

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH
AT HYDERABAD

ORIGINAL APPLICATION NO. 1110/97

DATE OF ORDER : 02-09-1997

Between :-

B.Sivaramulu,

.. Applicant

And

1. Sr.Divisional Personnel Officer,
SC Rlys, Guntakal Division,
Guntakal.
2. Divisional Railway Manager,
Guntakal Division, Guntakal.
3. Union of India, rep. by
General Manager,
SC Rlys, Rail Nilayam,
Secunderabad.

.. Respondents

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Counsel for the Applicant : Shri S.Ramakrishna Rao

Counsel for the Respondents : Shri V.Bhimanna, CGSC

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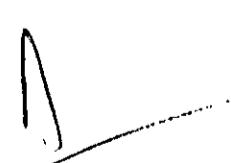
CORAM:

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

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

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

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

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Heard Sri S.Ramakrishna Rao, counsel for the applicant and Sri V.Bhimanna, learned standing counsel for the respondents.

2. The applicant who is a scheduled tribe community candidate was appointed as Diesel Khalasi by order No. 46/96 dt.13-5-96 (Annexure-I page-9 to the OA). He alleges that he was prevented from entering the Diesel Shed by the authorities concerned, but there is no evidence available to prove that, ~~case~~. In any case the applicant has submitted a representation in this connection addressed to Respondent No.2 dt.6-11-96.

* 807.3.1

3. This O.A. is filed to declare the action of the 1st respondent in preventing the applicant from attending duties with effect from 18-9-96 without assigning any reasons as arbitrary, illegal, unwarranted and in violation of Articles 14 and 16 of the Constitution of India and for a consequential direction to respondents to allow the applicant to perform his duties forthwith who is appointed under ST Crash programme with all consequential benefits.

4. The only direction that can be given in the facts and circumstances of the case is to direct the respondent ^{No.1} to dispose of the representation dt. 6-11-96 of the applicant ^{expeditiously} and in any case within 45 days from the date of receipt of a

JK

DR

copy of this order.

5. Thus the OA is ordered accordingly at the admission stage itself with no order as to costs.

~~K. S. JAI PARAMESHWAR~~
(B.S.JAI PARAMESHWAR)
Member (J)
2. 9. 97

~~one~~
(R.RANGARAJAN)
Member (A)

~~D. R. (S)~~
D. R. (S)

Dated: 2nd September, 1997.
Dictated in Open Court.

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Copy to :-

1. The Sr. Divisional Personnel Officer, South Central Railways, Guntakal Division, Guntakal.
2. The Divisional Railway Manager, Guntakal Division, Guntakal.
3. The General Manager, South Central Railways, Rail Nileyam, Sec'bad.
4. One Copy to Mr. S. Remakrishna Rao Advocate C.A.T. Hyd.
5. One Copy to Mr. V. Bhimanna, S.C. for Rlys. C.A.T. Hyd.
6. One Copy to The D.R(A).
7. One Duplicate Copy .

Upr.

9/6
19/9/97

TYPED BY
COMPILED BY

CHECKED BY
APPROVED BY

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD

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

AND

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

Dated: 2.9.97

ORDER/JUDGEMENT

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

in

C.A. NO. 1110/97

Admitted and Interim Directions
Issued.

Allowed

Disposed of with Directions

Dismissed

Dismissed as withdrawn

Dismissed for Default

Ordered/Rejected

No order as to costs.

YLR

II Court

W. 19/9/97

केन्द्रीय प्रशासनिक विविधकरण Central Administrative Tribunal DEPT/DESPATCH
18 SEP 1997
हैदराबाद न्यायपीठ HYDERABAD BENCH