

(15)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH  
AT HYDERABAD

O.A. 328/94.

Dt. of Decision : 8.6.94.

S. Mabu Basha

..Applicant

v/s

1. The Sub Divisional Officer,  
Telecom, Nandyal-518 501.
2. The Telecom District Manager,  
Kurnool - 518 050.
3. The Chief Manager, Telecom,  
A.P., Hyderabad-500 001.

.. Respondents.

Counsel for the Applicant : Mr. C.Suryanarayana

Counsel for the Respondents : Mr. N.R.Devaraj, Sr.CGSC.

CORAM:

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

THE HON'BLE SHRI T.CHANDRASEKHARAREDDY : MEMBER (JUDL.)

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O.A.No.328/94.

Date of Order : 8.6.91.

O r d e r

X of the Division Bench delivered by Hon'ble Shri A.B.Gorthi,  
Member(A) X

The Applicant states that he was initially engaged as a casual mazdoor on 2.11.80 under the Respondents. He worked as such for various spells till 31.1.90. Subsequently he was re-engaged on 1.1.93 and worked continuously for 349 days till the end of February, 1994 when his services were dis-engaged.

Learned counsel for both the parties. Shri C.Surya narayana, learned counsel for the Applicant urged that taking into consideration the services rendered by the Applicant as a casual mazdoor under the Respondents, the Applicant acquired certain rights which cannot be denied to him by the Respondents.

3. There can be no doubt as regards the re-engagement of the Applicant w.e.f. 1.1.93 and his continuous engagement till the end of February, 1994. In view of this, we dispose of this O.A. with a direction to the Respondents in the following terms:-

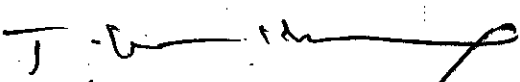
- (1) The name of the Applicant shall be entered in the live casual register.
- (2) He will be engaged as a casual mazdoor whenever there is work in preference to the freshers and juniors.
- (3) The question of granting the Applicant temporary status and his subsequent regularisation will be considered by the Respondents in accordance with the extant rules/instruction.

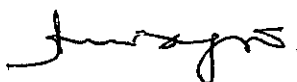
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4. Shri N.R.Devaraj, learned counsel for the Respondents disputed the correctness of the age of the Applicant as shown in the cause title. There is no need for us to examine this issue as it is always open for the Respondents to determine the correct <sup>the</sup> age of the Applicant at the time of regularisation.

5. The O.A. is ~~is~~ordered accordingly. No order as to costs.

  
( T.Chandrasekhar Reddy )  
Member (J).

  
( A.B.Gorthi )  
Member (A).

Dated: June, 1994.  
Dictated in Open Court.

  
DEPUTY REGISTRAR (J)

Copy to:-

1. The Sub Divisional Officer, Telecom,  
Nandyal - 518 501.
2. The Telecom District Manager,  
Kurmool - 518 050.
3. The Chief Manager, Telecom,  
A.P., Hyderabad - 500 001.
4. One copy to Mr. C.Suryanarayana, Advocate, CAT, Hyderabad.
5. One copy to Mr. N.R.Devraj, Sr. CGSC, CAT, Hyderabad.
6. One copy to Library, CAT, Hyderabad.
7. One spare copy.

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APPROVED BY

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. G. RTHI : MEMBER(A)

AND

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

AND

THE HON'BLE MR. P. RANGARAJAN : MEMBER(A)

Dated: 8-6-1994.

ORDER/JUDGMENT:

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

in

O.A.No. 328/94

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.

pvm

