

CENTRAL ADMINISTRATIVE TRIBUNAL
BANGALORE BENCH

Second Floor,
Commercial Complex,
Indiranagar,
Bangalore-38.

Dated: 14 DEC 1993

APPLICATION NO(s) 567 of 1993

APPLICANTS: S.K. Reddy

RESPONDENTS: Commandant, IAM,
IAF, Bangalore and others.


TO.

- 1) Sri. M. Raghavendrachar,
Advocate, No 1074 & 75,
415 Cross, Sririvasanagar II phase,
Banashankari I stage,
Bangalore-50.
- 2) The Commandant,
Institute of Aerospace Medicine,
Indian Air Force, Vimanapura Post,
Bangalore-560017.
- 3) Sri. M. S. Padmarajiah,
Sr. Central Govt Sg. Counsel,
High Court Bldg, Bangalore-1

SUBJECT:- Forwarding of copies of the Orders passed by
the Central Administrative Tribunal, Bangalore.

-xxx-

Please find enclosed herewith a copy of the
ORDER/~~STAY ORDER/INTERIM ORDER~~/, Passed by this Tribunal
in the above mentioned application(s) on 24/5 Nov 1993.


for DEPUTY REGISTRAR
JUDICIAL BRANCHES.

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CENTRAL ADMINISTRATIVE TRIBUNAL: BANGALORE

ORIGINAL APPLICATION NUMBER 567 OF 1993

DATED THIS THE 24TH DAY OF NOVEMBER, 1993

Mr. Justice P.K. Shyamsundar, .. Vice-Chairman.

And

Mr. V. Ramakrishnan, .. Member(A).

S.K. Reddy,
S/o N. Reddy, Aged about 28 years,
Behind Ratan Apartments,
Muttappa Block, Ganganagar,
Bangalore-560 032.

.. Applicant.

(By Advocate Shri M. Raghavendrachar)

v.

1. Commandant,
Institute of Aerospace Medicine,
I.A.F., Vimanapura Post,
Bangalore-560017.
2. Senior Officer,
Administration Hq. Training Command,
I.A.F., Hebbal, Bangalore-6.
3. AIR Officer,
Administration, AIR Headquarters,
Vayu Bhavan, New Delhi.
4. Union of India,
Ministry of Defence, New Delhi.

.. Respondents.

(By Standing Counsel Shri M.S. Padmarajaiah)

ORDER

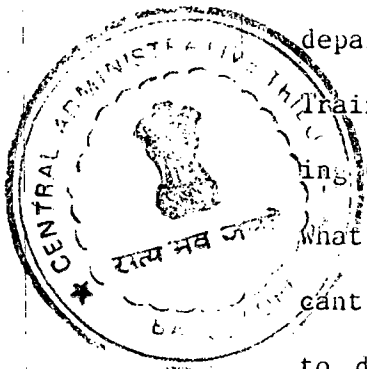
Mr. Justice P.K. Shyamsundar, Vice-Chairman:

The applicant wanted promotion as Grade-I Driver from the post he now holds with the Institute of Aerospace Medicine ('IAM'). But, that promotion he sought for was unavailable there being no Grade-I driver's post in the IAM wing where he is now working. Under the circumstances he now feels that he would be better off in his parent department i.e., Headquarters Training Command where he thinks he will have adequate opportunities of seeking promotion to a Grade-I driver's post.



2. In this situation we asked the learned Standing Counsel to ascertain and to submit that in case the applicant opts for repatriation to his parent department, whether the latter would take him back and whether there was any vacancy ^{there} into which he could be fitted because we find that after going to the IAM he had severed ^{all} his connection_s with the parent department. The learned Standing Counsel was good enough to make enquiries and thereafter placed before us a communication received from the Headquarters Training Command indicating that there was one vacancy of ^a civilian MTD Grade-II in the Headquarters Training Command as on date, but the seniority of the incumbent thereof will be reckoned from the date of taking charge of the post at the Headquarters Training Command etc. etc. We place on record that letter. We cannot in the circumstances grant ^{obviously} his prayer for promotion to Grade-I driver's post at IAM.

3. But, if the applicant wants to go back to his original department, he ^{should} will make a representation to the Headquarters Training Command and if such a representation is made, the Training Command may absorb him in the existing vacancy as per Rules. What seniority should be allocated to him ^{thereafter} is a matter the applicant can sort out with the Training Command after reporting to duty. If he is absorbed by the Training Command, the IAM will relieve him and send him back to the Training Command. With this observation this application stands disposed off. No costs.



Sd-

MEMBER (A)

TRUE COPY

Sd-

VICE-CHIEFMAN.

np/

RECEIVED
14/12/93

Recd. by post. Enter in SLP list,
SLP Registrar, maintain & add to file & me.
Hereafter O.A. copy of this with a copy of
O.A. order after R. 143 of ROP 193.
R 16/8/94

From:-

The Registrar,
Supreme Court of India
New Delhi.

D.NO. 3618/94 / SEC. IV A.
SUPREME COURT OF INDIA
NEW DELHI.

DATED:- 25.7.94

To

The Registrar
Central Administrative Tribunal
At Additional Bench
At Bangalore.

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL/CRL.) NO. 11038/94
(Petition under Article 136(1) of the Constitution of India
from the Judgment and Order dated 24.11.93.
of the High Court of Judicature at C.A.T. At Bangalore.
in O.A. No. 567/93).

S.K. Reddy

...PETITIONER(S)

VERSUS

Commandant, Institute of A.M. & Or.

...RESPONDENT(S)

Sir,

I am directed to inform you that the petition above
mentioned filed in the Supreme Court was dismissed
by the Court on 12.7.94.

Yours faithfully

For Registrar