

(19)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL: HYDERABAD BENCH
HYDERABAD

OA 212/95

Dt. 24th Feb. 1995

Between

Shri R. Srinivasa Rao : Applicant

And

The Chief Commissioner of
Income-tax, Andhra Pradesh,
8th floor, Aayakar Bhavan,
Bashirbagh, Hyderabad

Respondents

Counsel for the applicant : Shri G.V.R.S. Varaprasad Rao

Counsel for the Respondents: Shri N.V. Ramana

Coram

Hon'ble Justice Shri V. Neeladri Rao, Vice-Chairman

Hon'ble Shri R. Rangarajan, Member (Admn.)

Copy to:-

1. The Chief Commissioner of Income Tax, A.P. 8th floor, Aayakar Bhavan, Basheerbagh, Hyd.
2. One copy to Sri. G.V.R.S.Varaprasad Rao, advocate, CAT, Hyd.
3. One copy to Sri. N.V.Ramana, Addl. CGSC, CAT, Hyd.
4. One copy to Library, CAT, Hyd.
5. One spare copy.

kku/-

10/3/85

OA 212/95

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

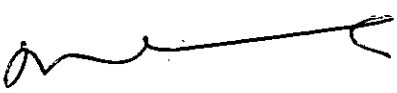
• Heard Shri G.V.R.S. Varaprasad, learned counsel for the applicant and Shri N.V. Ramana, learned standing counsel for the Respondents.

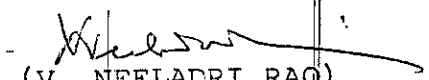
2. The applicant herein is the son of Shri R. Venkataswamy, who retired from service as watchman in Income Tax department on medical grounds.

This OA was filed seeking declaration that the action of the Respondents in rejecting the highly applicant for compassionate appointment is arbitrary and unjust and for consequential direction to the Respondents to appoint him in a suitable post in the Income Tax department in A.P. State.

3. The learned counsel for the applicant fairly states that in view of the judgement of the Apex court in 1994 1 SCC 192 (Auditor General Vs. Anantha Nageswara Rao,) the applicant is not entitled to the compassionate appointment, for the compassionate appointment is limited only to the son/daughter/widow of the employee who died while in service and that benefit is not now available to the son/daughter/widow of one who retired on medical grounds.

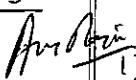
4. Accordingly, this OA is dismissed at the admission stage itself. No costs./


(R. RANGARAJAN)
Member (Admn.)


(V. NEELADRI RAO)
Vice-Chairman

Dated the 24th February, 1995
Open court dictation

NS


17.3.95
Dr. Registrar (3)

Contd...3/-

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APPROVED BY

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH AT HYDERABAD.

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

AND

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

DATED 24-2 1995.

ORDER/JUDGMENT:

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

O.A.No. 212/95

T.A.No.

(W.P.)

Admitted and Interim directions
issued.

Allowed.

Disposed of with directions.

Dismissed.

Dismissed as withdrawn

Dismissed for default.

Ordered/Refected.

No. order as to costs.

