

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH
AT HYDERABAD

ORIGINAL APPLICATION NO.1352/96

DATE OF ORDER : 03-07-1997.

Between :-

V.S.Chander

... Applicant

And

1. The Commissioner of Customs &
Central Excise, Lalbahadur
Stadium Road, Basheerbagh,
Hyd-29.
2. The Asst. Commissioner of Central
Excise, Division-IV, Hyd.
3. Union of India rep. by its
Secretary, M/o Personnel, Public
Grievances & Pensions (Dept. of
Personnel & Training), New Delhi.

... Respondents

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Counsel for the Applicant : Shri P.P.Vittal

Counsel for the Respondents : Shri V.Rajeshwar Rao, CGSC

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CORAM:

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

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

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... 2.



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

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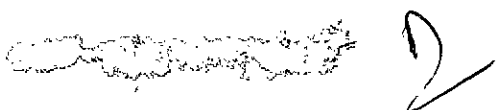
Heard Sri P.P.Vittal, counsel for the applicant and
Sri V.Rajeshwar Rao, standing counsel for the respondents.

2. The applicant in this OA was engaged as a full time casual labourer to perform the duties of Sweeper of Office etc., in Gandhinagar Range, Division IV of the Central Excise Department at Hyderabad on 13-1-92 at the rate of Rs.8/- per day in terms of letter No.389/91-92 dt.13-1-92 (Annexure A1 to OA). The applicant submitted a representation dt.27-9-96 for granting him temporary status and regularisation in terms of the memorandum dt.10-9-93 but that request was rejected by the impugned letter dt.29-10-96 (Annexure A5 to the OA).

3. This O.A. is filed for setting aside the impugned letter dt.29-10-96 and for consequential benefits of grant of temporary status and regularisation of services as per the scheme dt.10-9-93.

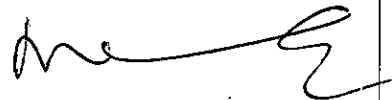
4. It is an admitted fact that the applicant is a full time casual labourer. The contentions of both sides and the prayer in this OA are similar to the one submitted in OA 404/96. In view of the reasons given in OA 404/96, which is disposed of today this OA also to be allowed for the same reasons.

5. In the result, the impugned letter dt.29-10-96 is set aside. The applicant should be granted temporary status in accordance with a scheme promulgated by office memorandum dt.1-9-93



and the consequential benefits on that basis should be granted to him within 3 months from the date of receipt of a copy of this order.

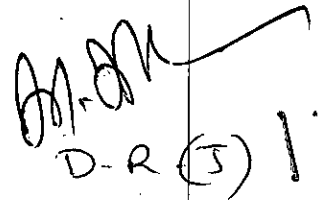
6. O.A. ordered accordingly. No costs.



(R. RANGARAJAN)
Member (A)

Dated: 3rd July, 1997.
Dictated in Open Court.

3 avl/



D-R (J) 1

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Copy to:

1. The Commissioner of Customs & Central Excise,
Lalbahadur Stadium Road, Basheerbagh, Hyderabad.
2. The Asst. Commissioner of Central Excise, Division-IV,
Hyderabad.
3. The Secretary, Min/ of Personnel Public Grievance and
Pensions, (Dept. of Personal & Training), New Delhi.
4. One copy to Mr. P. P. Vittal, Advocate, CAT, Hyderabad.
5. One copy to Mr. V. Rajeswara Rao, Addl. CGSC, CAT, Hyderabad.
6. One copy to D. R. (A), CAT, Hyderabad.
7. One duplicate copy.

YLKR

24/7/97
TYPED BY
COMPARED BY

CHECKED BY
APPROVED BY

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD

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

AND

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

DATED: 3/7/97

ORDER/JUDGEMENT

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

in

O.A.NO. 1352/96

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

II Court.

केन्द्रीय प्रशासनिक अधिकरण Central Administrative Tribunal ब्रेच/DESPATCH 27 JUL 1997 हैदराबाद बेंच HYDERABAD BENCH
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