

25

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH

AT HYDERABAD

O.A. 266/96.

Dt. of Decision : 16-04-96.

V. Koteswara Rao

.. Applicant.

Vs.

1. The Union of India, Rep.by
the General Manager, SC Rly,
Rail Nilayam, Sec'bad.

2. The Chief Personnel Officer,
SC Rly, Rail Nilayam,
Sec'bad.

.. Respondents.

Counsel for the Applicant : Mr. G.Ramachandra Rao

Counsel for the Respondents : Mr. V.Rajeswara Rao,
SC for Rlys.

CCRAM:

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

O.A. 266/96.Dt. of Decision : 16-04-96.ORDER

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

Heard Shri G. Ramachandra Rao, learned counsel for the applicant and Shri V. Rajeswara Rao, learned counsel for the respondents.

2. The applicant in this OA was directly recruited as Assistant Catering Manager in SC Railway in the Catering department in the year 1982. Presently he is working in that capacity at Kazipet in Secunderabad Division.

3. O.A.No.1102/91 was disposed of by the order of this Tribunal dated 04-10-1994. The applicant in that OA also, where I was a party in that judgement, ^{was not} ~~were~~ ^{an} directly recruited Assistant Catering Managers. The prayer in that OA was for a direction to the respondents to maintain single common seniority list for all the Asst. Catering Managers in the entire South Central Railway and for a further direction to the respondents to promote the applicants in that OA to the post of Catering Managers from the date of promotion of their next juniors with all consequential benefits. That OA was disposed of with the following ~~order~~ ^{order}:-

"As it is now conceded for R-1 to R-3 that the Zone is the seniority unit in regard to the cadre of Asst. Catering Managers, the seniority list of Asst. Catering Managers has to be prepared in regard to atleast all the Asst. Catering Managers who were recruited after the formation of the South Central Railway on the basis of their rankings as per the select list and those

A

92

-3-

who were selected at the time of former selection have to be placed above those who were selected at the time of later selection. On the basis of such seniority list, the date of promotion of the respective applicants i.e., 2, 4, 7 and 9 has to be advanced from the date the respective junior was promoted as Catering Manager and if any such junior was promoted to the next higher post, the case of such applicants for promotion to the next higher post has to be considered and such of the applicants who have to be selected to the next higher post as per this order should be given notional promotion to the said higher post from the respective dates on which his respective junior was promoted. Such of those applicants whose promotions have to be advanced of promoted to next higher posts are entitled to all the consequential benefits including seniority. But the Monetary benefits has to be given from 1-11-90 (This OA was presented on 22-11-91)."

4. The applicant in the present CA submits that a revised seniority list maintaining a common single seniority list for Asst. Catering Managers was issued on 18-1-95. It is stated that the applicant in that seniority list stands at Sl.No.92 and that some of his juniors figure at Sl.No. 96,106,107,109 and 112 and these juniors are already working as Catering Managers. It is stated that some of his juniors were also promoted to higher post such as Catering Inspector Gr-II.

5. The applicant ^{further} submitted a representation dated 14-03-95 (Annexure-IV) to R-2 to give him proforma promotion on par with his juniors who were promoted to the higher grades. But it is alleged that no reply has been given to that representation so far.

..4

On the basis of the common single seniority list issued on 18.1.95

1

6. Aggrieved by the above, he has filed this OA praying for a direction to the respondents to promote him to the post of Catering Manager and Assistant Catering Inspector Gr-II from the dates when his juniors were promoted to the said post w.e.f., 15-07-1988 and 10-01-1994 respectively with all consequential benefits such as seniority, arrears of salary etc.,

7. R-2 should immediately check up whether the averments of the applicant in regard to his seniority vis-a-vis the juniors mentioned in this OA is correct as per the single common seniority list dated 18-1-95 issued by them in pursuance of the orders above.
of this Tribunal extracted/ In pursuance of the direction given by this Tribunal in CA. 1102/91, if the claim of the applicant herein is found to be correct he should also be considered for promotion on par with his juniors in that common seniority list. The representation of the applicant dt. 14-03-95 should be disposed of in accordance with the direction given in the OA referred to above within a period of three months from the date of receipt of a copy of this order.

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


(R. Rangarajan)
Member (Admn.)

Dated : The 16th April 1996.
(Dictated in Open Court)

PR (3) 13-04-96

(22)

O.A. 266/96.

: 5 :

Copy to:-

1. The General Manager, South Central Railway, Union of India, Railnilayam, Secunderabad.
2. The Chief Personnel Officer, South Central Railway, Railnilayam, Secunderabad.
3. One copy to Sri. G. Ramachandra Rao, advocate, CAT, Hyd.
4. One copy to Sri. V. Rajeswara Rao, SC for Rlys, CAT, Hyd.
5. One copy to Library, CAT, Hyd.
6. One spare copy.

Rsm/-

BB
TYPED BY
COMPARED BY.

CHECKED BY
APPROVED BY

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH HYDERABAD

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

DATED: 16/4/06

ORDER/JUDGEMENT

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

IN

D.A.NO.

266/06

ADMITTED AND INTERIM DIRECTIONS ISSUED

ALLOWED

~~DISPOSED OF WITH DIRECTIONS~~

DISMISSED

DISMISSED AS WITHDRAWN

ORDERED/REJECTED

~~NO ORDERS AS TO COSTS~~

* * *

No Spare Copy

