

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL,
MUMBAI BENCH, MUMBAI.

ORIGINAL APPLICATION NO. 975/1997.

Thursday, this the 2nd day of July, 1998.

Coram: Hon'ble Shri Justice R.G.Vaidyanatha,
Vice-Chairman.

1. Smt. Yamunabai Tukaram Gharat,

2. Balu Tukaram Gharat,

Village Golbhan,

Post : Khardi,

Taluk : Shahpur,

Dist : Thane,

Maharashtra State.

C/o.G.S.Walia,

Advocate, High Court,

Industrial Traders Bldg.,

Opp. Maha.State Co-op.Bank,

Nagindas Master Rd, Fort,

Mumbai - 400 023.

... Applicants.

(None for the applicants)

V/s.

1. Union of India, through
Chief General Manager,
Telecommunications Stores,
3-A, Chowringhee Place,
Calcutta - 700 013.

2. Assistant Engineer,
O/o. Controller of Telecom
Stores (Director),
Fosbery Road,
Mumbai - 400 033.

... Respondents.

(By Advocate Shri V.S.Masurkar)

O R D E R

¶Per Shri Justice R.G.Vaidyanatha,Vice-Chairman¶

The applicants and counsel absent. Heard
the counsel for the respondents and perused the
pleadings.

The applicant No.2 is claiming appointment
on compassionate grounds on the ground that first
applicant's husband died while in government service.
But the reply of the respondents clearly shows that
the first applicant's husband had been removed from
service on 16.11.1994 and he had died subsequently.

Therefore, at the time of death the deceased was

...2.

no longer a government servant and hence the applicant's claim for compassionate appointment is not sustainable in law.

For the above reasons, the O.A. is rejected at the admission stage. No costs.


(R.G. VAIDYANATHA)
VICE-CHAIRMAN.

B.