

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

HYDERABAD BENCH : AT HYDERABAD

OA 993/92.

Dt. of Order: 21-3-94.

1. A.Dharmaiah
2. V.Narayana
3. Smt.K.Vijaya
4. G.Kistaiah

...Applicants

Vs.

1. The Director of Postal Services, Hyderabad Region, Hyderabad.
2. The Superintendent of Post Offices, Medak Division, Medak.
3. The Inspector of Post Offices, Medak East, Medak.
4. B.Nagabhushanam

...Respondents

Counsel for the Applicants : Shri Sanka Ramakrishna Rao

Counsel for the Respondents : Shri N.R. Deva Raj, Sr. CGSC  
for RR 1 to 3.  
Shri T.Lakshminarayana for R4.

CORAM:

THE HON'BLE JUSTICE SHRI V.NEELADRI RAO : VICE-CHAIRMAN

THE HON'BLE SHRI A.B.GORTHI : MEMBER (A)

.....2.

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J U D G E M E N T

I AS PER HON'BLE JUSTICE SHRI V. NEELADRI RAO,  
VICE-CHAIRMAN I

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Heard Shri S.Ramakrishna Rao, learned counsel for the applicant and also Shri N.R. Deva Raj, xxx Senior Central Government Standing counsel.

2. Respondent 2 issued notification dated 8.6.92 calling for applications for the post of ED BPM, Chellapur B.O, Dubbaka Mandal in Medak District as the regular incumbent was due to retire on 7.7.92. This OA was filed praying for setting aside the selection of R4 as ED BPM, Chellapur (~~Respondent 4~~) by declaring it as illegal and in violation of rules and to direct the respondents to select the eligible candidate from amongst the applicants as per merit and according to rules.

3. In the reply filed for Respondent 2, it was stated that the appointment of Respondent 4 was only provisional.

4. It is alleged in the application that all these applicants belong to B.C community while Respondent 4 is o.C and applicant No.3 got more marks than the marks obtained by Respondent 4 in S.S.C.

5. When it is stated for Respondent 2 that the appointment of Respondent 4 is only provisional and as regular selection is not yet made, it is not just and proper to consider the

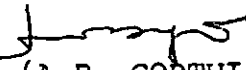
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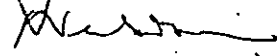
merit of these candidates at this stage.

The only direction that may be given in this OA is to the following effect.

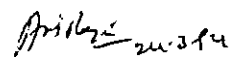
6. Respondent 2 has to select a candidate from amongst the applicants who filed the applications in time in pursuance of the notification dated 8.6.92 in accordance with rules. He has to expedite the same and the regular selection has to be made preferably by the end of May, 1994.

6. The OA is ordered accordingly. No costs.

  
(A.B. GORTHI)  
Member (Admn.)

  
(V. NEELADRI RAO)  
Vice-Chairman

Dated 21st March, 1994  
Open court dictation

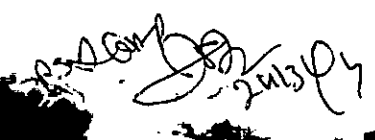
  
Deputy Registrar(J)CO

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To

1. The Director of Postal Services, Hyderabad Region, Hyderabad
2. The Superintendent of Post Offices, Medak Division, Medak.
3. The Inspector of Post Offices, Medak East, Medak.
4. One copy to Mr.S.Ramakrishna Rao, Advocate, CAT.Hyd.
5. One copy to Mr.N.R.Devraj, Sr.CGSC.CAT.Hyd.
6. One copy to Mr.T.Lakshminarayana, Advocate, CAT.Hyd.
7. One copy to Library, CAT.Hyd.
8. One spare copy.

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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
HYDERABAD BENCH AT HYDERABAD

THE HON'BLE MR. JUSTICE V. NEELADRI RAO  
VICE CHAIRMAN

AND

THE HON'BLE MR. A. B. GORTHY : MEMBER (AD)

AND

THE HON'BLE MR. T. CHANDRASEKHAR REDDY  
MEMBER (JUDL)

AND

THE HON'BLE MR. R. RANGARAJAN : M (ADMN)

Dated: 21-3-1994

ORDER/JUDGMENT

M.A./R.A./C.A./No.

O.A.No.

993<sup>in</sup>/92

T.A.No.

(w.p.)

Admitted and Interim Directions  
Issued.

Allowed

Disposed of with directions

Dismissed.

Dismissed as withdrawn.

Dismissed for Default.

Rejected/Ordered.

No order as to costs.

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*Handwritten:*  
c/o  
pleader  
appearing  
for

*Stamp:*  
Central Administrative Tribunal  
HYDERABAD BENCH  
25 MAR 1994  
24/3/94