

26

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH

AT HYDERABAD

O.A. 1042/96.

Dt. of Decision : 2-9-96.

YADALA RAJE BABU

.. Applicant.

Vs

1. The Telecom District Engineer,
Adilabad, Adilabad District.
2. The Sub-Divisional Officer,
Telecom, Adilabad, Adilabad Dist.
3. The Chief General Manager,
Telecommunications, Nampally,
Hyderabad.

.. Respondents.

Counsel for the Applicant : Mr. Ch. Jagannatha Rao

Counsel for the Respondents : Mr. V. Vijaya Kumar, Addl. CGSC.

CORAM:

THE HON'BLE SHRI JUSTICE B.C. SAKSENA : VICE CHAIRMAN

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



ORDER

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

Heard Mr. Ch.Jagannatha Rao, learned counsel for the applicant and Mr. Vinod Kumar, learned counsel for the respondents.

2. It is stated ~~for~~ for the applicant that he worked as Casual Mazdoor from 01-11-87 to 10-09-94, subsequently he was discharged. Later he ~~has~~ was re-engaged on 25-1-1996 as a Casual Mazdoor and he was worked in that capacity upto 30-05-96 under the control of R-2. Thereafter he was not re-engaged.

3. This OA is filed praying for a declaration to the respondents that the applicant is entitled for re-engagement in view of the instructions issued by the Director General, Telecommunications and also as per the Lr.No.TA/IC/1-2/III, dated 31-10-1991 and Lr.No.TA/RE/20-1/Rlgs./Corr., dated 22-02-1993 issued by R-3 and for a consequential direction to re-engage him forthwith.

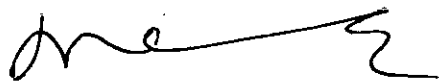
4. From the details given above it looks that the applicant had worked in the department earlier thereby he gained some experience in the working of the department. In view of the above, he will be a better substitute if any engagement of casual labour is to be made from open market by engaging fresh face. As he was engaged earlier to June 1988 there may not be any need for him to come through the employment exchange.

5. There is no prayer in this OA regarding counting of his past services. Hence, ^{need to give} no direction ^{Counting} in regard ^{to count} of past services or regularising him. These reliefs ^{both into} will be ~~done~~ by the respondents in accordance with law.

6. In the result, the following direction is given:-

The applicant should be re-engaged in future if there is work in preference to freshers from the open market. No direction is given in regard to count of past service or regularisation of his service. In pursuance of this direction if he is going to be re-engaged in future, if there is work, none of casual labourers^{who} are already in casual service shall be retrenched.

7. The OA is ordered accordingly at the admission stage itself. No costs.

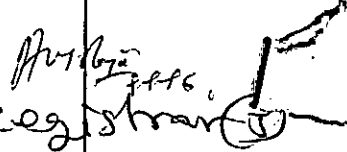


(R. Rangarajan)
Member (Admn.)



(B.C. Saksena)
Vice Chairman

Date : The 2nd Sep. 1996.
(Dictated in Open Court)


Dy. Registrar

spr

O.A.No.1042/96

Copy to:

1. The Telecom District Engineer,
Adilabad, Adilabad District.
2. The Sub Divisional Officer,
Telecom, Adilabad District,
Adilabad.
3. The Chief General Manager,
Telecommunications, Nampally,
Hyderabad.
4. One copy to Mr.Ch.Jagannadha Rao, Advocate,
CAT, Hyderabad.
5. One copy to Mr.V.Vinod Kumar, Addl.CGSC,
CAT, Hyderabad.
6. One copy to Library, CAT, Hyderabad.
7. One duplicate copy.

YLKR

9/19/96

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Checked By
Approved by

THE CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH HYDERABAD

Plu Hable Justice J. C. Lakshmi (V.C.)
(Allotted Name)
THE HON'BLE SHRI R. RANGARAJAN: M(A)

DATED: 21/9/96

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

in

O.A. NO. 1042/96

- ADMITTED AND INTERIM DIRECTIONS ISSUED
- ALLOWED
- DISPOSED OF WITH DIRECTIONS
- DISMISSED
- DISMISSED AS WITHDRAWN
- ~~ORDERED/REJECTED~~
- NO ORDER AS TO COSTS.

YLKR

II COURT

A/w copying job

No spare copy

केन्द्रीय प्रशासनिक अधिकरण
Central Administrative Tribunal
दिल्ली / DESPATCH

12 SEP 1996

C.O.K.

हैदराबाद न्यायपीठ
HYDERABAD BENCH

Plu checked with the Bench
Source or S.M. con ?

1/2/96