued
K.M. 10-2-89

DEPUTY REGISTRAR
(JUDICIAL)

V.R. Kulkarni

C.P. (Civil) No. 14/89

V/s

The Chairman, Selection Committee, Dept of
Agriculture, Forests & Environment, ND & anr
S.M. Babu & M.S. Padmarajaiah

N.S. Venugopal

Date

Office Notes

Orders of Tribunal

ORDER

Petitioner in person.
Respondents 1 & 3 by Shri M.S.
Padmarajaiah and also for
Shri S.M. Babu who represented
R-2.

In this petition made u/s
17 of the Administrative Tribunals
Act, 1985, and the Contempt of
Court Act, 1971, the petitioner has
moved this Tribunal to punish the
respondents for non-implementation
of the order made in his favour on
23-5-1988 in application No.381/87.

Shri M.S. Padmarajaiah brings
to our notice that in application
No.381/87, we have extended time on
8-2-1989 for implementing our order
till 31-3-1989. On this development,
this contempt of court petition is
liable to be withdrawn *dismissed*

Even otherwise, we are informed
by Shri Padmarajaiah that the
Selection Committee is scheduled to
consider the case of the applicant and
certain others on 2-3-1989. Even this
submission justifies us to drop these
contempt of court proceedings.

In the light of our above
discussion, we hold that the Contempt
of Court proceedings are liable to be
dropped.

We, therefore, drop the Contempt
of Court proceedings, But in the
circumstances, we direct the parties to
bear their own costs.

Sd/-
(K.S. PUTTASWAMY)
VICE CHAIRMAN
9.2.89

Sd/-
(P. SRINIVASAN)
MEMBER(A)
9.2.89



[Signature]
Deputy Registrar (T)
CENTRAL ADMINISTRATIVE TRIBUNAL
BANGALORE