

CENTRAL ADMINISTRATIVE TRIBUNAL  
BANGALORE BENCH

Second Floor,  
Commercial Complex,  
Indiranagar,  
Bangalore-560 038.

Dated:- 5 AUG 1994

APPLICATION NUMBER: 267/94

APPLICANTS:

RESPONDENTS:

Sh. R. Sreekantappa & other v/s Chairman, Railway Board,  
To. New Delhi and others.

- ① Sri. S.K. Mohiyuddin, Advocate, no. 11, Teewar Buildings  
Kumarapark East, Bangalore-560002.
- ② Sri. A.N. Venugopala Gowda, Advocate,  
no. 8/2, upstairs, R.V. Road, Bangalore-4.

*Recd Copy*

*for the Applicant*  
*19/8/94*

Subject:- Forwarding of copies of the Orders passed by the  
Central administrative Tribunal, Bangalore.

Please find enclosed herewith a copy of the ORDER/  
STAY ORDER/INTERIM ORDER/, passed by this Tribunal in the above  
mentioned application(s) on 18.07.94

*OK*

*S. S. Sharma*  
for DEPUTY REGISTRAR  
JUDICIAL BRANCHES.

CENTRAL ADMINISTRATIVE TRIBUNAL  
BANGALORE BENCH, BANGALORE

APPLICATION NO. 267/1994

DATED THIS THE EIGHTEENTH DAY OF JULY, 1994

Mr. Justice P.K. Shyamsunder, Vice Chairman

Mr. T.V. Ramanan, Member (A)

1. Shri R. Sreekantappa  
Retd. passenger Guard  
Mudaliar Street  
Opp: Sri Rama Temple  
ARSIKERE.

2. Shri R.S. Manjunatha  
S/o. Shri R. Sreekantappa  
Retd. passenger Guard  
Mudaliar Street  
Opp: Sri Rama Temple  
ARSIKERE

.... Applicants

(By Shri S.K. Mohiyuddin, Advocate)

Vs.

1. Chairman  
Railway Board, New Delhi.

2. General Manager  
Southern Railway  
Hd. Qrs. Office  
Madras-3.

.... Respondents

(By Shri A.N. Venugopala Gowda)

O R D E R

(Mr. Justice P.K. Shyamsunder,  
Vice Chairman)

Heard Shri S.K. Mohiyuddin for the applicant  
and the learned Standing Counsel for the respondents. We  
see no reason to interfere in this matter and propose to  
dispose of this application at the admission stage itself.

2. The applicant, who has retired on superannuation  
after serving 35 years in the Railways, now, wants placement



for his son on the ground that he had sustained an injury while in service as a result of which he had become handicapped.

3. As we see from the application, it would appear that he handled an iron rod the wrong way and had therefore sustained some injuries. After that event, he claims to have taken treatment with the Railway Hospital and in due course it is said that his left leg had been amputated leading to further disablement resulting in the right leg also being affected and becoming less functional. He, therefore, wants placement for his son in a job on compassionate grounds. But, since he has retired and taken all the retiral benefits after retirement, he now wants placement for his son in the Railways, the Railways say that they cannot do that. They also say that the applicant was on sick list being a diabetic patient and hence the wound he had in his leg not responding to treatment had to be amputated to save the spreading gangrene that would have affected his life had it been allowed to spread. The wound caused to the applicant it is alleged was not due to any major injury while performing his duty on 1.1.1992 and amputation of his left leg was not due to the same. Shri Mohiyuddin tells that the man had gone to the Railway Hospital to take treatment for the injury he suffered while on duty on 1.1.1992. The Railways deny that he has suffered any misfortune because of his injury. We are also not able to decipher from the state of affairs whether the man had suffered the disablement because of the injury or it was due to the malignant diabetes.

4. Be that as it may, it is not denied the man retired after full service and, in due course, ~~after~~

having received all the retiral benefits and in receipt of good pension, etc. etc.

4. In the circumstances, we see no reason to interfere and decline the applicant's request for employment of his son in the Railways on compassionate grounds. We, therefore, dismiss this application. No costs.

Sd/-  
( T.V. RAMANAN )  
MEMBER(A)

Sd/-  
(P.K. SHYAMSUNDAR)  
VICE CHAIRMAN



TRUE COPY

Sd/-  
SECTION OFFICER  
CENTRAL ADMINISTRATIVE TRIBUNAL  
ADDITIONAL BENCH  
BANGALORE