

CENTRAL ADMINISTRATIVE TRIBUNAL

BENCH AT MUMBAI

ORIGINAL APPLICATION No. 196/98.

Date of Decision: 7/9/98.

Shri M.P. Mhatre

Petitioner/s

Shri S.P. Kulkarni

Advocate for the
Petitioner/s

v/s.

Union of India & 2 Ors.

Respondent/s

Shri S.S. Karkera for Shri Pradhan Advocate for the
Respondent/s

CORAM:

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

Hon'ble Shri D.S. Baweja, Member(A)

(1) To be referred to the Reporter or not? *NO*

(2) Whether it needs to be circulated to other Benches of the Tribunal? *NO*

abp.

R. G. Vaidyanatha
(R. G. VAIDYANATHA)
VICE CHAIR MAN

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL
GULESTAN BLDG.NO.6, 4TH FLR, PRESCOT RD, FORT,
MUMBAI - 400 001.

ORIGINAL APPLICATION NO.196/98.

DATED THE 7TH DAY OF SEPTEMBER, 1998.

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

Hon'ble Shri D.S.Baweja, Member(A).

Shri Mangesh Prabhakar Mhatre,
Bio Medical Engineer,
in AIIPMR Haji Ali,
Mumbai residing at
6-B, Ashirwad, 89, Mughat Street,
Girgaon,
Mumbai - 400 001.

... Applicant.

By Advocate Shri S.P.Kulkarni.

v/s.

1. Union of India,
through the Director
General of Health Services,
Ministry of Health & Family Welfare,
Government of India,
Maulana Azad Road,
New Delhi-110 011.
2. The secretary,
Department of Personnel & Training,
Central Secretariat, North Block,
New Delhi - 110 011.
3. The Director,
All India Institute of Physical Medicine
and Rehabilitation,
Haji Ali Park,
Mahalaxmi,
Mumbai - 400 034.

... Respondents.

By Advocate Shri S.S.Karkera for
Shri P.M.Pradhan.

I O R D E R I

I Per Shri R. G. Vaidyanatha, Vice Chairman I

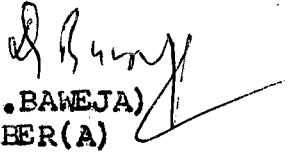
1. In this application the applicant is claiming regularisation of his service as a Bio Medical Engineer in the Ministry of Health and Family Welfare. He has been working on adhoc basis since 1987. Now, it appears on the representation of the applicant, the Director of All India Institute of Physical Medicine and Rehabilitation, Mumbai has send a recommendation letter dated 23/4/98 to the Director General of Health Services, New Delhi for regularisation

of applicant's services. The applicant is also relying on recruitment rule of 1992.

2. In the above circumstances, when the matter is pending consideration at the highest level of Government of India, we are disposing of this application with a direction to the respondents to consider the case of the applicant as per rules and pass appropriate order within two months from today. Needless to say if any adverse ^{adverse order} remarks is made, the applicant may ^{challenge the same} make a representation ^{according to law} to the administration.

3. We further direct that applicant's services should not be terminated till a decision is taken by the competent authority. ^{on the basis of} in view of Director's letter dated 23/4/98 ^{and} for a period of 15 days from the date of communication of the said decision to the applicant.

4. In the result, OA is disposed of with above directions. No costs.


(D.S. BAWEJA)
MEMBER(A)


(R. G. VAIDYANATHA)
VICE CHAIRMAN

abp.

slp 788/98 for
extension of time
fixed for orders
on 4.1.99

QH) 11.1.1999.

shri S.P. Kulkarni
for the applicant.

shri S.S. Karkera
for shri P.M. Pradhan,
counsel for the Respondents.

slc
16/2/98.

M.P. No. 788/98 filed
for seeking extension of time
does not survive, since it
is now submitted that

PT-04-1-99

respondents have passed an
order complying with the
order of the Tribunal.
As no DB is available
the matter is adjourned
to 11.1.99

Therefore, M.P. No.
788/98 stands disposed of.

MD
for Dy. Registrar

(D.S. Bawdekar) (R.G. Vaidyanathan)
MCA Wc.

(5)

OS

del 11.1.99
Order/Judgement despatched
to Applicant/Respondent(s)
on 28.1.99.

28/1/99