

(2)

CENTRAL ADMINISTRATIVE TRIBUNAL
BOMBAY BENCH

Original Application No: 42/90

XXXXXXXXXXXXXXXXXXXX

DATE OF DECISION: 6.6.1994.

M.G. Chithrangadan Petitioner

In person. Advocate for the Petitioners

Versus

Union of India & Another Respondent

Mr.Karkera for Mr.P.M.Pradhan Advocate for the Respondent(s)

CORAM :

The Hon'ble Shri N.K. VERMA, MEMBER (A)

The Hon'ble Shri

1. To be referred to the Reporter or not ? *W*
2. Whether it needs to be circulated to other Benches of the Tribunal ? *W*

N.K. Verma
(N.K. VERMA)
MEMBER (A).

(8)

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL
BOMBAY BENCH, BOMBAY

O.A.42/90.

M.G. Chithrangadan

.. Applicant.

V/s.

Union of India & Another

.. Respondents.

Coram : Hon'ble Shri N.K. Verma, Member (Admv.)

Appearances:

1. Applicant in person.
2. Mr.Karkera for Mr.P.M.
Pradhan, Counsel for Respondents.

ORAL JUDGMENT :

Dated : 6.6.1994.

¶ Per : Hon'ble Shri N.K. Verma, Member (A) ¶

The applicant in person submitted that his child was sent to his native place Pathanamthitta in Kerala, where schooling facility for teaching Malyalam as the second language is available. He also stated that no such schooling facilities are available in Jogeshwari where he was stationed. Shri Karkera on behalf of the Respondents argued that there are number of Malyalam Schools in Bombay but he could not specify which were these schools where the medium of instruction was Malyalam only. In this uncertain condition it cannot be established that applicant had wilfully sent his child to Kerala for undertaking studies, away from the place of his posting. As per Children Education Allowance Rules, a parent can send a child away from the station of his posting if a school of the requisite standard is not available at such station. The Respondents have failed to establish that schools of requisite standard in Malyalam medium of