

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH
AT HYDERABAD

O.A.No.1261/96

Date of Order: 26/11/96

BETWEEN:

K.Venkata Ramana

.. Applicant.

AND

1. Union of India, rep. by the
Chief Postmaster-General,
A.P.Circle, Hyderabad-1.
2. The Postmaster-General,
Kurnool Region, Kurnool-5.
3. The Supdt. of Post Offices,
Tirupati Divn., Tirupati-1.
4. P.R.Mohana Krishna Gupta,
R/o Vyasashramam, Yerpedu,
Chittoor Dist.

.. Respondents.

Counsel for the Applicant

.. Mr.Y.Appala Raju

Counsel for the Respondents

.. Mr.N.R.Devraj

.. Mr.K.L.Narasimha
for R-4.

CORAM:

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

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

O.A.No.1261/96

Date of Order: 26.11.96

J U D G E M E N T

{ Oral order as per Hon'ble Shri B.S. JAIPARAMESHWAR, M(J) }

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Heard Mr.Y.Appala Raju, learned counsel for the applicant, Mr.N.R.Devraj, learned standing counsel for respondents 1-3 and Mr.K.L.Narasaiiah, for R-4.

2. The applicant is presently working as Extra Departmental Branch Post Master, Vyasashramam/^{village} Yerpedu ~~village and~~ Mandal Tirupati Postal division. He has been continued as such by the interim orders passed by this Tribunal in this OA.

3. In response to the notification dt. 28.5.96 No.B3/74 the applicant submitted the application for considering his candidature for the regular post of EDBPM. In response to the said notification eight candidates had appeared. However the Respondent No.3 ^{the} selected/Respondent No.4 as the EDSBM, Vyasashramam.

has filed this OA

4. The applicant/challenging the selection of R-4 and praying this Tribunal to direct the respondents to re-examine the selection based on the merits of the candidates.

5. The learned counsel for the respondents 1-3 submitted the file relating to the selection of the candidates.

6. It is to be noted that the candidature of the applicant came to be rejected on the ground that he has not submitted along with his application the photostat^{the} copy of registered document in support of the property certificate in the name of the applicant with salable rights.

7. The applicant had submitted only the certificate of Mandal Revenue Officer with regard to the property and income. Condition No.4(iv) (a) reads as follows:-

R

.. 2 ..

"Photostat copy of the property registered document in support of property certificate in the name of the candidate with salable rights".

8. Admittedly the applicant had not submitted the photostat copy of the property shown to have been possessed by him/ty and certified by him/by the M.R.O. in the certificate. Since his application was not completed in all respects the respondents 1-3 were justified in rejecting his candidature.

9. There are no grounds to set aside the selection of the Respondent No. 4 as the EDBPM. The applicant has not challenged the notification in which he was obliged to submit the photostat copy of the property settlement. As his application was not complete in all respects the Respondents 1-3 were within their rights to reject the claim.

10. Hence there are no merits in this OA and the same is dismissed. No costs. All interim orders shall stand vacated.

(B.S. JAI PARAMESHWAR)
Member (Judl.)

(R. RANGARAJAN)
Member (Admn.)

26.11.96
Dated: 26th November, 1996

(Dictated in Open Court)

sd

Dr. Registrar (1)

: 4 :

Copy to:-

1. The Chief Postmaster General, Union of India, A.P.Circle, Hyd.
2. The Postmaster General, Kurnool Region, Kurnool.
3. The Supdt of Post Offices, Tirupathi Division, Tirupathi.
4. One copy to Sri. Y. Appala Raju, advocate, CAT, Hyd.
5. One copy to Sri. N.R.Devaraj, Sr. CGSC, CAT, Hyd.
6. One copy to Sri. K.L.Narasimha, advocate, for F-4, CAT, Hyd.
7. One copy to Library, CAT, Hyd.
8. One spare copy.

Rsm/-

(35)
Urgent
9/12/96
M-1261/96

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THE CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH HYDERABAD

THE HON'BLE SHRI R. RANGARAJAN: M(A)
Mm no. B S Ja. p. memo. M(3)

DATED: 26/11/96

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

in
O.A. NO. 1261/96

ADMITTED AND INTERIM DIRECTIONS ISSUED
ALLOWED

DISPOSED OF WITH DIRECTIONS

~~DISMISSED~~

DISMISSED AS WITHDRAWN

~~ORDERED/REJECTED~~

~~NO ORDER AS TO COSTS.~~

YLKR

II COURT

केन्द्रीय प्रशासनिक अधिकरण Central Administrative Tribunal अवकाश/DESPATCH 16 DEC 1996 हैदराबाद न्यायपीठ HYDERABAD BENCH
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