

CENTRAL ADMINISTRATIVE TRIBUNAL
BANGALORE BENCH

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

Dated: 14 DEC 1994

APPLICATION NO: 328,579 to 591 of 1994.

APPLICANTS:- Sri.S.B.Mitbavkar and thirteen others.,
V/s.

RESPONDENTS:- The Dy,Secretary,Deptt.of Revenue,M/o.Finance,
New Delhi and four Others.,

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1. Sri.H.S.Ananthapadmanabha, Advocate,
No.108,N.H.C.S. Layout, Third Stage,
Fourth Block, Basavewaranagar,
Bangalore-560 079.
2. The Collector,
Central Excise,
Queen's Road,
Post Box No.5400,
Bangalore-560 001.
3. Sri.M.S.Padmarajaiah,
Sr.C.G.S.C.High Court Bldg,
Bangalore-560 001.

Subject:- Forwarding of copies of the Order passed by the
Central Administrative Tribunal, Bangalore.
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Please find enclosed herewith a copy of the ORDER/
STAY ORDER/INTERIM ORDER/ passed by this Tribunal in the above
mentioned application(s) on 24th December, 1994.

Issued on
14/12/94

o/c

for

DEPUTY REGISTRAR
JUDICIAL BRANCHES.

CENTRAL ADMINISTRATIVE TRIBUNAL, BANGALORE BENCH, BANGALORE

ORIGINAL APPLICATIONS NUMBERS 328, 579 TO 591 OF 1994

THURSDAY, THIS THE 24TH DAY OF NOVEMBER, 1994

Mr. Justice P.K. Shyamsundar,

Vice-Chairman.

Mr. T.V. Ramanan,

Member (A)

1. S.B. Mitbavkar,
S/o Bhikku D. Mitbavkar,
O/o the Assistant Collector of
Central Excise, Central Revenue
Building, Attavara,
Mangalore-575 001.
2. D.V. Daivajna,
S/o V.D. Daivajna,
O/o the Assistant Collector of
Central Excise, Central Revenue
Building, Attavara,
Mangalore-575 001.
3. K. Chandran,
S/o K.S. Krishna Pillai,
O/o the Additional Collector of
Customs, New Customs House,
Panambur, Mangalore-575 010.
4. G. Shivashankar,
S/o B. Gangadharaiyah,
O/o the Additional Collector of
Customs, New Customs House,
Panambur, Mangalore-575 010.
5. N.G. Shastry,
S/o Ganappa Shastry,
O/o the Assistant Collector of
Central Excise, Central Revenue
Building, Attavara,
Mangalore-575 001.
6. M. Shanta Bai,
W/o Gopalakrishna,
O/o the Assistant Collector of
Central Excise, Central Revenue
Building, Attavara,
Mangalore-575 001.
7. Sayeed-Ur-Rahaman,
S/o Aboul Gaffar,
O/o the Superintendent of Central Excise,
Kolar Range-II, BEML-KGF,
Kolar - KGF - 563115.
8. Omar Sheriff,
S/o K. Abdul Wahab,
O/o the Additional Collector of
Customs, new Customs house,
Panambur, Mangalore-575 010.

.. Applicants (Contd..)



9. R.N.Shejekar,
S/o N.B.Shejekar,
O/o the Assistant Collector of
Central Excise, Central Revenue
Building, Attavara,
Mangalore-575 001.
10. N.L.Narasinh murthy,
S/o N.Lakshminarasinhiah,
O/o the Additional Collector of
Customs, New Customs House,
Panambur, Mangalore-575 010.
11. V.Ramadas,
S/o S.R.Venkata Rao,
O/o the Assistant Collector of
Central Excise, Central Revenue
Building, Attavara,
Mangalore-575 001.
12. F.A.martha,
D/o Arokaiswamy,
O/o the Assistant Collector of
Central Excise, Central Revenue
Building, Attavara,
Mangalore-575 001.
13. M.D.Chinnappa,
S/o M.K.Devniah,
O/o the Assistant Collector of
Central Excise, Central Revenue
Building, Attavara,
Mangalore-575 001.
14. Jayashetty,
S/o Tifimmaiah Shetty,
O/o the Assistant Collector of
Central Excise, Central Revenue
Building, Attavara,
Mangalore-575 001.

.. Applicants in
A.Nos.326, 579 TO 591 OF 1994

(By Advocate Shri H.S.Ananthapadmanabha)

v.

1. Deputy Secretary,
Government of India,
Ministry of Finance,
Department of Revenue,
Ad-IIA, North Block,
New Delhi-110 001.
2. Collector,
Central Excise,
Queen's Road, P.B.No.5400,
Bangalore-560001.
3. Additional Deputy Collector (P & V)
Customs & Central Excise,
Queen's Road, P.B.No.5400,
Bangalore-560 001.
4. Collector,
Central Excise, No.71, Club Road,
Belgaum-59, 001.

.. Respondents (contd..)

5. Ad/Dy. Collector (P & V)
Customs & Central Excise,
No.71, Club Road, Belgaum-590 001.
6. Government of India,
Ministry of Personnel (PG & P),
Department of Personnel & Training,
New Delhi-110 001.

.. Respondents.

(By Standing Counsel Shri M.S.Padmarajaiah)

ORDER

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

We have heard the learned Senior Central Government Standing Counsel for the respondents. The applicants demand for restoration of their seniority according to the judgment of the Supreme Court in the DIRECT RECRUIT CLASS-II ENGINEERING OFFICERS ASSOCIATION v. STATE OF MAHARASHTRA [1990 (13) ATC 348]. We are told by the learned Standing Counsel that the said claim is presently under consideration and in fact so much can be gathered from para 10 of the objection statement filed on behalf of the respondents. If Government having already undertaken a review of the applicants case on the basis of their representations, we think it appropriate to direct respondent-2 to dispose of those representations in accordance with law within a period of three months from the date of receipt of a copy of this order. We also make it clear that if any of the applicants have not so far filed representations, such of them will be at liberty to make such representations and on receiving them the Union Government will consider their claims for seniority. Those who are yet to make their representations will make them within a month from to-day and in such case on receipt of such representations, the department will dispose of the same within 3 months from the said date.



TRUE COPY

Section Officer

Central Administrative Tribunal
Bangalore Bench
Bangalore

MEMBER(A)

VICE-CHAIRMAN.

CENTRAL ADMINISTRATIVE TRIBUNAL
BANGALORE BENCH

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

Dated: 12 JAN 1995

Miscellaneous

APPLICATION NO: 6 of 1995 in O.ANO.328/94 and 579 to
591 of 1994.

APPLICANTS:- Sri.S.B.Mitbavkar and Thirteen Others.,
V/S.

RESPONDENTS:- Dy.Secretary,D/o.Revenue,M/o.Finance,NDelhi and
Others.

To

1. Sri.M.S.Ananthapadmanabha,Advocate, No.108,NHCS Layout,Third Stage, Fourth Block,Basaveswaranagar, Bangalore-560 079.
 2. The Deputy Secretary,Department of Revenue, Ministry of Finance,Ad-II-A,North Block, New Delhi-110001.
 3. The Collector,Central Excise,Queen's Road, P.B.No.5400,Bangalore-1.
 4. The Addl/Dy.Collector(P&V),Customs & Central Excise, P.B.No.5400,Queen's Road,Bangalore-1.
 5. The Collector,Central Excise,No.71,Club Road, Belgaum-590001.
 6. Addl./Dy.Collector(P&V),Customs & Central Excise, No.71, Club Road,Belgaum- 590001.
 7. Ministry of Per.P.G & Pension Deptt.of Per.& Training, Govt.of India,New Delhi-110001.
 8. Sri.M.S.Padmarajaiah, Sr.C.G.S.C.,High Court Bld,Bangalore-1.
- Subject:- Forwarding of copies of the Orders passed by the Central Administrative Tribunal,Bangalore.
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Please find enclosed herewith a copy of the ORDER/
STAY ORDER/INTERIM ORDER/ passed by this Tribunal in the above
mentioned application(s) on 04-01-1995.

Issued on

12/01/95

[Signature]

[Signature]
DEPUTY REGISTRAR
JUDICIAL BRANCHES.

MA 6 195

Sri. S.B. Mitbavkar & 13 vs Dy. Secy.
D/O. Revenue, N. Delhi

OA 328794 & 5796591/94.

Date	Office Notes	Orders of Tribunal
		<p>PKS VC/TVR MA</p> <p>4th January, 1994</p> <p><u>Orders on M.A. No.6/95:</u></p> <p>Heard both sides.</p> <p>In the circumstances mentioned in the M.A. we accede to the request of the applicants for extension of time and grant further time to make the representation. We extend time upto and till the end of February, - 1995.</p> <p>Let a copy of this order be sent to the respondents for information.</p>

Sd/-

M[A]

Sd/-

V.C.



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[Signature]
Section Officer
Central Administrative Tribunal
Bangalore Bench
Bangalore