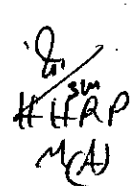

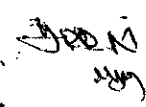


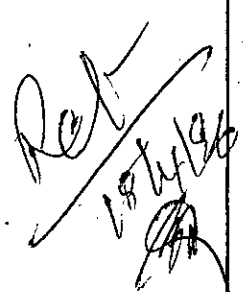


DATE	OFFICE NOTE	ORDERS OF THE TRIBUNAL
		<p>There is no reply so far from the respondents. Sri N.V. Raghava Reddy, however, undertakes to file counter within two weeks. The case is admitted. Counter shall be awaited as undertaken. Interim orders passed on 2.1.96 shall continue to be operative. List it on 25.6.96 for hearing.</p> <p style="text-align: right;">  HAP MA </p> <p style="text-align: center;">29.4.98</p> <p style="text-align: center;">At the request of applicants counsel with 89 orders on 4.5.98</p> <p style="text-align: center;">  HBSJP MA </p> <p style="text-align: center;">  HAN MA </p> <p>O.A. Disposed of Order on separate sheets. No costs.</p> <p style="text-align: center;">  HBSJP MA </p> <p style="text-align: center;">  HAN MA </p> <p style="text-align: left;">  Ret 18/4/98 </p>

CENTRAL ADMINISTRATIVE TRIBUNAL

HYDERABAD BENCH

O.A. No. 1633 of 1995

C. Bhattaiah Applicant (S)

VERSUS

G-m, Teluom, Marangal Sameth

Respondent (S)

DATE	OFFICE NOTE	ORDERS OF THE TRIBUNAL
21-96.		<p>N.B.A.</p> <p>If the vacancy in the post of Driver is there, the services of the applicant shall not be dispensed with until further orders, for it is stated that he was engaged as casual driver.</p> <p>call on 19.2.96.</p> <p>HRRN MA HUNRS VC</p> <p>Adjourned to 25.3.96.</p> <p>HRRP MA HSMGC VC</p> <p>Heard Sri V. Venkatesh war Rao, learned counsel for the applicant and Sri N.V. Raghava Reddy, learned standing counsel for respondents. This case came up twice before. Certain directions were issued on 2.8.</p>
6.3.96	C.C. by tomorrow.	
3-4-96.		

Notice
25.3.96.

CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD.

ORIGINAL APPLICATION NO. 1633 of 1995.

Shri C. Gellarah Applicant (S)

V E R S U S

The General Manager, Telecom
Warangal and another Respondent (S)

The application has been submitted to the Tribunal by
Shri V. Venkateswara Rao Advocate/party-in-person
under section 19 of the Administrative Tribunal Act, 1985
and the same has been scrutinised with reference to the points
mentioned in the check list in the light of the provisions
in the Administrative Tribunal (procedure) Rules 1987.

The application is in order and may be listed for
admission on 1-96

CV
29/12/95
Scrutiny Asst.

Arise
DEPUTY REGISTRAR (JUDL)

10. Has the impugned orders Original/duly attested legible copy been filed ?
11. Have legible copies of the annexures duly attested been filed ?
12. Has the Index of documents been filed and pagination done properly ?
13. Has the applicant exhausted all available remedies ?
14. Has the declaration as required by item No.7 of Form I been made.
15. Have required number of envelopes (file size) bearing full address of the respondents been filed ?
16. (a) Whether the relief sought for, arise out of single cause of action ?

(b) Whether any interim relief is prayed for ?
17. In case an MA for condonation of delay is filed, is it supported by an affidavit of the applicant ?
18. Whether this case can be heard by Single Bench ?
19. Any other point ?
20. Result of the scrutiny with initial of the scrutiny clerk ?

yes

yes

yes

yes

yes

yes

yes

may be filed

29/12/15
Scrutiny Asst.

Section Officer.

Deputy Registrar.

Registrar.

CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH

Dairy No. 4035/95

Report on the Scrutiny of Application

Presented by Mrs. V. Venkateswara Rao Date of presentation 28/12/95
Applicant (S) C - Galtarah
Respondent (S) The G.M. Telecom, Warangal Haridha
Nature of grievance Abso-phōn
No. of applicants 1 No. of Respondents 2

CLASSIFICATION

Subject (No.) Department Telecom (No)

1. Is the application in the proper form ?
(Three complete sets in paper books form
in two compilations) yes
2. Whether name, description and addresses
of all the parties been furnished in the
cause title ? yes
3. (a) Has the application been duly signed
and verified ? yes
(b) Have the copies been duly signed? yes
(c) Have sufficient number of copies of
the application been filed ? yes
4. Whether all the necessary parties are
impleaded. yes
5. Whether English translation of documents
in a language other than English or Hindi
been filed ? —
6. Is the application on in time ? (See
Section 21) yes
7. Has the Vakalatnama / Memo of Appear-
ance / authorisation been filed ? yes
8. Is the application maintainable ? (u/s 2,
14, 18, or U.R. 8 etc) yes
9. Is the application accompanied IPO/DD,
for Rs. 50/- ? yes

CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD.

I N D E X - S H E E T

D.A.No.

1633 of 1995

CAUSE TITLE

C. Brattiah

V E R S U S

566

G-M, Telum, Maragal & aucth

SL.NO.	Description of documents	Page No.
1.	Original Application.	1 to 5
2.	Material papers	6 to 10
3.	Vakalat	1.
4.	Objection sheet	
5.	Spare copies	
6.	Covers	

7) Reply statement filed by Mrs. N.V. Raghava Reddy on 8/1/96

8) Retainer filed by Mr. V. Venkata Wara Rao on 6/1/96

checked
5/2/

Reg! - To direct the Respondents to consider the case of the applicant for grant of temporary status with effect from 17.9.1994 and absorb his services on regular basis as driver.

Bench Case

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL::HYDERABAD BENCH
AT HYDERABAD

Absorption
Telecom(C)

O.A.NO.

1633

OF 1995

Between:

C.Gattaiah

.. Applicant

And

The General Manager, Telecom,
Warangal Area and another

.. Respondents

CHRONOLOGY OF EVENTS

S.No. Date

Event

1. 17.09.90 Initial appointment of the applicant as Casual Driver.
2. 00.02.91 Recruitment rules issued by the Director General, Telecom vide his letter.
3. 1993 The post of Driver approved for Warangal T.T.Division
4. -04-94 DPC met for selection and appointment of a regular driver.
5. 05.10.95 Representation submitted by the applicant.

Hyderabad,

Dt: 28/12-1995.

Counsel for the Applicant



Recd
28/12
N. R. Daring
en

(4)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL:: HYDERABAD BENCH
AT HYDERABAD

O.A.NO.

1633

OF 1995

Between:

C.Gattaiah

.. Applicant

And

The General Manager, Telecom,
Warangal Area, and another


.. Respondents

MATERIAL PAPERS INDEX

S.No.	Date	Description of document	Page No.	Ann.No.
1.		Original Application	1 to 5	
2.	30.11.90	Letter of the Superintendent appointing the applicant as casual driver	6	I
3.	20.09.91	Recruitment rules for appointing the drivers.	7 to 8	II
4.	05.10.95	Representation submitted by the applicant to the Respondent No.1	9 to 10	III

Hyderabad,

Dt: 28-12-1995.


Counsel for the Applicant

(3)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL:: HYDERABAD BENCH
AT HYDERABAD

O.A.NO.

1633

OF 1995

Between:

G.Gattaiah, S/o.C.Narsaiah,
Hindu, aged about 31 years,
Occupation: Casual Driver,
O/o. General Manager, Telecom,
Warangal, Resident of Warangal.

.. Applicant

And

1. The General Manager, Telecom,
Warangal Area, Hanmokonda.

2. The Telecom District Manager,
Khammam.

.. Respondents

DETAILS OF THE APPLICATION

1. PARTICULARS OF THE APPLICANT:

The particulars of the applicant is the same as shown in the cause title. The address for service of notices etc., is that of his Counsel M/s.Vemuri Venkateswara Rao & K.Phaniraju, Advocates, H.No.1-8-472/1, Temple Lane, Chikkadapally, Hyderabad - 500 020.

2. PARTICULARS OF THE RESPONDENTS:

The particulars of the Respondents for the purpose of service of notices etc., is the same as shown in the cause title.

3. ORDERS AGAINST WHICH THE O.A IS FILED:

The O.A is filed by the applicant herein seeking absorption of his services as Driver on regular basis for which he submitted representation on 5th October, 1995 to the 1st Respondent.

(ADJ 159)

4. JURISDICTION : The O.A is filed by the applicant is well within the jurisdiction of this Hon'ble Tribunal under Section 14(1) of the Administrative Tribunals Act, 1985 in as much as the applicant working as Casual Driver at Warangal in Central Government Department.

5. LIMITATION:

The applicant submits that the O.A is filed within the period of limitation as prescribed under Section 21(1) of the Administrative Tribunals Act, 1985 in as much as he submitted his represented on 05.10.1995 in connection with the relief prayed for by him in the present O.A (A 111/95)

6. FACTS OF THE CASE:

The applicant herein respectfully submits that he appointed as Casual Driver in the Office of the Superintendent, Telegraph Traffic, Warangal with effect from 17.9.1990. Since then he is continuously working as Casual Driver without any break against the regular vacancy available. He has completed his service for a more than 5 years as casual driver in the Department. As per the Recruitment Rules issued on 1.11.83 read with the clarifications issued by the Director General, Telecom vide his letter dat-d 10th September, 1991 governing recruitment to the posts of drivers in the Department, the applicant herein is fully qualified and eligible to be appointed as a driver on regular basis. According to the clarification No.1 issued by the Director General, Telecom the 50% quota of vacancies meant for outsiders may be filled in only from amongst the drivers already

appointed in the Department on casual basis before 1.4.1985, failing which the recruitment may be made from amongst the casual labourers of temporary status doing the job of drivers. The applicant herein became eligible for confirmant of temporary status in as much as he is working as casual ~~labour~~ driver with effect from 17.7.90. He also acquired a right for regularisation of his services as driver under the provisions of Section 25 of the Industrial Dispute Act, 1947 in as much as he has completed more than 240 days of service long back. But the applicant has been illegally denied the absorption of his services on regular basis and is been continued on casual basis arbitrarily eventhough the regular posts are available for his absorption.

b) The post of driver has been approved for Warangal T.T.Division in 1993 and a D.P.C met for selection and appointment of a regular driver in April, 1994. The applicant herein also called for the interview by the DPC and the applicant reliably understands that he was selected by the DPC, but the appointment orders have not been issued to the applicant as regular driver so far. Denial of absorption of the applicant service as regular driver is violative of Article 14 & 16 of the Constitution of India. There is no other casual driver eligible to be appointed as regular driver. Even the temporary status and the productivity link bonus for the the applicant is entitled is also denied to him illegally and arbitrarily. He became entitled for grant of temporary status from the date he completed one year

services after 17th September, 1990. As per the instructions of the Government of India issued from time to time the casual labourers are also entitled for payment of productivity link bonus. Therefore he submitted a representation to the 1st respondent on 5.10.1995 requesting him to grant (18/11/95) temporary status, to pay the productivity link bonus

and to issue appointment order as a regular driver in the existing vacancy from the date of selection by the DPC. Eventhough, it is more than 2½ months there is no response from the 1st respondent to the representation submitted by the applicant. In these circumstances the applicant is left with no other remedy except to approach this Hon'ble Tribunal seeking redressal of his grievance.

7. MAIN RELIEF

Therefore in the interest of justice it is prayed that this Hon'ble Tribunal may be pleased to direct the respondents to consider the case of the applicant for grant of temporary status with effect from 17.9.1991 and absorb his services on regular basis as driver against the existing vacancy with effect from the date of selection by the DPC which met in April, 1994 with all consequential benefits such as arrears of wages, pay and allowances, seniority etc., and to pass any other order or orders as is deemed fit, proper, necessary and expedient in the circumstances of the case.

8. INTERIM RELIEF: The applicant further prays that this Hon'ble Tribunal may be pleased to direct the respondents not to discontinue the services of the applicant as casual driver pending disposal of the above C.A in the interest of justice and to pass any other order or orders as is deemed fit, proper, necessary and expedient in the circumstances of the case. If such a

9. REMEDIES EXHAUSTED: direction is not issued the applicant would suffer irreparable loss and damage if his services are discontinued by the respondents.

9. REMEDIES EXHAUSTED: The applicant made representation on 5.10.95 in connection with the relief being prayed for by him in the present C.A and there is no response to the same. Hence, he availed the alternative remedy available to him in compliance with the provisions of Section 20 of the Administrative Tribunals Act, 1985.

10. MATTERS NOT PENDING WITH ANY OTHER FORUM ETC: The applicant herein submit that he has not filed any other C.A or any case before any other Forum on the same subject matter nor any writ petitions filed in this regard.

11. POSTAL ORDER ETC: An I.P.O No. 580435 dt. 28/2/95 for Rs.50/- is enclosed herewith. **I.P.O./B.C./D.D./Removed**


12. DETAILS OF INDEX: An Index showing the details of the material papers to be relief in the case, is enclosed herewith.


13. ENCLOSURES: 1) Vakalatnama, 2) Postal Order for Rs.50/-
3) Chronology of Events and Materials Papers Index.

14.

V E R I F I C A T I O N

I, C.Gattaiah, S/o.C.Narsaiah, Casual Driver, the applicant herein, do hereby verify that the paragraph Nos.1 to 13 are true and correct and to the best of my knowledge and belief and I have not suppressed any material facts. Hence, verified on this the 26th day of December 1995.


Counsel for the Applicant


(C.GATTAIAH)
Applicant

6

4-7 16

G.O.I. TELECOMMUNICATIONS::ANDHRA PRADESH M.O.C
Office of the Superintendent, Telegraph Traffic Division, Warangal.
No. EST/R-6/50-91/PTE/15 _ _ _ dated at Warangal the 30-11-90.

Sub: - Appointment of Casual Driver at Office
of STT Warangal.

--ooOoo--

/regular Sri.C.Gattalah S/O Narsalah Basithnagar, Subedari
Hanamkonda is hereby appointed as casual Driver at Office of
Superintendent, Telegraph Traffic, Warangal w.e.f. 17-9-90.
Since Sri.Md.Khajamiya S/O Bahadur Hussain a casual mazdoor
has been allotted to this division (for utilisation of his
service as driver) vide SDOT Lr.No. A.WL/C.M/90-91/34 dtd
20-8-90 is not willing to work as casual mazdoor in this
division.

The terms and condition of the appointment of is as
follows.

1. That the employment is purely casual in nature.
2. The employment will not confer any right to employment
or any claim for regular absorption or confirmation in the
department.
3. that the official will be employed for a period of 8 hrs
a day.
4. that the wages will be paid as per C.O. HD Lr.No.TA/TFC/
35-41/78/KN dated 21-3-90.

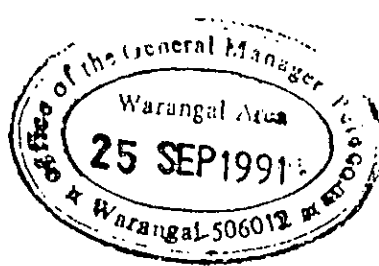
The wages of the official candidate may please be drawn
and paid in ACG-17 form every month.

The expenditure is debitable to the head of account
A-2(2) wages.

(Signature)
(M.GOVINDARAJULU)
Superintendent,
Telegraph Traffic Division
WARANGAL - 506 002
TE. 4992

Copy to:-

1. The E-5/Casual Mazdoor/Driver/Jeep
file.
 2. Sri.C.Gattalah S/O Narsalah Basithnagar, Subedari
Hanamkonda.
 3. The ASTT I/C, C.T.O. Warangal for information.
 4. Office copy.
- K
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NOC

GOI

TELECOMMUNICATIONS :: ANDHRA PRADESH

Office of the Chief General Manager, Telecom, A.P. Hyderabad. -1.

No. TY/RE/23-1/Rlgs. dated at Hyderabad the 20-9-91.

- (1120)
- The General Manager Telecom District, Hyderabad.
 - The General Manager, Telecom. WGL/VM/Sec 'bad.
 - All P.T.O.s/T.O.s. in A.P. Circle,
 - All S.S.T.Ts. / S.T.Ts. in A.P. Circle,
 - The Chief Superintendent, CTO Hyderabad.
 - The S.E. Civil/Electrical, Hyderabad.
 - The D.E. Swg. I & II, Red Hills, Hyderabad.
 - The Principal RTTC, Sec 'bad.
 - The D.E.T. Carrier & VFT Installation, Hyderabad. -4.
 - All recognised Unions.
 - The Director, Telegraph-Traffic, Hyderabad.

Sub:- Recruitment in the cadre of Drivers -
Clarification thereof:-

A copy of DG Telecom. NO No. 16-5/91-NCG dt. 10-9-91 is enclosed herein for information and guidance.

[Signature]
Asst. Director (R&D)
% C.G.M. Telecom, A.P. Hyderabad-1

Copy to:

1. The Director (FA)
2. The Asst. General Manager (PR)
3. The Asst. Director (Staff) Circle Office.
4. The Asst. General Manager (TT) Circle office.

Copy of the letter referred above.

Sub:- Recruitment in the cadre of Drivers -
Clarification thereof.

It has been pointed out by the Staff unions that some of the circles have been recruiting drivers from the open market by making fresh reference to the Employment exchange even though drivers recruited on casual basis/casual labourer (engaged as driver) are available in those units. Besides, it has also been pointed out that the casual drivers/casual labourers and other Department candidates are not able to produce the certificate of experience of driving heavy duty vehicle as provided in the Recruitment Rules. This has caused a serious handicap in the matter of regularisation of casual drivers though they have been working in the department for a long period.

The matter has been considered in detail and it has been decided that:

(P.T.O.)

TP
W

1) Against the 50% quota of vacancies meant for outsiders, recruitment of drivers may be made only from amongst those drivers already appointed in the department on casual basis before 1-4-85, failing which recruitment may be made from amongst the casual labourers of temporary status doing the job of drivers. Subject to fitness, the recruitment may be made in order of seniority based on the length of service as casual driver/casual labour (engaged as drivers).

2) The casual driver/casual labourers engaged as drivers may be given age relaxation to the extent of the service rendered by them as casual drivers.

3) The 50% departmental quota of vacancies will continue to be filled up from amongst the eligible cadre. The 50% quota of the posts meant for Departmental officials is filled by recruitment from the line staff and Group 'D'.

4) The certificate of experience of driving heavy vehicle may not be insisted upon both in respect of the casual driver/casual labour and the department officials eligible for recruitment against the 50% department quota of vacancies. The officials may be tested for driving skill by the selection committee prescribed in the recruitment rules.

5) In case vacancies are left unfilled against 50% departmental quota, the balance number of vacancies may be transferred to direct recruitment quota and under no circumstances should recruitment be made from the open market.

The recruitment Rules notified under this office letter No. 50-8/83-NOG dated 1-11-83 may be considered as relaxed to the extent of above provisions.

Sd/...

(S. K. Dhawan)

Asstt. Director General (STN)

TC
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A-11
13

- 9 -

From:
C. Gattiah,
Casual Driver,
% G.M. Telecom.,
Warangal Area,
Hanamkonda-506 001.

To
The General Manager Telecom.,
Warangal Area,
Hanamkonda-506 001.

Respected sir,

Sub:-Regularisation of appointment and grant
of consequential benefits - Requested - Reg.

Ref:-STT Warangal TT Divn Memo.No.EST/R-6/90-91/
PTE/15 dtd 30-11-90.

I beg to submit the following few lines for your kind
consideration and early favourable orders.

I was appointed as Casual Driver @ 8 hours per day with
effect from 17-9-90 by the then Superintendent Telegraph Traffic,
Warangal Division, Warangal vide memo cited above (copy enclosed)
and I am working continuously as Casual Driver from the above
date without any break. Consequent on merger of Traffic with
Engineering, I am attached to office of GMT Warangal Area from
01-04-95.

I have completed more than five years of continuous
service without any adverse remark. I came to understand that
a Casual Mazdoor is eligible for Temporary Status after completing
one year service with 240 days attendance. Even though I have
completed more than five years of continuous service, I have not
been regularised/issued with Temporary Status.

I further submit that casual mazdoors who have completed
three years of service with 240 days attendance in each year are
eligible for productivity linked bonus. No bonus has been paid
to me even though I have put in more than five years service as
casual driver.

I also submit that the post of Driver has been approved
for Warangal TT Division in 1993 and a DPC for selection and
appointment of regular driver has met in April 1994. I was called
for interview by the DPC and I came to understand that I have been
selected by the DPC since I possess all the required qualifications,
driving licence and experience. I have not been appointed as
regular driver so far and the reasons are not known.

In the light of the above submissions, I humbly request
your honour to kindly consider my case and to show mercy on me in
granting the following benefits.

- (1) Granting Temporary Status Mazdoor from the date of
completion of one year service,
- (2) Payment of Productivity linked bonus for the years
for which I am eligible to be paid and

contd...2/-

TC
ho

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL HYDERABAD BENCH AT HYDERABAD

0.A.M. 1833\92.

Date of Order: 3-1-96.

100-443898

2. General.

b6
b7C

1. The General Manager, Telecom
Wanagui Area, Hammakongha.
2. The Telecom District Manager,
Hammakongha.

• **အသံကွဲပြားမှု**

For the Applicant: Mr. V. Venkateswara Rao, Advocate.

For the Respondents: M. N. V. Radhava Reddy, Addl. Commr.

00505

THE HON. BBS. MR. JUSTICE V. NEELADRI RAO : VICE-CHANCELLOR

THE HON'BLE MR. R. K. NARAYAN : MEMBER (GENERAL)

The Tribunal made the following Order:-

Notice before acquisition.

driver.
further orders, for it is stated that he was engaged as casual
the services of the applicant shall not be dispensed with until
If the vacancy in the post of Driver is there,

CONFIDENTIAL

Deputy Registrar (1) CC

02

1. The General Manager, Telecom,
Island Area, Hanoikong.

2. The Telecom District Manager, Khammam.

3. One copy to Mr. V.Venkateswar Rao, Advocate, C.T.Hyd.

4. One copy to Mr. N.V. Koshlyakov, Deputy, Adm. CC SC. CAT. Hyg.

2. On the other hand,

• MVQ

(15)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL HYDERABAD BENCH AT HYDERABAD

O.A.NO. 1633/95.

Date of Order: 2-1-96.

Between:

G. Gattaiah.

.. Applicant.

and

1. The General Manager, Telecom
Warangal Area, Hanmakonda.
2. The Telecom District Manager,
Khammam.

.. Respondents.

For the Applicant: Mr. V.Venkateswar Rao, Advocate.

For the Respondents: Mr.N.V.Raghava Reddy, Addl.CGSC.

CORAM:

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

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

The Tribunal made the following Order:-

Notice before admission.

If the vacancy in the post of Driver is there,
the services of the applicant shall not be dispensed with until
further orders, for it is stated that he was engaged as casual
Driver.

Call on 19-2-1996.

Prasanna
Deputy Registrar(J)CC

To

1. The General Manager, Telecom,
Warangal Area, Hanamkonda.
2. The Telecom District Manager, Khammam.
3. One copy to Mr. V.Venkateswar Rao, Advocate, CAT.Hyd.
4. One copy to Mr.N.V.Raghava Reddy, Addl.CGSC.CAT.Hyd.
5. One spare copy

pvm.

Prasanna
21/1/96

C.C. bag 31/1/96
21/1/96 I COURT

TYPED BY _____ CHECKED BY _____
COMPAKED BY _____ APPROVED BY _____

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
HYLERABAD BENCH AT HYDERABAD

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

AND

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

Dated: 2 - / - 1996

ORDER/JUDGMENT

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

in

O.A.No. 1633/95.

T.A.No. (w.p.No.)

NBA

Admitted and Interim directions
issued.

Allowed. Call on 19/2/96.

Disposed of with directions

Dismissed.

Dismissed as withdrawn.

Dismissed for default.

Ordered/Rejected.

No order as to costs.

केन्द्रीय प्रशासनिक अपीलस्थल
Central Administrative Tribunal
प्रेषण/DESPATCH
18 JAN 1996
हैदराबाद बेंच
HYDERABAD BENCH

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL HYDERABAD BENCH HYDERABAD

O.A.NO.1633/95

Between:

Date of Ordse: 3.4.96.

G.Sattaiah

...Applicant.

And

1. The General Manager, Telecom,
Warangal Area, Hanamkonda.
2. The Telecom District Manager,
Khammam.

...Respondents.

Counsel for the Applicant : Mr.V.Venkateswar Rao

Counsel for the Respondents : Mr.N.V.Raghava Reddy, Addl.CGSC.

CORAM:

THE HON'BLE SHRI H.RAJENDRA PRASAD : MEMBER (A)

THE TRIBUNAL MADE THE FOLLOWING ORDER:

Heard Sri V.Venkateswar Rao, learned counsel for the applicant and Sri N.V.Raghava Reddy learned standing counsel for the respondents. This case came up twice before. Certain directions were issued on 2.1.96. There is no reply so far from the respondents. Sri N.V.Raghava-Reddy, however, undertakes to file counter within two weeks. The case is admitted. Counter shall be awaited & undertaken. Interim orders passed on 2.1.96 shall continue to be operative. List it on 25.4.96 for hearing.

Aradhya
DEPUTY REGISTRAR(J)

contd,...

Copy to:

1. The General Manager, Telecom,
Warangal Area, Hanamkonda.
2. The Telecom District Manager,
Khammam.
3. One copy to Mr. V. Venkateswar Rao, Advocate,
CAT, Hyderabad.
4. One copy to Mr. N. V. Raghava Reddy, Addl. CGSC,
CAT, Hyderabad.
5. One copy for spare.

YLKR

0A1633/95
TYPED BY
COMPARED BY

CHECKED BY
APPROVED BY

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH HYDERABAD.

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

H. Rajendra Prasad: M
HON'BLE SHRI ~~PRASAD~~

DATED: 3-4-96

ORDER/JUDGMENT

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

IN

O.A.NO. 1633/95

ADMITTED AND INTERIM DIRECTIONS ISSUED

ALLOWED

List it on 25-4-96

DISPOSED OF WITH DIRECTIONS

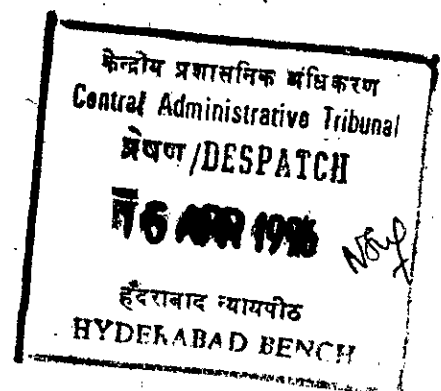
DISMISSED

DISMISSED AS WITHDRAWN

ORDERED/REJECTED

NO ORDER AS TO COSTS

* * *



IN THE CENTRAL ADMINISTRATIVE TRIBUNAL: ADDITIONAL BENCH

AT HYDERABAD

O.A. NO.1633 / 1995

Between:

C.Gattaiah

... Applicant

and

The General Manager,
Telecom, Warangal Area,
Hanamakonda and others

... Respondents

INDEX

<u>Sl.NO.</u>	<u>Discreption of Document</u>	<u>Annexure</u>	<u>Page NO.</u>
1.	O/o Supdt, Telegraph Traffic Div., Warangal NO.EST/R-6/90-91/PTE/15 dt.30-11-90	R1	657
2.	O/o the Sub-Divisional Officer, Telecom, Warangal Lr.NO.A.WL/C.M./909/34 dt.20-8-90	R2	859
3.	O/o the General Manager Telecom, A.P.Circle, Hyderabad Lr.NO.TA/TFC/2-36/93 dt.23-12-93 at HD-1	R3	10 to 106
4.	O/o the Director(TT), A.P.Telecom Hyderabad Lr.NO.TA-TS/EST/2-5/94/14 dt. at Hd the 15-2-94	R4	1514
5.	O/o the Supdt. Telegraph Traffic Div. Warangal DPC Minutes Dt.6-4-94	R5	15 to 17
6.	O/o the Collector, Warangal Lr. NO.L.Dis.NO.C3/4596/94 dt.10-7-94	R6	18
7.	O/o the Chief General Manager, Telecom, AP, Hyderabad Circle Lr.NO.TA/RE/25-1/RLgs dt.at Hyd the 20-9-91	R7	19 to 20
8.	O/o the Chief Gen.Manager, Telcom A.P.Circle, Hyderabad Lr.NO.TA/STR/9-1/RLgs/93 dt.30-12-93	R8	21 to 22
9.	O/o Chief General Manager, A.R. Telecom, A.P.Circle, Hyderabad Conf.letter NO.TA/TFC/ABTS/Conf1/4 dt. at Hd the 15-12-94.	R9	23
10.	ANNEXURE- I	R10	24 to 28
11.	O/o Chief Gen.Manager, Telecom A.P.Circle, Hyderabad Lr.NO.TA/TFC/20-1/92/PT/KW/16 dt. at Hyd-1 , the 31-7-95	R11	29
12.	O/o C.C.M.T, AP, Hyd Lr.NO.TA/STA/941/RLgs/V/KW dt.at Hyd-1 the 21-11-89	R12	29
13.	ANNEXURE	R13	30 to 33

DEPONENT

XI.V. Raghava Reddy
ACG

(2)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL: ADDITIONAL BENCH
AT HYDERABAD

O.A. NO.1633 / 1995

Between:

C. Gattaiiah

.... Applicant

and

The General Manager,
Telecom, Warangal Area,
Hanamakonda and others

.... Respondents

REPLY STATEMENT

1. I. K.V. Basavaiah s/o late Kanakaiah aged about 53 years
occupation of Govt. Service do hereby solemnly and sincerely
affirm and state as follows:

2. I am working as Law Officer in the office of CGM Telecom
AP Hyderabad-1, as such I am well acquainted with the facts of
the case. I am authorised to give this reply statement on
behalf of the Respondents.

3. I have read the original application filed by the above
named applicant and I deny the several material allegations
made therein except that are specifically admitted herein.
Before traversing in detail several material allegations,
averments and contentions made therein I submit that the
applicant was appointed as casual driver with effect from
17-9-90 by the then Superintendent Telegraph Traffic, Warangal
Division, Warangal vide his Memo No. EST/R-6/90-91/PTE/15 dated
30-11-90 (copy enclosed). However the order of the appointment
was cancelled vide STT Warangal Memo NO. EST/R-6/91-92/25/PTW

1st page.

Corrs:

[Signature]
Attestor:
D. HARANATH BABU
A.D. (S. 11-III)
O/o. C.G.M. Telecom.
Hyderabad - 500 001.

[Signature]
Deponent:

LAW OFFICER
ग. न. प्र. दूरसंचार क्षेत्र का कार्यालय
O/o. C. G. M. Telecom, A. P.
Hyderabad - 500 001.

Recd
Cst J
Wk
8/4

dated 7-6-91 (Annexure R-1). As per the DOT, New Delhi Memo NO.270-6/84-STN dated 30-3-85, engagement of casual mazdoors/casual drivers is banned. However, the applicant was taken as casual driver since one temporary status mazdoor (Sri Md. Khajamiya, S/o Bahadur Hussain), allotted from TDE Warangal vide SDOT Warangal Telecom, letter NO.A-WL/CM/90-91/34 dated 20-8-90, was unwilling to work as casual driver under STT Warangal vide letter dated 11-9-90. The casual driver is being paid at the minimum pay plus DA/ADA in the pay scale of driver post vide CGMT Hyderabad Lr.NO.TA/TFC/35-41/KW dated 21-3-90. The post of driver for office of STT Warangal was sanctioned vide CGMT Hyderabad NO.TA/TFC/2-36/93 dated 23-12-93 and Director(TT), Hyderabad was addressed by STT Warangal for constitution of DPC to fill the post of driver vide letter NO. EST-9/jeep Driver/93-94 dated 28-12-93. DPC was constituted vide D(TT) HD NO.TA-TS/EST/2-5/94/14 dated 15-2-94 and permission to creat the post of driver under STT Warangal was accorded vide CGMT Hyderabad NO.TA/TFC/2-36/93 dated 10-2-94.

4. It is submitted that the DPC comprising of STT Warangal as Chairman, A.D(Per) O/o GMT Warangal and Supdt of Post Offices as members met on 6-4-94 and recommended the applicant for the post of driver and District Collector, Warangal was addressed for police verification reports vide letter NO. EST-39/94-95/VC/23 dated 8-6-94. Police verification report was received vide District Collector Warangal Lr.L.Dis.No.C3/4596/94 dated 20-7-94. On scrutiny of the case, it was noticed by SSTT Warangal that casual drivers engaged before 1-4-95 are only eligible for

2nd page.

Corrs.


Attestor:

D. HARANATH BABU
A. D. (S. 15-III)
O/o. C.G.M. Telecom.
Hyderabad - 500 001.


Deponent:

LAW OFFICER
क. म. प्र. दूरसंचार और डा. कार्यलय
O/o. C.G.M. Telecom, A. P.
HYDRABAD - 500 001.


recruitment in the cadre of drivers vide D.G.Telecom, New Delhi, NO.16-5/91-NOG dated 10-9-91. This cut off date was extended to 22-6-88 vide DOT New Delhi letter NO.269-4/93-STN-II dated 17-12-93. Since the applicant was engaged as casual driver from 17-9-90 he could not be appointed on regular basis but was allowed to continue as casual driver.

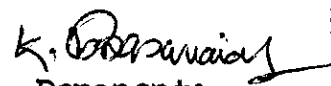
5. It is further submitted that engaging casual mazdoors/contingent workers in Warangal Telegraph Traffic Division was reviewed in accordance with instructions from CGMT Hyderabad vide their letter NO.TA/TFC/ADTS/Confdl/4/94 dated 15-12-94 (Annexure R2) and 30 contingent workers were not permitted to continue with effect from 1-1-95 while permitting 99 contingent workers including one casual driver, 11 extra Departmental messengers on deputation from postal Department and contingent workers/vide SSTT Warangal letter NO.EST/Rlgs-5/94-95 dated 29-12-94. The list includes 14 contingent workers/ED messengers in Medak district also which formed part of the erstwhile Warangal Telegraph Traffic Division.

6. It is submitted that CGMT Hyderabad vide letter NO.TA/TFC/20-1/92/PT/KW/16 dated 31-7-95 ordered that all irregular appointments of part time employees/casual mazdoors should be dispensed with immediately (Annexure R-3). The applicant has represented to GMT Warangal vide his letter dated 5-10-95 requesting grant of temporary status, payment of productivity linked bonus/ and regular absorption as driver. His request for regular absorption could not be considered as he was not

3rd page.

Corrs:


Attestor:
D. HARANATH BABU
A. D. (S. II-III)
O/o. C.G.M. Telecom.
Hyderabad - 500 001.


Deponent:
विधि अधिकारी
LAW OFFICER
श्री. म. प्र. दूरसंचार आ.प्र. का कार्यालय
O/o. C. G. M. Tel-com, A. P.
हैदराबाद/Hyderabad-500 001.

engaged on casual basis before 22-6-88 as already explained in the earlier para. Grant of temporary status is admissible only in respect of casual Mazdoors/Drivers engaged before 30-3-85 vide DG Telecom New Delhi Lr. NO. 269-10/89-STN dated 7-11-89 and for those engaged before the extended out of date of 22-6-88. Hence his request could not be considered.

7. In reply to para 1 & 2, it is submitted that they need no comments.

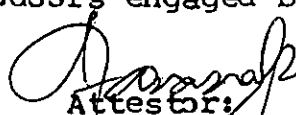
8. In reply to para 3, it is submitted that the applicant is not eligible for regular absorption in view of D.G. Telecom, New Delhi letter NO. 16-5/91-NCG, dated 10-9-91 read with DOT New Delhi letter NO. 269-4/93-STN-II dated 17-12-93, since he was engaged as casual driver from 17-09-90, which is after the cut off date of 22-06-88.


9. In reply to paras 4 & 5, it is submitted that they need no comments.

10. In reply to para 6(a), it is submitted that casual drivers engaged after 22-06-88 are not eligible for absorption on regular basis vide D.G. Telecom New Delhi letters cited in para 3 above and that casual drivers/mazdoors engaged after 22-06-88 are not eligible for conferring with temporary status vide D.G. Telecom, New Delhi letter NO. 269-10/89-STN dated 07-11-89 read with D.G. Telecom, New Delhi letter NO. 269-4/93-STN-II dated 17-12-93.

(b) It is submitted that the DPC with Superintendent Telegraph Traffic, Warangal Division, Warangal considered the name of the applicant and recommended him for appointment as driver, perhaps without verifying the eligibility condition that casual drivers/mazdoors engaged before 22-06-88 are only 4th page.

Corrs:


Attestor:
D. HARAKATH BABU
A. D. C. - III
O/o. C.G.M. Telecom;
Hyderabad - 500 001.



Deponent:
LAW OFFICER
श्री. म. प्र. दूरसंचार ऑ. प्र. का कार्यालय
O/o. C. G. M. Tel-com, A. P.
हैदराबाद/Hyderabad-500 001.

eligible for regular absorption. However, the Appointing Authority (Senior Superintendent Tele. Traffic, Warangal Division, Warangal consequent on up-gradation of the Division to Group 'A' Status) has checked up the eligibility of the applicant and found that he did not fulfill the required condition.

11. In reply to para 7, it is submitted that the applicant is not entitled either for conferring with temporary status or for regular absorption as explained supra.

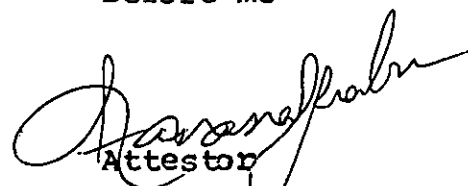
In view of the facts and circumstances stated above, the applicant has not made out a case for consideration. It is, therefore, prayed that this Hon'ble Tribunal may be pleased to vacate the interim order passed on 2-1-96 and dismiss the original application

Sworned & signed before me
on the day of
April 1996 at Hyderabad


Dependent

LAW OFFICER

मु. म. प्र. दूरसंचार अ.प्र. का कार्यालय
O/o. C. G. M. Tel-com, A. P.
हेदराबाद/Hyderabad-500 001.
Before me


Attestor
D. HARANATH BABU
A. D. (S. II-III)
O/o. C.G.M. Telecom.
Hyderabad - 500 001.

AN RT

6265-2

G.O.I. TELECOMMUNICATIONS::ANDHRA PRADESH M.O.C
Office of the Superintendent, Telegraph Traffic Division, Warangal.
No. EST/R-6/90-91/PTE/15 _ _ _ dated at Warangal the 30-11-90.

Sub:- Appointment of Casual Driver at Office
of STT Warangal.

--ooOoo--

/regular

Sri.C.Gattaiah S/O Narsaiah Basithnagar, Subedari
Hanamkonda is hereby appointed as casual Driver at Office of
Superintendent, Telegraph Traffic, Warangal w.e.f. 17-9-90.
Since Sri.Md.Khajamiya S/O Bahadur Hussain a casual mazdoor
has been allotted to this division (for utilisation of his
service as driver) vide SDOT Lr.No. A.WL/C.M/90-91/34 dtd
20-8-90 is not willing to work as casual mazdoor in this
division.

The terms and condition of the appointment of is as
follows.

1. That the employment is purely casual in nature.
2. The employment will not confer any right to employment
or any claim for regular absorption or confirmation in the
department.
3. that the official will be employed for a period of 8 hrs
a day.
4. that the wages will be paid as per C.O. HD Lr.No.TA/TFC/
35-41/78/KN dated 21-3-90.

The wages of the ~~affixia~~ candidate may please be drawn
and paid in ACG-17 form every month.

The expenditure is debitable to the head of account
A-2(2) wages.

Copy to:-

1. The E-5/Casual Mazdoor/Driver/Jeep
file.

2. Sri.C.Gattaiah S/O Narsaiah Basithnagar, Subedari
Hanamkonda.

3. The ASTT I/C, C.T.C. Warangal for information.

4. Office copy.

(M.GOVINDARAJULU)
Superintendent,
Telegraph Traffic Division,
WARANGAL-506 002
TF. 4992.

G.O.I.

TELECOMMUNICATIONS::ANDHRA PRADESH

M.O.C

Office of the Superintendent, Telegraph Traffic Division, Warangal.
No. EST/R-6/91-92/25/PTW dated at Warangal the 07-06-91.

The following orders issued by this office to Part Time
Sweeper-Cum-Water men/Mazdoors may be cancelled with immediate effect.

1. % STT Warangal :- Sri.K.Lachalaiah, EST/R/R-6/85-86/3 dtd 19-8-85
2. D.T.O. Karimnagar:- G.Shankar ST-16/85-86/1 dtd 23-4-85.
3. D.T.O.Khammam :- Shaik Saijabee E/3-7/88-89/13 dtd 16-7-88
SDOP Khammam
4. D.T.O.Jyothinagar:- K.Kumari. EST/R-6/PTW/89-90/5 dtd 24-5-89
5. D.T.O.Hanamkonda:- K.Gattamallu, EST/R-6/89-90/PTW/6 dtd 4-7-89.
6. C.T.O.Warangal :- G.Balakrishna. EST/R-6/PTW/89-90/7 dtd 20-1-90
7. % STT Warangal:- C.Gattaiah EST/R-6/90-91/PTE/15 dtd 30-11-90
8. D.T.O Hanamkonda:Telecom Centre Proddutur complex
Kandagatla Venkataiah EST/R-6/PTW/91-92/20 dtd 3-5-91.
9. D.T.O.Nizamabad :- Md.Zaheeruddin EST/R-6/PTW/91-92/23 dtd 23-5-91
10. D.T.O.Miryalguda:- CH.Yadialaiah, EST/R-6/91-92/PTS dtd 3-6-91.
11. D.T.O.Kothagudem :- Reddy Sreenivasarao, EST/R-6/PTW/91-92/22
dtd 10-5-91.

(M.GOVINDARAJU)
SUPERINTENDENT
TELE-TFC DIVISION.,
WARANGAL.

Copy to:-

- 1.The ASTT I/C / TOP(T) I/C
S.T.O./D.T.O.

For information and necessary action.

N.V. Raghav Reddy

Accd

Min of Comm.

DEPARTMENT OF TELECOMMUNICATIONS.

Office of the Sub-Divisional Officer, Telecom, Warangal
 LYM. A-WL/C.M/9091/34 dtd at Hmk on 20.8.90

To
 The Supdt. Telegraph Traffic.
 WARANGAL



Subj: - Deputation of Casual Majdoor

As per the orders of the T.D.E. Warangal
 Sri. Md. Khajamiya, S/o Sri. Bahadur Hussain
 a casual majdoor with Temporary status working
 in this Sub-Division, is hereby deputed to
 work under your control, w.e.f. 22-8-1990.

The majdoor wages w.e.f. 22.8.90 may
 please be paid at your end. his services
 may be utilised for driving motor vehicles.

Copy to:-

1. The T.D.E. Warangal
for information.
2. The Director Telecom,
Warangal & inf.
3. Sri. Md. Khajamiya,
C.M.W. with instructions
to report to the STT.W.
on 22.8.90.

Sub-Divisional Officer,
 Telecom, WARANGAL-505001

G.O.I.

TELECOMMUNICATIONS: ANDHRA PRADESH

M.O.C

Office of the Superintendent, Telegraph Traffic Division, Warangal.

No. ST-16/90-91/Part/Maz/Wages - dated at Warangal the 4-6-90.

To

The ASTT I/C / TL I/C

CTO/DTO WL/KZ/KF/XD/RE(MD)/NZ/NB/

AV/JQ/

Sub:- Payment of wages on pro-rate basis to the part-time employees - Reg.

Ref:- C.O.MD Ir.No.TA/TFC/35-41/88/KN dated 21-3-90.

--ooOoo--

A copy of the C.O. Hyderabad letter no. cited above on the subject is reproduced below for favour of information and necessary action. The wages arrears may be to the following candidates.

(M.GOVINDARAJULU)
Superintendent,
Telegraph Traffic Division
WARANGAL-506007
TF. 4902

Copy of the C.O.MD Letter.

Sub:- As above.

With reference to the letters cited above on the above subject, a kind attention invited to this office letters No.TA/EST/47-2/Corr-88 dtd 3/88 and DG P&T Ir.No.10-12/87-R dtd 26-7-89, wherein it was clarified that casual labourers engaged w.e.f. 5-2-86 even for a day, are to be paid daily wages in accordance with instructions contained in the Directorate Ir.no. 10-13/87-R dtd 23-2-88. Accordingly to which the payment of wages to be paid on the basis of the minimum pay in the pay scale of regularly employed workers in the corresponding cadre without any increment but with the benefit of D.A and A.D.A payable at that pay stage. In this connection, it is also intimated that whenever casual mazdoors are engaged for part-time works, necessary sanction should be obtained from the competent authority to incur expenditure by furnishing necessary justification as per standards.

Action may be taken to settle cases accordingly.

Sd/
(K.G.SASIDHARAN)
Divl.Officer(T)
for CGM Telecom/A.P.Circle
Hyderabad.

N.V. Raghava Reddy

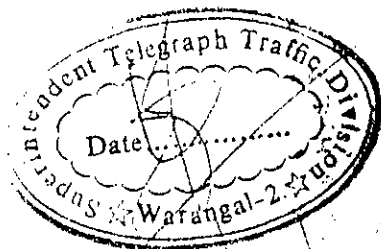
Accd

व्यवहार २२

पत्र-22

दूर संचार विभाग

Department of Telecommunications



OFFICE OF THE
Asst. General Manager Telecom,
A.P. Circle, Hyderabad-500 031.

The Superintendent,
Tele.Tfc,
WARANGAL.

पत्रसंख्या No. TA/TFC/2-36/93 दिनांक Dated at HD-1 the 22-12-1993.

Sub: Review of Establishment for the year 1993
in R/O Warangal Divn.

The approved staff strength of Circle Cadres in ROE 1993 for the CTOs/DTOs in your division is furnished in the Annexure.

You are requested to intimate this office about the additional posts to be approved for creation, if any, and proposals for adjustment of surplus posts w.r.t. the present working strength, for taking further necessary action, in the matter. This is in confirmation of the office letter no. dt. 9-11-93.

DA: As above.

T. SRINIVASA RAO,
Asst. Genl. Manager (TT),
o/o C.G.M. TELECOM AP HYD - 1

Copy to:

1. The Dir(TT), A.P. Telecom Circle, Vasanth Vihar Bldg, Abids, Hyderabad for information and necessary action.
2. The DFA Circle Office.
3. Office copy.

ROE 1993 OF CIRCLE CADRE ... KARANGAL TT Divl.

NET

Sl. No.	Name of the CTO/DTO	Cadre	Sanctioned in 1992	Justified in 1993	Reduction 5% under (20% OTBP/BCR	Net sanctioned strength	+ w.r.to. - Col. 2 4 (8)
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
1.	O/o. STT WL	Group 'A'	-	-	-	-	-
		Group 'B'	1	1	-	1	-
		ASTT	1+1 LR	1+1 LR	-	<u>1+1 LR</u>	-
		<u>Driver</u>	-NIL-	<u>1</u>	-	1	+1
2.	CTO WL	ASTT	1	1	-	<u>1</u>	-
		TM(T)	1	3	1	<u>2</u>	+1
		TM(S)	1	-	-	-	-1 ✓
3.	Nizamabad	ASTT	1	1	-	<u>1</u>	-
		TM(T)	1	1	-	1	-
4.	Hanamkonda	ASTT	1	1	-	<u>1</u>	-
5.	Khammam	ASTT	1	1	-	<u>1</u>	-
6.	Nalgonda	TM(T)	1	-	-	-	-1 ✓
		ASTT	1	1	-	<u>1</u>	-
		TM(T)	1	3	1	2	+1
7.	Karimnagar	ASTT	1	1	-	<u>1</u>	-
		TM(T)	1	1	-	1	-
8.	Adilabad	ASTT	1	1	-	<u>1</u>	-
		TM (T)	1	1	-	1	-

Contd...2...

--: 2 :-

A B S T R A C T

Cadre	Sanctioned Strength for 1992	Justified for 1993	Reduction under (5%/20%)	Net sanctioned Strength	+
TIS Gf-B	1	1	-	1	-
ASTI	9	8 +1 LR	-	8+1 LR	-
TM(S)	1	-NIL-	-	-	(-)1
TM(T)	6	9	2	7	(+)1
SS	-	-	-	-	-

[Signature]
22.12.92
Asst. General Manager (Telegraph Traffic)
मुख्य महा प्रबन्धक दूरसंचार का कार्यालय
O/o Chief General Manager, Telecom.
आ. प्र. सर्किल, हैदराबाद-500 001,
A. P. Circle, Hyderabad - 500 001.

DEPARTMENT OF TELECOMMUNICATIONS

अधीक्षक

तार यातायात

वरंगल, हनमकोंडा.

SUPERINTENDENT.

TELEGRAPH TRAFFIC DIVISION.
WARANGAL AT HANAMKONDA-506 001

सेवा में

To
The Director-TT,
A.P.Telecom,
Vasanth Vihar Building,
Abids,Hyderabad-500001.

EST-9/Jeep-driver/93-94

दिनांक Hmk-1, the 28-12-93.

Dated at

Sub: Filling up of post of driver in
Warangal-TT Division.

Departmental Vehicle has been sanctioned to Warangal-TT Division vide C.O. Lr.No. TA/PTCC/23-16/90/1 dtd. 29-6-90. Shri C.Gattaiah has been appointed as casual driver vide STT-WL Lr.No. EST/R6/90-91/PTE/15 dtd. 30-11-90 w.e.f. 17-9-90. The order of appointment is herewith enclosed for favour of perusal.

A post of driver has been sanctioned vide C.O.Memo No. TA/TFC/2-36/93 dtd.23-12-1993. A DPC with Director-TT as Chairman and STT as Member has to be convened to regularise casual driver.

Encl: ala.

(K.BAPAI AH)
Superintendent,
Telegraph Traffic Division,
Warangal,Hanamkonda-506001.

*MBG.

NIV. Raghavareddy
ACUSE

सेवा

विदेशी तार यातायात

From DIRECTOR TELEGRAPH TRAFFIC,

HYDRABAD,

TELEPHONE DIVISION,

Hyderabad-500 001.

सेवा के

To Sri K. Bapaiah,
The Supdt Tele Tfc,
Warangal TT Division,
Warangal

पत्र संख्या No. TA-TS/EST/2-5/94/14

दिनांक Dated at Hd the 15-2-94

Sub: Fillingup of post of driver in Warangal
TT Division - reg.

Ref: Your letter No. EST.9/Jeep Driver/93-94
dated 28-12-93.


Adverting to the above, it is to intimate that
composition of DIC for recruitment of car driver post
as per column 12 of schedule to DOT New Delhi letter
No. 30-8/81-10CH dated 1-11-83 (a copy enclosed) is
appended below for information and further necessary
action.

1. Head of the recruitment unit : Chairman
2. An Automobile Engineer, if
available or Gr. 'B' officer of
Telecom Circle/Telephone Dist. : Member
3. A Gr 'B' officer of postal wing.: Member

Encl: As above.

*

cinara


(D. LAKSHMINATH BABU)
Assistant Director (TS)
o/o The Director (TT)
A. P. Telecom.
Hyderabad 500 001.

Noble Agencies Hyd. 2

GOVT.OF INDIA

DEPARTMENT OF TELECOMMUNICATIONS

OFFICE OF THE CHIEF GENERAL MANAGER TELECOM A.P.HYDERABAD - 1.
No.TA/TFC/2-36/93, _ _ _ _ _ dated at HD-1 _ _ _ _ _ the _ 10-02-1994.

Approval of the Chief General Manager Telecom, A.P.Circle,Hyderabad is hereby accorded for creation of the posts listed below in Warangal TT Division and for simultaneous abolition of the posts shown against each.

S1. Name of Post	Name of Office	Particulars of post identified for simultaneous abolition.
1. T.M(T)	T.O.Nalgonda(1st)	S.S.post of T.O.Nizamabad made permanent vide TA/TFC/4-2/85, dated 10-6-1985.
2. T.M(T)	T.O.Nalgonda(2nd)	TM(S) post of T.O.Nizamabad made permanent vide lr.no. TA/TFC/4-2/80/VII, dt 14-7-80.
3. T.M(T)	T.O.Karimnagar	6th post of TOA(T) of TO Mancherial sanctioned vide TA/TFC/2-36/90, dtd 25-2-91.
4. T.M(T)	T.O.Adilabad	12th post of T/Man O/D T.O.Nizamabad made permanent vide Dir(TT) HD memo no.TAW/EST/6/93-94, dtd 8-6-93.
5. Driver	<u>o/o STT Warangal</u>	11th post of TOA(T) sanctioned for CTO Warangal vide C.O. lr.no.TA/TFC/2-36/90, dt 25-2-91.

The expenditure is debitable to the Head of Account MH-3225 - A.2(Operative) and should be met from the budget allocation.

(T.SREENIVASA RAO)
Asst.General Manager(TT),
for C.G.M.TELECOM AP HYD - 1.

Copy to:

- ✓ 1. The Supdt.Tele.Tfc,Warangal w.r.t.his letters no.
(1) EST/Review/DVN/93-94, dated 27-1-94 and
(2) ~~EST~~ EST-9/Jeep Driver/93-94, dtd 16-11-1993.
2. The Director(TT), A.P.Telecom Circle, V.V.Bldg, Abids, Hyderabad for information.
3. The C.A.O.(TA) Circle Office.
- 4) to 6) The ASTT I/C, Nalgonda, Karimnagar, Adilabad.
- 7) to 9) The ASTT I/C, Nizamabad, Mancherial/ C.T.O.Warangal.
- 10) Office copy.
- 11) Spare.

N.V. Raghava Reddy

(16) (5-25) 36

G.O.I. DEPARTMENT OF TELECOMMUNICATIONS::A.P. M.O.C
Office of the Superintendent, Telegraph Traffic Division, Warangal.

- DPC MEMBERS:-
1. Sri.K.Bapaiah, Chairman
and Superintendent, Telegraph Traffic
Warangal Division, Warangal.
 2. Sri.K.Nageshwara Rao, Member
and Asst Director (Personnel)
% the GM Telecom.,
Warangal area, Warangal.
 3. Sri.B.Narsaiah, Member
and Superintendent of Post Offices,
Warangal Division, Warangal.

The DPC recommends the following Casual Driver
for the post of Driver.

Sl.No.	Name of the official	OC/SC/ST
01.	Sri.C.Gattaiah	OC

[Signature]
CHAIRMAN
(K.BAPAI AH)
Superintendent
Telegraph Traffic Division
Warangal, Hanamkonda-506001.

6/4/94

[Signature]
MEMBER
(K.NAGESHWARARAO)
Asst. Director (Personnel)
% the GM Telecom.,
Warangal area, Warangal.

6/04/94

[Signature]
MEMBER
(B.NARSAIAH)
Supdt. of Post Offices
Warangal Division, Warangal.

6/4/94

G.O.I.

TELECOMMUNICATIONS:: ANDHRA PRADESH

17 37
M.O.C

Office of the Superintendent, Telegraph Traffic Division, Warangal.

No. EST-32/94-95/VC/23 - - - - - dated at Warangal the 8-6-94.

From:

The Superintendent,
Telegraph Traffic Division,
Warangal - 506001.

Registered/Confidential.

To

The Collector,

Warangal at Hanamkonda.

Sub:- Verification of Character and antecedents of
candidate for the post of Driver.

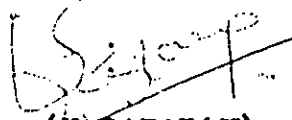
.

Sir,

I am directed to say that Sri Chiluveru Gattalah whose particulars are entered in the enclosed attestation form (in triplicate) is a candidate for the post of Driver in Telecom service. To enable this office to determine the suitability of the candidate for Government Service, I am to request you kindly to certify on the basis of the information available in your records whether he has come to adverse notice or not and whether there are any facts about him under Government. It may specially be indicated whether or not the candidate is suitable for Government service and if he is considered unsatisfactory, a brief statement of the grounds for the opinion expressed may be added. The result of the scrutiny may be communicated immediately to this office.

Thanking you,

Yours faithfully,



(K. BAPAIAH)

Superintendent

Telegraph Traffic Division
Warangal, Hanamkonda-506001.

Encls: Three.



N. V. Raghava Reddy

AC/CC

CONFIDENTIAL/BY REGD. POST ACK. DUE:

Office of the Collector,
Warangal.

Dtd. 10. 7. 94

L.Dis.No. C3/ 4596 194

From
Sri Ajay Misra, IAS.,
Collector, Warangal.

Sir,

Sub: - Verification of Character and antecedents of
Smt./Kum./Sri 1. Chilliveru Guttiah S/o Narasiah.
2.
3.

- Verification report sent - Reg.

Ref: - Your Lr.No. EAT.-39/94-95/10/23 dt 8-6-94

The character and antecedents in respect of the following candidates has been got enquired into. There is nothing adverse against them on record as reported by the Inspector General of Police, Intelligence, A.P. Hyderabad/Superintendent of Police, Wgl.

1. Smt. Chilliveru Guttiah S/o Narasiah.
- 2.
- 3.

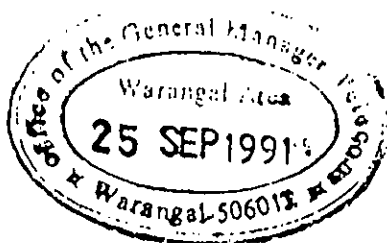
The attestation forms are returned herewith. Please acknowledge its receipt.

Encl: Attestation
Forms.

Handwritten signature
Dist. Revenue Officer, &
Addl. Dist. Magistrate, Warangal.

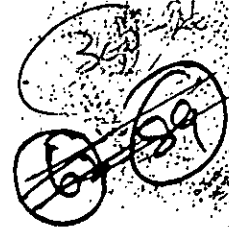
Handwritten: Case file
Handwritten: URGENT

Handwritten signature
N. V. Raghav Reddy
ACM



ANRT

19



1100

GOI

TELECOMMUNICATIONS : : ANDHRA PRADESH

Origin: Chief General Manager, Telecom, A.P. Hyderabad. -1.

No. TA/RE/21-1/Elgs. dated at Hyderabad the 20-9-91.

The General Manager Telecom District, Hyderabad.
The General Manager, Telecom. WGL/VM/Sec'bad.
All P.O.s/T.O.s. in A.P. Circle,
All S.S.T.s. / S.T.s. in A.P. Circle,
The Chief Superintendent, CTO Hyderabad.
The S.E. Civil/Electrical, Hyderabad.
The D.E. Swg. I & II, Red Hills, Hyderabad.
The Principal RTTC, Sec'bad.
The T.E.T. Carrier & VFT Installation, Hyderabad. -4.
All recognised Unions.
The Director, Telegraph-Traffic, Hyderabad.

Sub:- Recruitment in the cadre of Drivers -
Clarification thereof:-

A copy of DG Telecom. NO No. 16-5/91-NCG dt. 10-9-91 is enclosed herein for information and guidance.

Asst. Director (R&B)
% C.G.M. Telecom, A.P. Hyderabad-1

Copy to:

1. The Director (FA)
2. The Asst. General Manager (PR)
3. The Asst. Director (Staff) Circle Office.
4. The Asst. General Manager (ET) Circle office.

Copy of the letter referred above.

Sub:- Recruitment in the cadre of Drivers -
Clarification thereof.

It has been pointed out by the Staff unions that some of the circles have been recruiting drivers from the open market by making fresh reference to the Employment exchange even though drivers recruited on casual basis/casual labourer (engaged as driver) are available in those units. Besides, it has also been pointed out that the casual drivers/casual labourers and other Department candidates are not able to produce the certificate of experience of driving heavy duty vehicle as provided in the Recruitment Rules. This has caused a serious handicap in the matter of regularisation of casual drivers though they have been working in the department for a long period.

The matter has been considered in detail and it has been decided that:

(P.T.O.)

1) Against the 50% quota of vacancies meant for outsiders, recruitment of drivers may be made only from amongst those drivers already appointed in the department on casual basis before 1-4-85, failing which recruitment may be made from amongst the casual labourers of temporary status doing the job of drivers. Subject to tenure, recruitment may be made in order of seniority as in the list of service as casual driver/casual labour (amongst as drivers).

2) The casual driver/casual labourers engaged as drivers may be given age relaxation to the extent of the service rendered by them as casual drivers.

3) The 50% departmental quota of vacancies will continue to be filled up from amongst the eligible cadre. The 50% quota of the posts meant for Departmental officials is filled by recruitment from the line staff and Group 'D'.

4) The certificate of experience of Driving heavy vehicle may not be insisted upon both in respect of the casual driver/casual labour and the department officials eligible for recruitment against the 50% department quota of vacancies. The officials may be tested for driving skill by the selection committee prescribed in the recruitment rules.

In case vacancies are left unfilled against 50% departmental quota, the balance number of vacancies may be transferred to direct recruitment quota and under no circumstances should recruitment be made from the open market.

The recruitment Rules notified under this office letter No. 50-0/83-NCG dated 1-11-83 may be considered as relaxed to the extent of above provisions.

Sd/...

(S. K. Dhawan)

Asstt: Director General (STN)

M. V. Ashava Reddy

GOI

O/C Chief General Manager Telecom. A.P. Circle, Hyderabad-1.

No: TA/STB/9-1/Rlgs/93

Dated 30-12-1993

To

1. All General Managers Telecom. Areas, AP Circle
2. General Managers Telecom. Distt, Hyderabad [VJ/RM]
3. Telecom. District Managers in A.P. Circle.
4. Telecom. Divl. Engineers in A.P. Circle.
5. S.E. Telecom. Civil Circle, Hyderabad-20.
6. S.E. Telecom. Elec. Circle, Hyderabad-1.
7. Principal RTTC Secunderabad-3.
8. Director (TT) Hyderabad./9. All SSTTs/STTs in A.P. Circle.
9. A.D. (Est)/(Rectt)/Law Officer, circle office.
10. Vigilance officer circle office. for infn.

Subject:- Casual labourers (Grant of Temporary status and Regularisation) scheme, 1989 engaged in circles after 30.3.85 and upto 22.6.88.

A copy of DOT New Delhi letter no. 269-4/93-STN-II, dated 17.12.1993 is enclosed herewith for taking necessary action immediately.

(P. ANAND RAO)
Assistant Director (Staff-II)
for Chief General Manager Telecom.
A.P. Hyderabad.

Copy to:-

1. All recognised unions/associations.

Copy of DOT letter referred to above:

Subject:- Casual labourers (Grant of Temporary status and Regularisation) scheme 1989 engaged in circles after 30.3.85 and upto 22.6.88.

Sir,

I am directed to refer to this office order No. 269-4/93-STN, dated 25th June 1993, wherein orders were issued to extend the temporary status to all those casual mazdoors who were engaged by the Project circles/Electrification circles, during the period 31.3.85 to 22.6.88 and who were still continuing for such works where they were initially engaged and who were not absent for the last more than 365 days counting from the date of issue of the above said orders.

Contd....

(22) (42)

✓2. The matter has further been examined in this office and it is decided that all those casual mazdoors who were engaged by the circles during the period from 31.3.85 to 22.6.88 and who are still continuing for such works in the circles where they were initially engaged and who are not absent for the last more than 365 days counting from the date of issue of this order, be brought under the above said scheme.

3. The engagement of casual mazdoors after 30.3.85, in violation of the instructions of the Head quarter, has been viewed very seriously and it is decided that all past cases wherein recruitment has been made in violation of instructions of the Head quarter dated 30.3.1985 should also be analysed and disciplinary action be initiated against defaulting officers.

4. It has also been decided that engagement of any casual mazdoors after the issue of this order should be viewed very seriously and brought to the notice of the appropriate authority for taking prompt and suitable action. This should be the personal responsibility of the Heads of circles, concerned DE/Class II officers and amount paid to such casual mazdoors towards wages should be recovered from the person who has recruited/engaged casual labour in violation of these instructions.

5. It is further stated that the services of all the casual mazdoors who have not rendered at least 240 days (206 days in the case of Administrative offices observing 5 days a week) of service in a year on the date of issue of these orders, should be terminated after following the conditions as laid down in I.D. Act 1947 under Section 25.F, G&H.

6. These orders are issued with the concurrence of Member (Finance) vide U.O. NO. 3811/93-FA-I, dated 1.12.1993.

3
AD ST Hindi version will follow.

Yours faithfully,

Sd/-
(S.R. DEWAN)
Asstt. Director General (STN)

11/3
N.V. Raghav Reddy
Accy

AN R9 (23)

(127) 52 (43)

तार संचार विभाग

Corr-22

Department of Telecommunications

Confidential

मुख्य महा प्रबंधक दूरसंचार तार कार्यालय
Chief General Manager
आ.प्र. संचाल, हैदराबाद-500 001.
A. P. Circle, Hyderabad-500 001.

To: Sri M Hanumantharao
Senior Supt (TT)
TT Dn. WARANGAL

Noble Agencies Hyd

सं. सं. No. ~~1A/TT/AGTS/Conf/4/144~~ Dated at ~~11d 11th 15/12/94~~

Subj - Employment of Contingent Staff Reg.
Ref - This office Lr of even no 8-12-94.

~~Handwritten signature~~
12/12/94

According to the above. I am directed to convey that, the Contingent labour employed in excess of the requirements ^{for contingent duties} per office, in your Telegraph Traffic Division may be (immediately) terminated from service. positively with effect from 31-12-94, repeat 31-12-94.

Matter most urgent. Compliance to be reported early, please.

~~Handwritten signature~~
(T. S. R. N. Y. ARAD)
St. General Manager (Telegraph Traffic)
मुख्य महा प्रबंधक दूरसंचार तार कार्यालय
A. P. Circle, Hyderabad-500 001.

AN R10

(24)

443-24
12/8

G.O.I.

DEPARTMENT OF TELECOMMUNICATIONS
Office of the Senior Superintendent Telegraph
Traffic, Warangal Division, Hanamkonda.

M.O.C

No. EST/Rlgs-5/94-95

Dated at Hanamkonda the 29-12-1994

To

Sri.

Superintendent I/C, C.T.O. Warangal

ASTT I/C, Hnk, AV, NR, KF, KX, NZ, RE and XD.

TM(O)/SS(O)/TS(O)/TL/TA I/C, T.O. MF/SPZ/ JQ/ KMD, KQ, BCM and MYG

Sub:-Engaging Contingent Mazdoors- Reg.

As per DG P&T New Delhi letter No.270/6/84-STN dated 30-3-1985 and DOT MD letter No.269-4/93-STN-II dated 17-12-1993, engaging casual mazdoors and creation of part-time posts is banned. However, it is noticed that several contingent workers have been engaged at TOS/TCs in Warangal Telegraph Traffic Division. The position is under review and separate orders follow, for regulating the same. In the meantime, engaging contingent workers may be restricted strictly to the number and names indicated in the Annexure-I to this letter. Workers not permitted beyond 31-12-1994 are listed in Annexure-II. Workers now working at one place and permitted to be engaged at other places may be directed to report to the new place attached w.e.f.2-1-1995.

Any deviation from the orders contained in this letter will be viewed seriously. Receipt of this letter may be acknowledged by return of post and compliance reported immediately.

Note:- The contingent workers permitted vide Annexure-I will attend cleaning/Sweeping work and delivery of telegrams

[Signature]
M. HANUMANTHARAO
Senior Superintendent
Telegraph Traffic,
Warangal Division,
Hanamkonda-506001.

Copy to the Incharge T.Cs in Warangal T.T. Division, They will stop engaging the contingent workers who are not permitted vide Annexure-II Annexure-II and direct workers identified for other places to report at the new place from 1st/2nd January 1995.

[Signature]
M. HANUMANTHARAO
Senior Superintendent
Telegraph Traffic
Warangal Division,
Hanamkonda-506001.

[Signature]
N.V. Raghava Reddy
ACWC

ANNEXURE-I

25

5-3
45

S.No.	Name of TO/TC	No of Contingent workers permitted.	Names of contingent workers permitted & date from which they were engaged as contingent workers	No.of hours
1.	2.	3.	4.	5.
1.	CTO- Warangal	Nil	Nil	
2.	T.O Hanamkonda	Nil	Nil	
3.	TC.Kazipet	One + 1 ED	1.K.Gattumallu, 19-5-89 2.K.Sarangapani, (ED)	60 hrs
4.	TC Kakatiya University	One	1. C.Srinivas 17-10-92	"
5.	TC. Jangaon	One ED	1.Md.Ghousuddin (ED)	"
6.	TC. Narsampet	Two	1. Kumaraswamy (WZ) 26-6-92 2. Md. Nasseeruddin 2-5-91	"
7.	TC. Mahbubabad (1+1ED)	Two	1. T.Viswanatham (ED) 4-5-91 2. Md. Nasseeruddin 24-3-92	"
8.	TC.Eturnagaram	One	1. D.Rajaiah 5-2-93	08 hrs
9.	TC. WL Chowrasta	Nil	Nil	
II.	% SSTT Warangal	Three	1. Md.Zahiruddin 23-5-91 2. M.Nagesh 7-10-91 3. M.Ashok 1-7-92	06.0 hrs
III.	KARIMNAGAR			
	TO-Karimnagar & TC-KF(M)	Four	1.A.Jagadeesh 1-4-92 2. M.Mallikarjunrao 28-4-92 3. D.Ilaiah 29-4-93 4. K.V.nugopal 22-11-93	06. hrs
1.	TO-Jyothinagar	Three	1. A,Viswanatham 1-6-92 2. R.Phanikumar 1-6-93 3. M.Ravinder (KUC) 1-11-93	"
2.	TC.Godavariikhani.	Three	1. R.Srinivas 1-9-92 2. P.Lingamaiah 1-11-92 3. A.Srinivas 1-6-93	"
3.	TC. Husnabad	One	1. T.Murthy 14-12-93	08 Hrs
4.	TC.Peddapalli.	Two	1. Basheer 1-8-92 2. N.R.jender 13-9-92	06 hrs
5.	TC. Jagtial	One + 2ED	1. M.S.Saleem (ED) 1-4-92 2. Zakir Hussain(ED) 16-9-93 3. D.Sambasivagoud 1-9-93	"
6.	TC-Metpalli	Two	1. G.Srinivas (Medpalli) 1-9-93 2. SG.Srinivas (ED) 1-9-93	"
7.	TC.Koratla	One	1. K.Venkateswarlu 1-9-93	08 hrs
8.	TC-Mantthani	One	1. K.Srinivasarao (ED) 1-12-93	08. hrs
9.	TC-Sirsilla	Two	1. S.Sathaiah 1-9-93 2. A.Lakshmaiah (VAD) 1-12-93	06 hrs
			1. B.Veerawamy (NSP) 1-7-93 2. K.Prasad. (MBD) 21-1-91 3. K.Prasad. (MBD) 1-12-1993	"

Cont 2.

3.	2	3.	4.	5.	
3. TO-Kothagudem	Three	1. M.Venkateswararao 2. A.Ramkumar 3. G. Narayana Rao B. Lingareddy (B.M.)	1-6-92 23-10-92 22-2-94 11-1-93	06 Chrs " "	
4. TC-Paloncha	Three	1. Smt.Ch.Sarojana 2. D.Venkatareddy (Manuguru)	1-8-92 1-4-94	04 hrs 06 hrs	
5. TO-Bhadrachalam	Three	1. R.Srinivasarao 2. B.Satyanarayana 3. G.Ravinder	10-5-91 15-2-92 4-5-92	06 hrs " "	
6. TC-Yellandu	One	1. A.Nagaraju	8-3-94	"	
7. TC-Manuguru	Two	1. Rangareddy 2. S.Niranjan(KQ)	17-4-93 26-10-92	" "	
8. TC-Madhira	One	1. Mangeswararao	19-7-91	"	
9. TC- Sathupalli	TWO	1. G.Apparao (YLD) 2. S. Lingareddy (manuguru)	21-5-94 1-6-93	" "	
IV.1. TO-NALGONDA	One	1. Md. Sadid Sagid	1-4-94	"	
2. TO- Miryalguda	One	1. Ch.Yadaiah	16-5-91	"	
3. TC-Suryapet	Two	1. K.Srinivas 2. Gopichand	1-6-92 1-11-92	" "	
4. TC-Kodad	Two	1. Sudheer babu 2. Thirypalreddy	1-10-92 13-10-92	" "	
5. TC- Hill Colony	One	1. H.Osmankhan	1-3-94	06 hrs	
6. TC- Hill Colony	One	1. Venkatanarsaiah	1-10-93	08 hrs	
7. TC-Bhongir	Two	1. I.VRL.Srinivas 2. K.Venkatreddy	1-1-93 4-2-93	06 hrs "	
V. MEDAK	3	(Two)	1. G.Rathnakar(SDP) 2. B. SAILU 3. Ashokkumar(Kodad) 1. P.Yellamma	11-6-93 1-6-94 1-4-94 7-5-86	" " " "
2. RC.Puram -TO	One	1. C.Venkatesh	6-11-92	"	
3. TO- Sangareddy	One	1. Bheemsingh	1-5-93	"	
4. TC-Patancheru	Two	2. Sunilbabu	10-6-93	"	
5. TC- Siddipet	Two	1. Md.Rafiddin(ED) 2. D.Anjaiah (ED)		" "	
6. TC-Yeddumailaram	One	1. P.Dasarath	14-6-93	"	
7. TC-Sadasivpet	One	1. G. Mallikarjunrao(EDR)	1-3-94	"	
8. TC-Zaheerabad	Two	1. K.Sampathkumar(NB) 2. Ch.Lingachary 3. V. Satyanarayana	5-5-94 31-5-94 1-6-94	" " "	
9. TC- Gajvel	One	1. T.Purnachander (Jan)	25-8-92	08 hrs	
VI. 1. TO-NIZAMABAD	Nil	Nil			
2. TC-Bodhan	Two	1. Idrismiya (ED) 2. T.Gangaram		06 Chrs 8-12-93	
3. TC-Armoor	Two	1. P.Amarkumar 2. K.Ramakrishna	1-3-94 1-2-94	" "	
4. TO-Kamareddy	Two	1. S.Srinivasgoud 2. N.Srinivas (BODHAN)	8-12-91 1-4-94	" "	

41 + 3ED

Cont-3-

1.	2.	3.	4.	5.
VII. 1. TO-Adilabad	Three	1. D.Krishnamurthy	1-4-94	06 hrs
		2. D.Rajasekhar	1-4-94	"
		3. E.Narsimhulu (Koratla)	1-5-94	"
2. TO-Manhhariel	Two	1. G.Srinivas (ED)		"
		2. B.VidyaSagar	1-3-94	"
3. TO-Sirpurkaghaznagar	Two	1. Ch.Satyanarayana	29-6-93	"
		2. A.Anjaneyulu	1-9-93	"
4. TC- Chinnoor	Two.	1. R.Muthulingam (ED)	-	"
		2. Tanfiq Ahmed	1-9-93	"
5. TC- Asifabad	One	1. J.Satyanarayana (Bellampalli)	1-1-94	06 hrs
6. TC-Ootnoor	Two	1. Md.Raficuddin (ED)		06 hrs
		2. P.Kumaraswamy	7-6-93	"
7. TC-Bellampalli	Two	1. K.Srinivas	1-8-93	"
		2. Bileep	1-9-93	"
8. TC-Nirmal	Two	1. G.Rathnakar	15-11-93	"
		2. V.Satyanarayana (Karimnagar)	1-5-94	"

13+3ED

P.I 32 + 5ED
P.II 41 + 3ED
P.III 13 + 3ED

86 + 11ED
Total: + 1 medal

87 + 11 ED
= 2

+ Dr. S. C. Gattavala.
TOTAL 99

78 79
30 83

128 132
2

130

28 5-31
48
Sri T. SRINIVASARAO

AGM (TT) 8/0 CAMT HD

FAX 201085

A_N_N_E_X_U_R_E-II

List of Contingent workers not to be engaged from 1-1-1995

SlNo. Name of the contingent worker Office Date from which engaged

1. 2 3 4

X1.	Smt.K.Vinyasudha	TC- Jyothinagar	1-6-94
2.	B.Sailu vice Ashok Kumar ^{for 18-7-94}	TC-Medak	1-6-94 Wkg at medak
3.	T.Nagabhusanachary - 3rd post	TO-Mancheri	1-6-94 do
4.	M.Satyanarayana vice ^{for 18-7-94}	TC-Nirmal	1-6-94 do Nirmal
5.	D.Prabhakar	TO-Zdilabad	5-6-94
6.	B.Raju	TC-Narsempet	10-6-94
7.	J.V.Prakash	TC.KZ-Wyra Raod	19-6-94
8.	T.Viswanatham	TC-Gajvel	19-6-94
9.	B.A.Padmanabham	-do-	22-6-94
10.	K.Ramesh	TO-Sirpurkagahaznagar	28-6-94
11.	M.Buchibabu	TO-Khammam	30-6-94
12.	K.Srinives	-do-	30-6-94
13.	A.P.Sarma	TC-Sathupalli	30-6-94
14.	PVS.Prasad	-do-	1-7-94
15.	G.Nagaraju	TO-Hanamkonda	1-7-94
16.	M.Swamyachary	TC-Karimnagar	1-7-94
17.	C.Satyanarayana	TC-Kazipet	1-7-94
18.	T.Ramash	TC.Asifabad	1-7-94
19.	D.Venkatreddy	TC-Bhongir	1-7-94
20.	J.Sanjay	TO-Adilabad	6-7-94
21.	Veeraraghavulu	TC-Palancha	9-7-94
22.	Md.Rizwan	TC-Huzurnagar	10-7-94
23.	P.Gangadhar	TC-Armoor	14-7-94
24.	K.Venkateswarlu	TC Medak	15-7-94
25.	Govardhangoud	TC-Nirmal	15-7-94
26.	K.Srinivasreddy	TC-Palancha	15-7-94
27.	G.Sarangapani	TC-Manthani	16-7-94
28.	V.Satyanarayana	TC-Armoor	16-7-94
29.	T.S.Raman	TC-Sadasipet	16-7-94
30.	B.V.Krishnareo	TC-Zaheerabad	16-7-94
31.	M.Krishnamurthy	TO-Khammam	21-7-94 16-7-94 Deleted (Wkg at Kham)
32.	K.Zafrullah Khadri	TC-Zaheerabad	16-7-94
33.	K.Bhaskar	TO-Kamareddy	18-7-94
34.	R. C. Prasad Reddy	TC-Dachanabadi	28-7-94

33-3

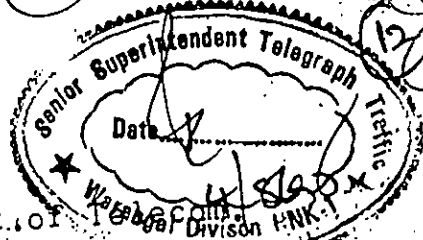
not Not permitted - 30

(1) Ashok Kumar (Kodad - 18-7-94 to Medak)

N.V. Raghavareddy
ACWC

ANR 12

(29)



Dept. of

Min. of Comms.

Office of the Chief General Manager Telecom. A.P., Hyderabad.
Doorsanchar Bhawan, Nampally Stn. Road, Hyd.

No. TA/TFC/20-1/92/PT/KM/16 ... Dated at Hyd-1, the 31-7-95

To
All Sr. Supdt. Tele. Tfc / Supdt. Tele. Tfc in A.P.
The Chief Supdt. C.T.C. Hyderabad.

Sub:- Irregular appointment of Part Time employees/
Casual Mazdoors.

Ref:- Director (T.T.) A.P. Circle Hyderabad letters
(1) No. TA-TS/EST/R-1/91 dated 23-8-91
(2) No. TA/EST/2-13/93 dated 19-2-93.

Attention is invited to the letters cited under reference, wherein it was clearly intimated that employment of Part-time/Casual labourers and contract labourers on individual basis was irregular and suitable instructions were also given about entrusting the works of contract type like cleaning offices, bringing water etc to an agency after calling for competitive quotations or tenders.

In spite of the above said instructions and provisions contained in DCT letters No. 270/6/84-STN dated 30-3-85, No. 269-4/93-STN-II dated 17-12-93 (related to the Cut-off dates 30-3-85 and 22-6-88), it has come to the notice of this office that employment of Part-time/individual contract labourers/Casual labourers has been resorted to in Telegraph Traffic side and C.G.M. Telecom. A.P. Circle Hyderabad has taken a very serious view in the matter.

It is therefore, once again, instructed that any employment of Part-time/individual Contract labourers/Casual labourers, on any pretext whatsoever, after 22-6-88 is highly irregular and the officers resorted to such indiscriminate and irregular employment of the officials said above would be solely responsible for the consequences pursuant to number of cases in honourable Central Administrative Tribunals. Any such irregular employment should be dispensed with immediately and the needs to be strictly met with by calling for quotations/Tenders. Compliance may be reported to the undersigned.

K. Gopal

(K. GOPALAN)

By. General Manager (Admn.)
O/o C.G.M. Telecom. A.P.
Hyderabad-500 001.

Co. y:-

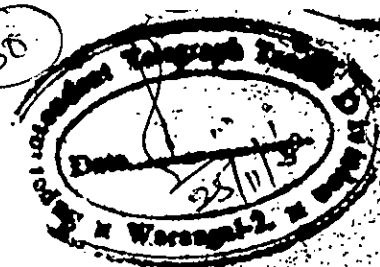
1. All General Managers Areas/Districts Telecom. A.P. Circle.
2. General Manager, Hyd. Telecom. Dist. Hyderabad
3. Area Managers Hyderabad North, Central and South
4. All T.D.Ms/T.D.Es in A.P. Circle.

M. V. R. Shiva Reddy

Accts

AMR13

30



G.OI.

TELECOMMUNICATIONS : ANDHRA PRADESH : HYDERABAD--500 001.

No. TA/STN/9-1/Rlgs/V/KM, dated at Hyd-1, the - 21-11-1989.

To

- The General Manager, Telecom. Dist., Hyderabad.
- All Directors, Telecom. in A.P. Circle.
- All Telecom. District Managers in A.P. Circle.
- All Telecom. Dist. Engineers/Divl. Engineers, Telecom. in A.P. Circle.
- The Divl. Engineer, SWG. I&II, Hyderabad.
- The Supdtg. Engineer, Telecom. Civil, Hyderabad.
- The Supdtg. Engineer, Telecom. Elec. Hyderabad.
- The Divl. Engineer, NRC, Secunderabad.
- The Exec. Engineer, Telecom. Civil I&II, Hyd/Vijayawada.
- The Exec. Engineer, Elec. En., Hyderabad.
- The Chief Superintendent, CTO, Hyderabad.
- All Sr. Supdts./Supdts. Tele.Trfc., in A.P.
- The Asstt. Engineer, CTSD, Secunderabad.
- The Principal, RTTC, Secunderabad.
- The Office Superintendent (T), Circle Office, Hyderabad.

Sub: Casual Labourers (Grant of Temporary Status and Regularisation) Scheme.

Copy of Department of Telecom., New Delhi letter No. 269-10/89-STN, dated 7-11-89 on the above subject is forwarded herewith. Necessary action may please be taken for the expeditious implementation of the scheme and compliance reported early.

B. Rajacopala Rao
(B. RAJACOPALA RAO)

Assistant General Manager (A)

O/o C.C.M.T. A.P. HYDERABAD---1

Copy to:

1. The Asstt. General Manager (TT), Circle Office, Hyderabad.
2. The Director (F&A), Circle Office, Hyderabad.
3. The Chief Accounts Officer, Circle Office, Hyderabad.
4. The Dealing Assistant, Staff 'B' Circle Office, Hyderabad.
5. The R&E Section, Circle Office, Hyderabad.
6. All recognised unions/Associations/Federations in A.P. Circle.
7. The Accounts Officer (F), Circle Office, Hyderabad.

Copy of DG Telecom. HD Lr. No. 269-10/89-STN, dated 7.11.89 addressed to the CGMs Telecom. Circles etc.

...

Sub: Casual Labourers (Grant of Temporary Status and Regularisation) Scheme.

Subsequent to the issue of instructions regarding regularisation of casual labourer vide this office letter No. 269-29/87-STN, dt. 18.11.87, a scheme for conferring temporary status on casual labourers who are currently employed and have rendered a continuous service of at least one year has been approved by the Telecom. Commission. Details of the Scheme are furnished in the Annexure.

...2...

..2..

2. Immediate action may kindly be taken to confer temporary status on all eligible casual labourers in accordance with the above Scheme.

3. In this connection your kind attention is invited to letter No.270-6/84-STN, dt.30.3.85 wherein instructions were issued to stop fresh recruitment and employment of casual labourers for any type of work in Telecom. Circles/Districts. Casual Labourers could be engaged after 30.3.85 in Projects and Electrification Circles only for specific works and on completion of the work the casual labourers so engaged were required to be retrenched. These instructions were reiterated in D.O. letters No.270-6/84-STN, dt.22.4.87 and 22.5.87 from Member (Pers.), and Secretary of the Telecom. Department respectively. According to the instructions subsequently issued vide this office letter No.270-6/84-STN, dt.22.6.88 fresh recruitment of casual labourers even for specific works for specific periods in Projects and Electrification Circles also should not be resorted to.

3.2 In view of the above instructions normally no casual labourers engaged after 30.3.85 would be available for consideration for conferring temporary status. In the unlikely event of there being any cases of casual labourers engaged after 30.3.85 requiring consideration for conferment of temporary status, such cases should be referred to the Telecom. Commission with relevant details and particulars regarding the action taken against the officer under whose authorisation/approval the irregular engagement/non-retrenchment was resorted to.

3.3 No casual labourer who has been recruited after 30.3.85 should be granted temporary status without specific approval from this office.

4. The Scheme furnished in the Annexure has the concurrence of Member (Finance) of the Telecom. Commission vide No.SMF/78/89, dtd. 27.9.89.

5. Necessary instructions for the expeditious implementation of the Scheme may kindly be issued and payment of arrears of wages relating to the period from 1.10.89 arranged before 31.12.89.

Sd/-
Assistant Director-General (STN).

32

...3...

ANNEXURE.

CASUAL LABOURERS (GRANT OF TEMPORARY STATUS AND REGULARISATION) SCHEME.

1. This Scheme shall be called "Casual Labourers (Grant of Temporary Status and Regularisation) Scheme of the Department of Telecommunications, 1989".

2. This Scheme will come in force with effect from 1.10.89 onwards.

3. This Scheme is applicable to the Casual Labourers employed by the Department of Telecommunications.

4. The provisions in the Scheme would be as under:

A) Vacancies in the Group 'D' Cadres in various offices of the Department of Telecommunications would be exclusively filled by regularisation of casual labourers and no outsiders would be appointed to the cadre except in the case of appointments on compassionate grounds, till the absorption of all existing casual labourers fulfilling the eligibility conditions including the educational qualifications prescribed in the relevant Recruitment Rules. However, regular Group D staff rendered surplus for any reason will have prior claim for absorption against existing/future vacancies. In the case of illiterate Casual Labourers, the regularisation will be considered only against those posts in respect of which illiteracy will not be an impediment in the performance of duties. They would be allowed age relaxation equivalent to the period for which they had worked continuously as casual labour for the purposes of the age limits prescribed for appointment to the Group D cadre, if required. Outside recruitment for filling up the vacancies in Gr.D will be permitted only under the condition when eligible casual labourers are not available.

B) Till regular Gr.D vacancies are available to absorb all the casual labourers to whom this Scheme is applicable, the casual labourers would be conferred a Temporary Status, as per the details given below.

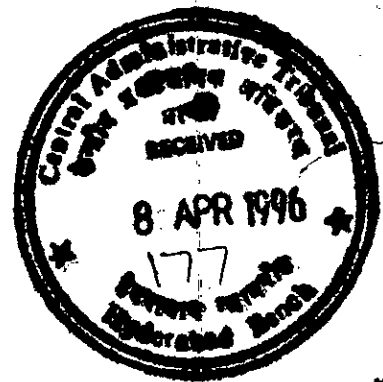
5. Temporary Status:

- i) Temporary Status would be conferred on all the casual labourers currently employed and who have rendered a continuous service of at least one year, out of which they must have been engaged on work for a period of 240 days (206 days in the case of offices observing five day week). Such casual labourers will be designated as TEMPORARY KAZDOOR.
- ii) Such conferment of temporary status would be without reference to the creation/availability of regular Gr.D posts.
- iii) Conferment of temporary status on a casual labourer would not involve any change in his duties and responsibilities. The engagement will be on daily rates of pay on a need basis. He may be deployed anywhere within the recruitment unit/territorial circles on the basis of availability of work.
- iv) Such casual labourers who acquire temporary status will not, however, be brought on to the permanent establishment unless vacancy is selected through regular selection process for Gr.D posts.

In the CAT H-1D

O AND 1633 of 95

Reply statement



N.V. Raghav Reddy
ACCE
may be
9496

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6. Temporary status would entitle the Casual Labourers to the following benefits:

- i) Wages at daily rates with reference to the minimum of the pay scale for a regular Gr. 'D' official including DA, HRA and CCA.
- ii) Benefits in respect of increments in pay scale will be admissible for every one year of service subject to performance of duty for atleast 240 days (206 days in administrative offices observing 5 day week) in the year.
- iii) Leave entitlement will be on a pro-rata basis, one day for every 10 days of work. Casual leave or any other kind of leave will not be admissible. They will also be allowed to carry forward the leave at their credit on their regularisation. They will not be entitled to the benefit of encashment of leave on termination of services for any reason or their quitting service.
- iv) Counting of 50% of service rendered under Temporary status for the purpose of retirement benefits after their regularisation.
- v) After rendering three years continuous service on attainment of temporary status, the casual labourers would be treated on a par with temporary Gr. 'D' employees for the purpose of contribution to General Provident Fund, and would also further be eligible for the grant of Festival Advance/Flood Advance on the same conditions as are applicable to temporary Gr. 'D' employees, provided they furnish two sureties from permanent Govt. Servants of this Department.
- vi) Until they are regularised, they would be entitled to Productivity Linked Bonus only at rates as applicable to casual labour.

7. No benefits other than those specified above will be admissible to casual labourers with temporary status.

8. Despite conferment of temporary status, the services of a Casual Labourer may be dispensed with in accordance with the relevant provisions of the Industrial Disputes Act, 1947 on the ground of non-availability of work. A casual labourer with temporary status can quit service by giving one month's notice.

9. A casual labourer with temporary status commits misconduct and is found guilty in an enquiry after giving him reasonable opportunity, his services will be dispensed with. They will not be entitled to the benefit of leave on termination of services.

10. The Department of Telecommunications will have the power to make amendments in the Scheme and/or to issue instructions in detail within the framework of the Scheme.

*KER.

N.V. Raghava Reddy

94

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL::HYDERABAD BENCH
AT HYDERABAD

O.A.NO. 1633 OF 1995

Between:

C.Gattaiah

.. Applicant

And

The General Manager,
Telecom, Warangal Area,
Hanmakonda and others

.. Respondents

REJOINDER AFFIDAVIT TO THE REPLY STATEMENT FILED
ON BEHALF OF THE RESPONDENTS

I, C.Gattaiah, S/o.C.Narasaiah, aged about 32 years, Occupation: Casual Driver, Office of the General Manager, Telecom, Warangal, resident of Warangal, temporarily having comedown to Hyderabad, do hereby solemnly affirm and state as follows:

1. I am the Petitioner herein and as such I am well acquainted with the facts of the case.
 2. I have perused the reply statement filed on behalf of the Respondents.
 3. Regarding Paragraphs 1 and 2 of the reply statement I earnestly submit that the same do not need any comment.
 4. Regarding paragraph No.3, it is a fact that I was appointed by the Superintendent (TT) Warangal with effect from 17-9-90, but I am neither aware nor was served with a copy of Memo.No.EST/R-6/91-92/25/PTW dated 7-6-1991 reportedly cancelling my appointment as Casual Driver made earlier. Since the said memo was not served on me it has no validity in the eye of law. The respondents in their reply statement have admitted that I was appointed as Casual Driver inspite of ban on engagement of
- 2

casual drivers/mazdoors, since the Temporary Status Mazdoor (Sri.Md.Khajamiya, S/o.Bahadur Hussain), allotted by Telecom District Engineer, Warangal was unwilling to work under Superintendent (TT) Warangal. I was a candidate eligible for appointment as Driver against the post intended for OUTSIDER recruitment. The respondents have admitted that the post of Driver in Warangal Telegraph Traffic Division was sanctioned by Chief General Manager/Telecom, Hyderabad in December, 1993 and permission was accorded for its creation in February, 1994. On the above two dates, I was already working as Casual Driver and was the only candidate in Warangal Telegraph Traffic Division with all the requisite qualifications.

5. Regarding Paragraph No.4, I submit that the respondents admitted that I was recommended by the DPC held in April, 1994 for appointment as Driver and Police verification reports were called for and obtained. Hence, it is submitted that denial of appointment on regular basis merely on the ground that I was engaged after the ~~CUT~~ OFF date is highly arbitrary and illegal. In this connection, it is pertinent to know that the Government of India, Department of Posts have extended the said cut off date upto 10th September, 1993 for the purpose of considering the casual labourers for grant of temporary status and other benefits under the scheme. As per the decision of Supreme Court of India in Ramgopal and others Vs. Union of India, the same policy will apply to the Telecom Department also. Therefore, if the said cut off date of 10th September, 1993 is applied to me, I am well within the scheme and I am entitled for grant of temporary status and regularisation.

12

6. Regarding Paragraph No.5, I submit that the Respondent have admitted that I was permitted to continue as casual driver in service even after the Senior Superintendent (TT), Warangal has reviewed the engagement of casual mazdoors and 30 contingent workers were removed from service. Hence it is evident that my services are continued having regard to the expediency of the Department.

7. Regarding Paragraph No.6, the order of the Chief General Manager/Telecom, Hyderabad vide Memo.No.TA/TFC/20-1/92/PT/KW/16 dated 31.7.1995 to dispense with all part time employees /casual mazdoors engaged after the cut off date of 22.6.1988 is unreasonable, anti-labour and violative of Article 14 of the Constitution of India. The order takes away the bread of the casual labourers and deprives me of legitimate right for granting of temporary status and regularisation etc on account of engagement after a specific date for which I am in no way at fault.

8. Regarding paragraph No.8, as already submitted under para 6 above, denial of just rights of granting of temporary status, regularisation etc is unfair, arbitrary and illegal since respondents have admitted availability of vacant post of Driver and non availability of other eligible candidates.

9. Regarding paragraph No.10(b), I submit that I have all the requisite qualifications for the post of driver, except that I was engaged after the cut off date of 22.6.1988.

10. Regarding paragraph 11, I respectfully submit that it is reliably learnt that efforts are on to fill the post of driver by transfer from other units and to dispense with my services. Such an arbitrary act would deprive me and my family of livelihood and therefore I humbly pray that the Tribunal be pleased to allow the O.A with necessary directions.

affirmed and
by the deponent
at Hyderabad on 27th
1996.

Sattai
Deponent.

Before me

[Signature]
Advocate :: Hyderabad
(A.S.A. SATYANARAYANA)

APPLICA

IN THE CENTRAL ADMINISTRATIVE
TRIBUNAL::HYDERABAD BENCH:HYD.

O.A. NO. 1633 OF 1995

Between:

G.Gattaiah .. Applicant

and

The General Manager,
Telecom, Warangal Area
Hanmakonda and
others

.. Respondents



REJOINDER AFFIDAVIT TO THE REPLY
STATEMENT FILED ON BEHALF OF THE
RESPONDENTS

*Decided
6-11-96
for M.V. Venkateswar RAO*

*Not filed.
14/11/96
S.P.*

M/S.V.VENKATESWAR RAO & K.PHANIRAJU
ADVOCATES.

COUNSEL FOR THE APPLICANT

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL HYDERABAD BENCH HYDERABAD

R.A.NO./M.A.NO/C.P.NO.

ORIGINAL APPLICATION NO. 1630 OF 1995 dt-4/5/08

TRANSFER APPLICATION NO. OLD PETITION NO.

CERTIFICATE

Certified that no further action is required to be taken
and the case is fit for consignment to the Record Room(Decided)

Dated 15/5/08
Counter Signed
Section Officer/Court Officer
YLKR

Signature of the Dealing Asst.

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH
AT HYDERABAD

ORIGINAL APPLICATION NO.1633/95

DATE OF ORDER : 04-05-1998.

Between :-

G.Gattaiah

... Applicant

And

1. The General Manager, Telecom,
Warangal Area, Hanmakonda.

2. The Telecom District Manager,
Khammam.

... Respondents

-- -- --

Counsel for the Applicant : Shri V.Venkateshwar R_ao

Counsel for the Respondents : Shri N.V.Raghava Reddy, CGSC

-- -- --

CORAM:

THE HON'BLE SHRI R.R. ANGARAJAN : MEMBER (A)

THE HON'BLE SHRI B.S.JAI PARAMESHWAR : MEMBER (J)

(Order per Hon'ble Shri R.Rangerajan, Member (A)).

R

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... 2.

(Order per Hon'ble Shri R.Rangarajan, Member (A)).

-- -- --

Heard Sri V.Venkateshwar Rao, counsel for the applicant and Sri N.R.Devaraj, learned standing counsel for the respondents.

2. The applicant in this O.A. was appointed as a Casual Driver in the office of Respondent No.2 with effect from 17-9-90. It is stated that he is continuously working as casual driver against the regular vacancy available. The applicant submits that he is fulfilling the conditions stipulated for the post of Driver on regular basis.

3. This O.A. is filed praying for a direction to the respondents to consider the case of the applicant for grant of temporary status with effect from 17-09-1991 and to absorb him as Driver on regular basis against the existing vacancies with effect from the date of selection of DPC which met in April, 1997 with all consequential benefits such as arrears, pay and allowances, seniority etc.,

4. An interim order was passed in this OA on 2-1-96. This order reads as follows :-

"If the vacancy in the post of Driver is there, the services of the applicant shall not be dispensed with until further orders, for it is stated that he was engaged as casual Driver."

A reply has been filed in this O.A. The main contention of the respondents in this O.A. is that the applicant was appointed as a Casual Driver after 22-6-1988 when an embargo was placed on engaging

casual labourers. Hence the applicant ^{may} ~~should~~ not claim ^{Rangaraj} ~~his case~~3.

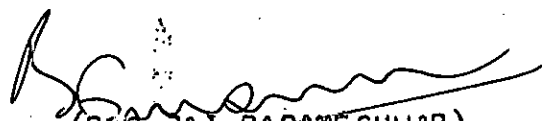
(60)


for regularisation. Today when the case was taken up for adjudication, counsel for the applicant states that even though the cut-off date stated as above is true, the respondents organisation has not followed that rule strictly and in case of casual recruits those who were recruited after 1993 were also regularised. Hence the applicant submits that his case should also be considered on that line but he could not produce any such documentary evidence to that effect. In view of the above submission of the counsel for the applicant, the following direction is given :-

The applicant, if so advised, may submit a detailed representation requesting for his regularisation quoting the precedences of those who were appointed after the cut-off date and regularised. The applicant is at liberty to quote all directions issued by this Tribunal which are relevant to his case. If such a representation is received within one month from the date of receipt of a copy of this judgement, then the same should be disposed of by respondent No.2 in accordance with the law after examining the precedences quoted by him and also the directions of this Tribunal if any referred by him.

5. Till such time the representation is disposed-of, the interim order dt.2-1-96 will operate.

6. With the above direction, the OA is disposed of. No order as to costs.


(B.S. JAI PARAMESHWAR)
Member


(R. RANGARAJAN)
Member (A)

Dated: 4th May, 1998.
Dictated in Open Court.

avl/



27/5/98
6

II COURT

TYPED BY
COMPARED BY

CHECKED BY
APPROVED BY

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH HYDERABAD

THE HON'BLE SHRI R. RANGARAJAN : M(A)

AND

THE HON'BLE SHRI B. S. JAI PARAMESHWAR :
M (J)

DATED: 4/5/98

~~ORDER~~/JUDGMENT

~~M.A./R.A./C.P.NO.~~

in

O.A.NO.

1633 / 95

ADMITTED AND INTERIM DIRECTIONS
ISSUED

ALLOWED

~~DISPOSED OF WITH DIRECTIONS~~
DISMISSED

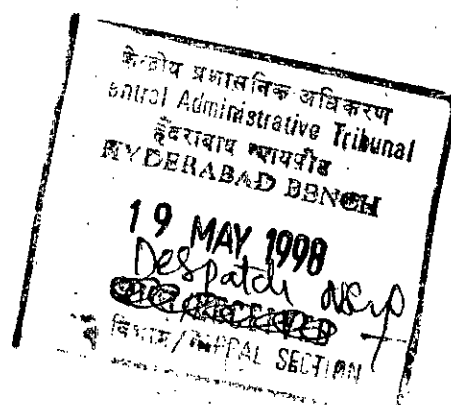
DISMISSED AS WITHDRAWN

DISMISSED FOR DEFAULT

ORDERED/REJECTED

NO ORDER AS TO COSTS

YLKR



प्रेषक डाकघर की

नाम - मोहर

Name-stamp of
Office of Postin :

प्रेषक का पता

Sender's address

आर. पी.-54
R.P. 54

भारतीय डाक विभाग
Administrative Tribunal
DEPARTMENT OF POSTS INDIA
HYDERABAD BENCH

29 JAN 1996

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Central Administrative Tribunal

No. 5-10-193, 1st Floor

ACA Bhavan (Opp: Public Gardens)

HYDERABAD - 500 004.

पिन/ PIN

तारीख-मोहर



Date-stamp

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प्राप्ति स्वीकृति (रसीद) ACKNOWLEDGEMENT

OA 1633/95 R1

* एक राजस्त्रा पत्र/पोस्टकार्ड/पैकेट/पार्सल प्राप्त हुआ
बीमा

क्रमांक/No.

387
18/23/1996

* Received a Registered Letter/Postcard/Packet/Parcel
Insured

The General Manager.

पाने वाले का नाम

Addressed to (name)

† बीमे का मूल्य (रुपयों में)

† Insured for Rupees

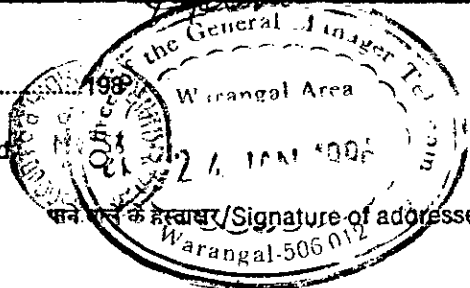
वितरण की तारीख/Date of delivery

* अनावश्यक को काट दिया जाए

* Score out the matter not required

† केवल बीमा वस्तुओं के लिए

† For Insured articles only



धार. पी.-54
R.P. 54

भारतीय डाक विभाग

DEPARTMENT OF POSTS, INDIA

तारीख-मोहर



Date-stamp

पेयक डाकस्थली

नाम-पोस्टल

Name-stamp of
Office of Postin

नैतिक अधिकरण
Ethical Tribunal
न्यायपीठ
BENCH

29 JAN 1975

Central Administrative Tribunal

प्राप्त/RECEIVED

No. 5-10-193, 1st Floor

CHAGA Bhavan. (Opp: Public Gardens)

HYDERABAD - 500 004.

प्रेषण करने वाले का पता

Sender's address

पिन/ PIN

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प्राप्त स्वीकृति (रसीद) ACKNOWLEDGEMENT

* एक राजस्ट्रा पत्र/पोस्टकार्ड/पैकेट/पार्सल प्राप्त हुआ
बीमा

COA/16

रजि.क्र./No.

R2

*Received a Registered Letter/Postcard/Packet/Parcel
Insured

The Telecom. Dept.
Manager
Kharan

पाने वाले का नाम
Addressed to (name)

† बीमे का मूल्य (रुपयों में)
† Insured for Rupees

वितरण की तारीख/Date of delivery.....198

*अनावश्यक को काट दिया जाए।
*Score out the matter not required.

† केवल बीमा वस्तुओं के लिए
† For Insured articles only

पाने वाले के हस्ताक्षर/Signature of addressee.

Despatch Assistant
o/o TDM / KHM

PL 382
23/1/96

CAT, klyd

DA 1633 8/1995

Notice aimed to RA, 1 and 2

R1 - sd

R2 - sd

16/2/86

Form No.8

(See Rule 29)

BY R.P.A.D.

CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH AT HYDERABAD

1st Floor, HACA Bhavan, Opp: Public Garden, Hyderabad-500 004. A.P.

ORIGINAL APPLICATION NO. 1633 OF 1995

Applicant (s) C. Gottaiah vs. The G.M. Telecom. Warangal & District Respondent (s)

Represented by
Advocate Shri: V. Venkata Swaroopa Rao.

Represented by
Advocate Shri: N. V. Raghava Reddy.

To

R1 - The General Manager, Telecom, Warangal Area,
Hamukonda.

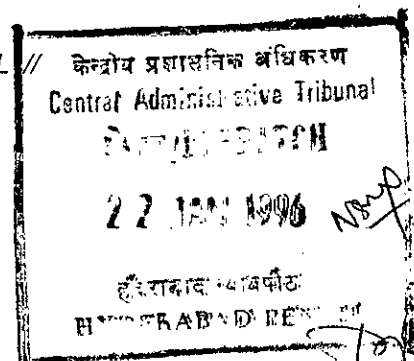
R2 - The Telecom Dist. Manager, Khammam.

Whereas an application filed by the above named applicant under Section 19 of the Administrative Tribunals Act, 1985, as in the copy annexed hereunto has been registered and upon preliminary hearing the Tribunal has directed that you should be given an opportunity to show cause why the application should not be admitted.

Notice is hereby given to you to appear in this Bench of the Tribunal in person or through a Legal Practitioner Presenting Officer in this matter at 10-30 A.M. of the 19th day of February, 1996 to show cause, why the application should not be admitted. If you fail to appear, the application will be heard and decided in your absence.

Given under my hand and the seal of this Tribunal, this the 2nd day of January, 1996.

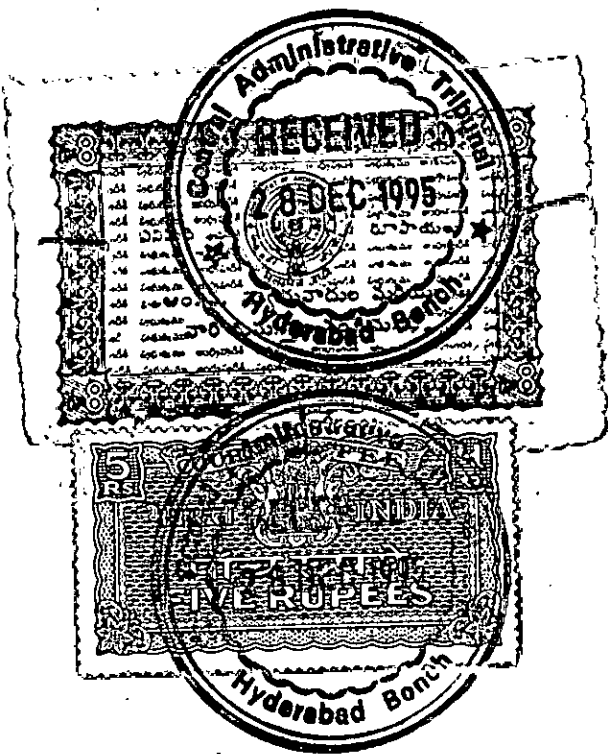
// BY ORDER OF THE TRIBUNAL //



Date :

9/1/96

FOR REGISTRAR



VAKALATNAMA
IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
HIGH COURT OF ANDHRA PRADESH, HYDERABAD.

DISTRICT

IN

OA No. of 199

ACCEPTED

[Signature]
[Signature]

Advocate/s for Petitioner
Respondent

[Signature]

VEMURI VENKATESWAR RAO

Advocate/s for Appellant
Petitioner
Respondent

Address for service of the said Advocate/s:

1-1-287/27, Mahavir Medical Hall Lane,
Chikkadpally, Hyderabad - 500 020

VAKALATNAMA
~~CENTRAL ADMINISTRATIVE TRIBUNAL~~
(IN THE HIGH COURT OF ANDHRA PRADESH, HYDERABAD.)

(APPELLATE SIDE)

Off No. of 19 95

AGAINST

No. of 19 . on the file of the Court of

G. Gattaiah.

Appellant
Petitioner

VERSUS

The General Manager, Telecom
Warangal Area and another

I / We

Respondent
Appellant
Petitioner
Respondent

in the above ^{APPEAL}
^{PETITION} do hereby appoint and retain

VEMURI VENKATESWAR RAO

H. Phani Raju
ADVOCATES



Advocate/s of the High Court to appear for ME/US in the above APPEAL / PETITION and to conduct and prosecute or defend the same and all proceedings that may be taken in respect of any applications connected with the same or any decree or order passed therein, including all applications for return of documents or the receipt of any moneys that may be payable to ME / US in the said APPEAL / PETITION and also to appear in all appeals and applications under clause XV of the Letters Patent and in all applications for review and for leave to appeal to The Supreme Court of India.

Gattaiah

(C.GATTAIAH)

I certify that the contents of this Vakalat were read out and explained in _____

_____ in my presence to the executant or executants who appeared perfectly to understand the same, made HIS / HER / THEIR signature or marks in my presence.

Executed before me on this

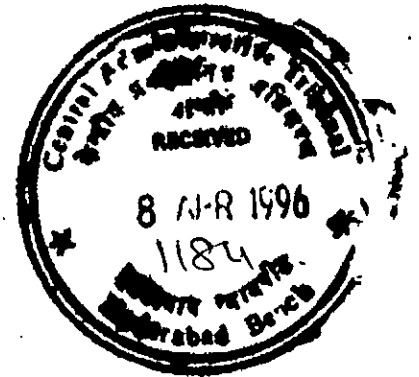
26th day of Dec 19 95

ADVOCATE
Hyderabad.



Central Administrative Tribunal
Hyderabad Bench
Hyderabad.

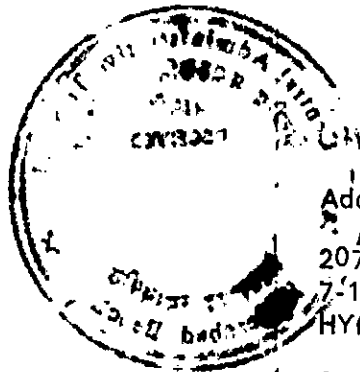
O.A.No. 1633 of 1995



Memo of Appearance

N. V. RAGHAVA REDDY
ADVOCATE

Addl. Central Govt. Standing Council



Address for Service :

Phones : Offi : 290792
: 294419

207, Rahmath Commercial Complex,
7-1-616, Ameerpet X Roads,
HYDERABAD-500 873.

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH, A.P.

O.A.No.

1633

of 1995.

C. Gattaiiah

Applicant

Vs.

The General Manager,
Telecom, Warangal Area,
Hanamankonda, and others

Respondent



THE REGISTRAR,
CENTRAL ADMINISTRATIVE TRIBUNAL,
HYDERABAD,

Sir,

Please enter my appearance on behalf of the Applicants / Respondents in the above case

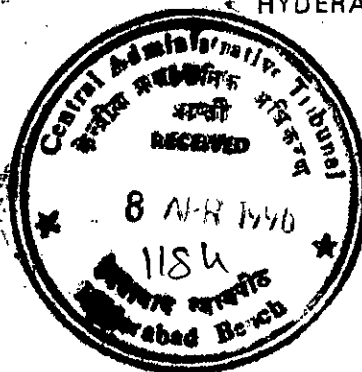
N. V. Raghava Reddy

N. V. RAGHAVA REDDY

Addl. CENTRAL GOVT. STANDING COUNSEL
CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD.

Hyderabad

8-4-1996



Counsel : Applicants
Respondents

G.O.I. TELECOMMUNICATIONS::ANDHRA PRADESH M.O.C
Office of the Superintendent, Telegraph Traffic Division, Warangal.
No. EST/R-6/90-91/PTE/15 - - - dated at Warangal the 30-11-90.

Sub: - Appointment of Casual Driver at Office
of STT Warangal.

--ooOoo--

/regular Sri.C.Gattalah S/O Narsaiah Basithnagar, Subedari
Hanamkonda is hereby appointed as casual Driver at Office of
Superintendent, Telegraph Traffic, Warangal w.e.f. 17-9-90.
Since Sri.Md.Khajamiya S/O Bahadur Hussain a casual mazdoor
has been allotted to this division (for utilisation of his
service as driver) vide SDOT Lr.No. A.WL/C.M/90-91/34 dtd
20-8-90 is not willing to work as casual mazdoor in this
division.

The terms and condition of the appointment of is as
follows.

1. That the employment is purely casual in nature.
2. The employment will not confer any right to employment
or any claim for regular absorption or confirmation in the
department.
3. that the official will be employed for a period of 8 hrs
a day.
4. that the wages will be paid as per C.O. SD Lr.No.TA/TPC/
35-41/78/KN dated 21-3-90.

The wages of the official candidate may please be drawn
and paid in ACG-17 form every month.

The expenditure is debitable to the head of account
A-2(2) wages.

(M. GOVINDARAJULU)
Superintendent,
Telegraph Traffic Division
WARANGAL - 506 002
TEL: 4992

Copy to:-

1. The E-5/Casual Mazdoor/Driver/Jeep
file.
2. Sri.C.Gattalah S/O Narsaiah Basithnagar, Subedari
Hanamkonda.
3. The ASTT I/C, C.T.O. Warangal for information.
4. Office copy.





A.II
(67) (29)

GOI

TELECOMMUNICATIONS :: ANDHRA PRADESH

HOC

Office of the Chief General Manager, Telecom, A.P. Hyderabad. -1.

No. TM/RE/24-1/Rlgs. dated at Hyderabad the 20-9-91.

(1120)
The General Manager Telecom, District, Hyderabad.
The General Manager, Telecom. WGL/VM/Sec 'bad.
All S.O.S./T.O.S. in A.P. Circle,
All S.S.T.Ts. / S.T.Ts. in A.P. Circle,
The Chief Superintendent, CTO Hyderabad.
The S.E. Civil/Electrical, Hyderabad.
The D.E. Swg. I & II, Red Hills, Hyderabad.
The Principal RTTC, Sec 'bad.
The D.E.T. Carrier & VFT Installation, Hyderabad. -4.
All recognised Unions.
The Director, Telegraph-Traffic, Hyderabad.

Sub:- Recruitment in the cadre of Drivers -
Clarification thereof:-

---:-

A copy of DG Telecom. NO No. 16-5/91-NCG dt. 10-9-91 is enclosed herein for information and guidance.

Asst. Director (R&S)
% C.G.M. Telecom, A.P. Hyderabad-1

Copy to:

1. The Director (FA)
2. The Asst. General Manager (PR)
3. The Asst. Director (Staff) Circle Office.
4. The Asst. General Manager (TT) Circle office.

Copy of the letter referred above.

Sub:- Recruitment in the cadre of Drivers -
Clarification thereof.

---:-

It has been pointed out by the Staff unions that some of the circles have been recruiting drivers from the open market by making fresh reference to the Employment exchange even though drivers recruited on casual basis/casual labourer (engaged as driver) are available in those units. Besides, it has also been pointed out that the casual drivers/casual labourers and other Department candidates are not able to produce the certificate of experience of driving heavy duty vehicle as provided in the Recruitment Rules. This has caused a serious handicap in the matter of regularisation of casual drivers though they have been working in the department for a long period.

The matter has been considered in detail and it has been decided that:

(P.T.O.)

1) Against the 50% quota of vacancies meant for outsiders, recruitment of drivers may be made only from amongst those drivers already appointed in the department on casual basis before 1-4-85, failing which recruitment may be made from amongst the casual labourers of temporary status doing the job of drivers. Subject to fitness, the recruitment may be made in order of seniority based on the length of service as casual driver/casual labour (engaged as drivers).

2) The casual driver/casual labourers engaged as drivers may be given age relaxation to the extent of the service rendered by them as casual drivers.

3) The 50% departmental quota of vacancies will continue to be filled up from amongst the eligible cadre. The 50% quota of the posts meant for Departmental officials is filled by recruitment from the line staff and Group 'D'.

4) The certificate of experience of Driving heavy vehicle may not be insisted upon both in respect of the casual driver/casual labour and the department officials eligible for recruitment against the 50% department quota of vacancies. The officials may be tested for driving skill by the selection committee prescribed in the recruitment rules.

5) In case vacancies are left unfilled against 50% departmental quota, the balance number of vacancies may be transferred to direct recruitment quota and under no circumstances should recruitment be made from the open market.

The recruitment Rules notified under this office letter No. 50-8/33-NCG dated 1-11-83 may be considered as relaxed to the extent of above provisions.

sd/...

(S. K. Dhawan)

Asstt: Director General (STN)

6 OA 1633/95

4-1

G.O.I. TELECOMMUNICATIONS::ANDHRA PRADESH M.O.C
Office of the Superintendent, Telegraph Traffic Division, Warangal.
No. EST/R-6/90-91/PTT/15 - - - dated at Warangal the 30-11-90.

Sub: - Appointment of Casual Driver at Office
of STT Warangal.

--ooOoo--

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Hanamkonda is hereby appointed as casual Driver at Office of
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1. That the employment is purely casual in nature.
2. The employment will not confer any right to employment
or any claim for regular absorption or confirmation in the
department.
3. that the official will be employed for a period of 8 hrs
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4. that the wages will be paid as per C.O. MD Lr.No.TA/TPC/
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The wages of the official candidate may please be drawn
and paid in ACG-17 form every month.

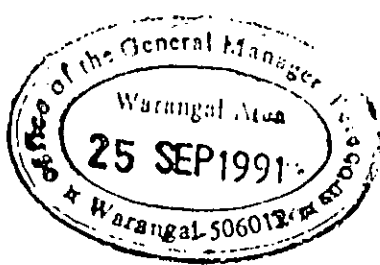
The expenditure is debitable to the head of account
A-2(2) wages.

(Signature)
(M.GOVINDARAJU)
Superintendent,
Telegraph Traffic Division
WARANGAL-506 002
TEL. 4992

Copy to:-

1. The E-5/Casual Mazdoor/Driver/Jeep
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2. Sri.C.Gattalah S/O Narsalah Basithnagar, Subedari
Hanamkonda.
3. The ASTT I/C, C.T.O. Warangal for information.
4. Office copy.





110C

GOI

TELECOMMUNICATIONS :: ANDHRA PRADESH

Office of the Chief General Manager, Telecom, A.P. Hyderabad. -1.

No. TM/RE/25-1/Elgs. dated at Hyderabad the 20-9-91.

(1120)

The General Manager Telecom District, Hyderabad.
The General Manager, Telecom. WGL/VM/Sec 'bad.
All P.D.S./T.D.S. in A.P. Circle,
All S.S.T.Ts. / S.T.Ts. in A.P. Circle,
The Chief Superintendent, CTO Hyderabad.
The S.E. Civil/Electrical, Hyderabad.
The D.E. Swg. I & II, Red Hills, Hyderabad.
The Principal RTTC, Sec 'bad.
The T.E.T. Carrier & VFT Installation, Hyderabad. -4.
All recognised Unions.
The Director, Telegraph-Traffic, Hyderabad.

Sub:- Recruitment in the cadre of Drivers -
Clarification thereof:-

A copy of DG Telecom. NO No. 16-5/91-NCG dt. 10-9-91 is enclosed herein for information and guidance.

[Signature]
Asst. Director (R&D)
% C.G.M. Telecom. A.P. Hyderabad-1

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2. The Asst. General Manager (PR)
3. The Asst. Director (Staff) Circle Office.
4. The Asst. General Manager (TT) Circle office.

Copy of the letter referred above.

Sub:- Recruitment in the cadre of Drivers -
Clarification thereof.

It has been pointed out by the Staff unions that some of the circles have been recruiting drivers from the open market by making fresh reference to the Employment exchange even though drivers recruited on casual basis/casual labourer (engaged as driver) are available in those units. Besides, it has also been pointed out that the casual drivers/casual labourers and other Department candidates are not able to produce the certificate of experience of driving heavy duty vehicle as provided in the Recruitment Rules. This has caused a serious handicap in the matter of regularisation of casual drivers though they have been working in the department for a long period.

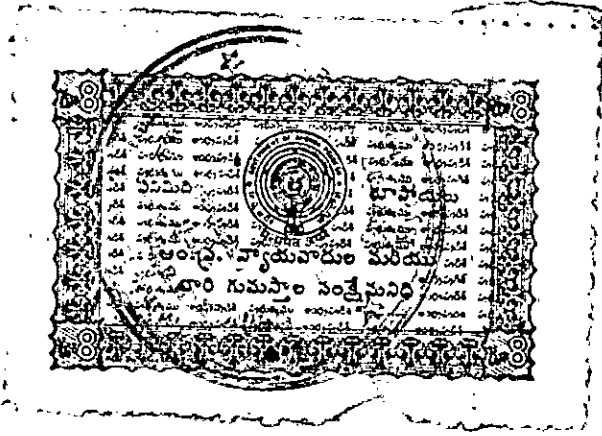
The matter has been considered in detail and it has been decided that:

(P.T.O.)

fair list case

Central Administrative Tribunal
Hyderabad Bench, Hyderabad.

O.A/B No. 1633 / of 1995



MEMO OF APPEARANCE

N.R. DEVARAJ
ADVOCATE

Standing Counsel for Railways
Senior Standing Counsel for Central Govt.

Counsel for the Respondents 1 & 2

Address for Service :

Phone : 7610600

Plot No. 8, Lalithanagar
Jamai Osmania,
Hyderabad - 500 044.

Central Administrative Tribunal, Hyderabad
HYDERABAD.

O.A. / B.A. No.

1633

of 1995

BETWEEN

G. Gattiah

Applicant (s)

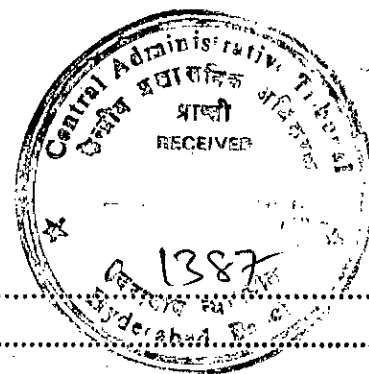
Vs.

The General Manager
Telecom, Warangal Area
Hanamkonda & moth

Respondent (s)

MEMO OF APPEARANCE

To,



I N.R. Devaraj, Advocate, having been authorised

(here furnish the particulars of authority)

by the Central/State Government/Government Servant/authority/corporation/society notified under Sec. 14 of the Administrative Tribunals. Act, 1985. Hereby appear for applicant No. /Respondent No. 1 & 2 and undertake to plead and act for them in all matters in the aforesaid case.

Place : Hyderabad.

Date : 4.5.98

Signature & Designation of the
Counsel

Address of the Counsel for Service

Plot No.8, Lalithanagar
Jamai Osmania
Hyderabad - 500 044.

N.R. DEVARAJ

Standing Counsel for Railways
Senior Standing Counsel for Central Govt.