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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH
AT HYDERABAD

O.A. 940/94.

Dt. of Decision : 17.11.94.

Smt. Anita Paul

.. Applicant.

Vs

1. The Chief General Manager,
Telecommunications,
North Eastern Circle,
Shillong - 793 001.
2. The Telecom District Manager,
Agartala - 793 001.

.. Respondents.

Counsel for the Applicant

: K. Sudhakar Reddy

Counsel for the Respondents

: Mr. N.V.Raghava Reddy,
Addl. CGSC.

CORAM:

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

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25/11/94
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O.A. 940/94.

Dt. of Decision : 17.11.94.

ORDER

¶ As per Hon'ble Shri A.B. Gorthi, Member (Admn.) ¶

The claim of the applicant is for payment of the Provident Fund amount due to her on her relinquishing service as a Telephone Operator with effect from 3.11.1985. The applicant served the department as a Telephone Operator from July 1973 to 3.11.1985. The applicant states that despite her several requests the respondents took their own time in finalising her GPF dues. Learned counsel for the applicant Mr. K: Sudhakar Reddy, states that after the filing of this OA, the respondents vide letter No.TA/GPF/FP/A.Pal/93-94 dt. 15.7.1994, arranged the payment of Rs. 4,030/- which purports to represent the balance of the deposits made by the subscriber with interest. The said letter does not give the break-up of the amount of Provident Fund and the interest. Mr.K.Sudhakar Reddy, claims that the applicant would be entitled to payment of the balance amount of GPF as on 3.11.1985 together with interest thereon atleast at the rate of 12% per annum.

2. Mr. N.V. Raghava Reddy, learned standing counsel for the respondents, states that the applicant after having resigned from her post left Agartala without intimating her address to the respondents. It was only in the year 1991 that she made contact with the respondents giving her address. Immediately the respondents sent the necessary forms to the applicant and when she re-submitted them some time in August 1991, there was some delay in the processing of the applicant's claim in the office of the A.O(TA), Shillong, who was reminded on the subject. The

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b6b6 55 of 2000, a combination of sensitive information
 likely to be of interest to the public. (See b6b6b6b6 of
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 of the b6b6b6b6 of 10, b6b6b6b6 b6b6b6b6 b6b6b6b6
 of 10, b6b6b6b6 b6b6b6b6 b6b6b6b6 b6b6b6b6 b6b6b6b6

(1) The Lieberman family assets are exempt from the estate of the decedent.

9. In view of the foregoing circumstances, it may be

94-16-2-1003 SUB JURYMAN FOR BAYLAWSON THE COUNCIL

AO asked for some additional data vide his letter dt. 19-7-1993 and finally the payment was sanctioned and a sum of Rs. 4,030/- was sent to the applicant by cheque dt. 22.9.1994.

3. As regards the respondents' contention that the applicant herself did not bother to furnish her new address to the respondents, ~~and~~ the same is refuted by the applicant's counsel. He has drawn my attention to a letter from the applicant addressed to the Hon'ble Minister of Communications, New Delhi, dt. 5.1.1987 in support of ~~this~~ contention that the applicant had not been sleeping over her right to claim the PF amount. There is however nothing to show ^{that} ~~this~~ letter was in fact sent by registered post. However, from the letter dt. 29.1.1991 from ~~the~~ ^{the} ~~applicant~~ ^{Ms. Anartala}, it would be apparent that the applicant gave her Hyderabad address to the respondents only in her communication dt. 22.12.1990.

4. In view of the aforesaid circumstances, it would be just and proper to dispose of this application ^{with} ~~for~~ a direction to the respondents in the following terms:

(1) The respondents shall specify the exact amount of GPF amount due to the applicant as on 3.11.1985.


(2) On the aforesaid amount interest, ^{shall be added} at the rate of 10.5% per annum for the year 1985-86, and interest at the rate of 12% per annum for the years 1986-91, which is in accordance with the rates of interest fixed by the Government of India. (as published at page 22 of Swamy's Compilation of General Provident Fund Rules 1990 edition)

(18)

(3) From the financial year 1991 onwards till the date of actual payment, interest at the rate of 12% per annum shall be calculated.

(4) The GPF amount due to the applicant referred to in (1) above shall be paid together with interest at the rates mentioned above. The said payment will be subject to adjustment of the amount of Rs.4,030/- already paid to the applicant.

5. Respondents to comply with the above directions within a period of 4 months from the date of communication of this order. No order as to costs.


(A.B. GORTHY)
MEMBER (ADMN.)

Dated : The 17th November 1994.
Dictated in Open Court.

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DEPUTY REGISTRAR(J)

Copy to:

1. The Chief General Manager, Telecommunications, North Eastern Circle, Shillong - 793 001.
2. The Telecom District Manager, Agarthala - 793 001
3. One copy to Mr.K.Sudhakar Reddy, Advocate, CAT, Hyderabad.
4. One copy to Mr.N.V.Raghava Reddy, Addl.CGSC, CAT, Hyderabad.
5. One copy to Library, CAT, Hyderabad.
6. One spare copy.

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Ans 23/11/94.

In the C.A.T, Hyd Bench
at Hyd.

Hon. Mr. A.B. Gooki, Am. ✓

Judgment
dated. 17/11/94. ✓

in

OA 940794 ✓

Disposed of with ~~direction~~ ✓

No order as to costs ✓

for 23/11/94

no spare copy

