

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL HYDERABAD BENCH: .HYDERABAD.

O.A /T.A.....1307/92.....1998.

.....K. Chandu Sekhar.....Applicant(s)

Versus

.....The Chief Executive.....  
.....NRC, Hyderabad.....Respondent(s)

INDEX SHEET

Serial No.	Description of documents and dates.	Pages.
Docket orders.		1-2
Interim Orders		
Orders in M.A(s)		
Reply statement		
Rejoinder		
ORDERS IN(Final orders)		
		19-23

26/10/98

Certified that the file is completed  
in all respects.

Signature of dealing Head.  
(in Record section)

Signature of S.O.

OA 1307/97

Date	Office Note	ORDER
------	-------------	-------

21-4-98 None Present.  
Call on 9-6-98  
for memo and  
reply. *[Signature]*  
D.R.

28-8-98

OA disposed of. Orders vide  
separate sheet. No costs.

16/6/98 None Present.  
Call on 21/7/98  
for memo and  
reply. *[Signature]*  
D.R.

*[Signature]*  
HARP  
M(A)

*[Signature]*  
HVC

21-7-98 None Present  
Call on 25-8-98  
for memo & reply.  
*[Signature]*  
D.R.

Central Administrative Tribunal Hyderabad Bench: Hyderabad.

J.A.No. 1307 of 1997.

K. Chandra Sekhar & others Applicants(s).

VERSUS.

The Chief Executive, N.F.C., And & 30th

(Respondents).

Date

Office Note

ORDER

30/9/97

MA is allowed list the  
OA for admission tomorrow.

*[Signature]*  
HBSJP  
M/S

*[Signature]*  
HRRM  
M(A)

Admit

Interim order on separate sheets.

*[Signature]*  
HBSJP  
M/S

HRRM  
M(A)

1-10-97

Admit/Notice  
on  
7/10/97

cc Andoy

255ued  
M 9/10/97

17/3/98 before DY. Regu

None present. Notice  
served on Respondents  
1, 2 and 3. In respect  
of R. & notice not yet  
returned served but  
deemed to have been  
served. Call on 21/4/98  
for memo X  
reph.

*[Signature]*

*[Signature]*  
DY Regu

CENTRAL ADMINISTRATIVE TRIBUNAL HYDERABAD BENCH: BENCH HYDERABAD.

ORIGINAL APPLICATION NO. 1307 OF 1997.

K. Chandra Sekhar

Δ 9 others. (Applicants (sS))

VERSUS

~~Union of India, Respondent.~~

Chief Executive: NFC / DAE,

Hyderabad Δ 3 others

Respondents (sS (S))

The Application has been submitted to the Tribunal by Shri

Shri N. Shobha

Advocate/Party

~~in person~~ Under Section 19 of the Administrative Tribunal Act, 1985 and the same has been scrutinised with reference to the points mentioned in the check list in the light of the provisions in the administrative Tribunal (procedure) Rules 1987.

The application is in order and may be listed for Admission

No. 3079/97

Scrutiny Ass.

8/9/97

for

DEPUTY REGISTRAR (JUDL).

10. Is the application accompanied IPO/DD, for Rs.50/- *✓*
11. Have Legible copies of the annexure duly attested been filed. *✓*
12. Has the applicant exhausted all available remedies. *✓*
13. Has the Index of documents been filed and pagination done properly. *✓*
14. Has the declaration as a required by item No. 7 of form, I been made. *✓*
15. Have required number of envelopes (file six) bearing full addresses of the respondents been filed. *✓*
16. (a) Whether the relief sought form arise out of single cause of action. *✓*  
(b) Whether any interim relief is prayed for, *✓*
17. In case an Ma for connonation of delay in filed, it supported b an affidavit of the a licant. *✓*
18. Whether t is cause ben heard by a single bench. *NO*
19. Any other points. *\_\_\_\_\_*
20. Result of the scrutiny with initial of the scrutiny clerk. *✓*

*[Signature]*  
Scrutiny Assistant.

Section Officer.

Deputy Registrar.

Registrar.

*Pay 2/1*  
*Number 1*

CENTRAL ADMINISTRATIVE TRIBUNAL HYDERABAD BENCH HYDERABAD.

Dairy No. 3148

Report in the Scrutiny of Application.

Presented by NSHobhe Date of presentation.

Applicant(s) KC Sekhar & ors 29/5/77

Respondent(s) CE, NFE, DAE, HZA 2003

Nature of grievance Recruitment

No. of Applicants 10 No. of Respondents 4

CLASSIFICATION.

Subject Recruitment No. (B) Department NFE (104/1)

1. Is the application in the proper form, (three complete sets in paper books form in the two complitions). S
2. Whether name description and address of all the parties been furnished in the cause title. S
3. (a) Has the application been fully signed and verified. S  
(b) Has the copies been duly signed. S  
(c) Have sufficient number of copies of the application been filed. S
4. Whether all the necessary parties are impleaded. S
5. Whether English translation of documents in a language, other than English or Hindi been filed. S
6. Is the application on time, (see section 21) S
7. Has the Vakalatnama/Memo of appearance/Authorisation been filed. S
8. Is the application maintainability. (U/S 2, 14, 18, or U/R. 8 Etc.,) S
9. Is the application accompanied, duly attested legible copy been filed. S

CENTRAL ADMINISTRATIVE TRIBUNAL HYDERABAD Bench: HYDERABAD

I N D E X

O.A. NO. 1307 of 1997.

CAUSE TITLE K. Ch. Sekhar & others

V E R S U S

The Chief Executive N.F.C., Andhra Pradesh & others

SL. NO.	Description of documents	Page no.
1.	Original Application	1 to 2
2.	Material Papers	7 to 8
3.	Vakalat	1
4.	Objection Sheet	—
5.	Spere Copies 4. (Four)	
6.	Covers 4. A	

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD. BRANCH AT  
held on 7.10.92.

Bench  
Between

15 Recruitment

.. APPLICANTS.

licants.  
Answer

.. Respondents.

(P.S.C)

Sl.No.	Date of Events.	Page Nos.
1.	Applicants Passed S.S.C.	2
2.	5-8-1997. Requisition to employment Exchange officer in Order NO.NFE/PAR/03/06/96.	3

K. Chandra Sekhar  
SIGNATURE OF APPLICANT.

Phil.

SIGNATURE OF THE COUNSEL FOR THE APPLICANT.



Recd  
\$9.99  
R. N. R. Denny  
and  
bed room on  
P. V. are in the  
oil count for state out  
10/21



(4)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL :: HYDERABAD BENCH AT HYDERABAD

O.A. NO. 1307 OF 1997

Between:-

K.Chandra Sekhar, S/o.Ramaiah and others

.. Applicants.

- and -

1. The Chief Executive , Nuclear Fuel  
Complex, Department of Atomic Energy,  
Post ECIL, Hyderabad- 762.  
and others.

.. Respondents.

I N D E X

S.No.	Description of the Documents.	Page Nos.	Annexure.
01.	Original Application	1 to 6	
2.	5.8.97 NFC/PAR/03/06/97	7-8	

Signature of the  
Applicants:-



FOR THE OFFICE USE OF REGISTRAR: TRIBUNAL

DATE OF FILING:  
OR  
DATE OF  
RECEIVING THE  
APPLICATION.

O.A. NO.

Signature of the Registrar.

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL: HYDERABAD BRANCH AT: HYD.

O.A.No. 1307 of 1997.

Between:

1. K. Chandra Sekhar, S/o Ramaiah, age 26 yrs., R/o H.No.14-12-, Plot No.10, Indira Nagar A.P.H.B. Colony, Moulali, Hyderabad -40.
2. K. Srinivasa Rao, S/o Satyanarayana, age 29 yrs., R/o. H.No.7-6-, Kamala Nagar, ECIL Post, Hyderabad -62.
3. K. Veerababu. S/o Bhaskara Rao, age 28 yrs., R/o MIG-C-2, ECIL, Post, Hyderabad.
4. A. Chandra Sekhar, S/o Gopal Rao, age 28 yrs., R/o No.17 A, Sai Towers, Rukmini puri, ECIL Post, Hyderabad.
5. K. Krishna Murthy, S/o Laxmi Narasiah, age 28 yrs., B-379, HCC Township, HCL Post, Hyderabad - 51.
6. M. Shankarajah, S/o Balaiah, age 28 yrs., Plot -125, Sainadhpuram Near Dr.A.S.Rao, Nagar, ECIL Post, Hyderabad.
- ~~7. K. Srinivasa Rao, S/o Subba Rao, age 24 yrs., R/o LIG, B-373, Dr. A.S.Rao Nagar, ECIL Post, Hyderabad.~~
7. A. Jaghan Mohan Reddy, S/o Govind Reddy, age 25 yrs., R/o 10-286/1, Vasanthipuri colony, Malkajigiri, R.R. District.
8. K. Srinivas Rao, S/o Subba Rao, age 24 yrs., R/o LIG, B-373, Dr. A.S.Rao Nagar, ECIL Post, Hyderabad.
9. G. Brahama Reddy, S/o Narsi Reddy, age 22 yrs., R/o B-296, HCL Colony, HCL Post, Hyderabad - 51.
10. K. Suresh Babu, S/o Subba Rao, age 28 yrs., R/o Q.No.B-296, HCL Township, HCL Post, Hyderabad -51.

.. Applicants.

A N D.

1. The Chief Executive Engineer, Nuclear Fuel Complex, Department of Atomic Energy, Post Ecil, Hyderabad -762.
2. The Chief Administrative Officer, Nuclear Fuel Complex, Department of Atomic Energy, ECIL Post, Hyderabad - 762.
3. The Asst. Personal Officer, Nuclear, Fuel Complex, Department of Atomic Energy, ECIL Post, Hyderabad-762.
4. The Employment Exchange Officer, Ranga Reddy district, Sringeri colony, Hyderabad.

.. Respondents.

contd..2.

*[Signature]*

## DETAILS OF THE APPLICANT:-

## 1. PARTICULARS OF THE APPLICANT.

- a. Name of the Applicant. : K.Chandra Sekhar  
 b. Name of the Applicants Father : K.Ramaiah.  
 c. Designation and office in which employed:  
 d. Office Addrss:  
 e. Address for service of all notices and process: Smt.N.Shoba.  
 Smt.Vaishali Joshi  
 Smt.P.Vijayalakshmi

## 2. Particulars of the Respondents:-

The particulars of the respondents are same as stated in the cause title.

## 3. Particulars of the order against which application is made:-

- i) order No. Nil  
 ii) Order Date. Nil  
 iii) Passed by: --  
 iv) Subject in brief:- To receive the applications of the applicants and call them for interview.

## 4. Jurisdiction of the Tribunal:-

The applicants declared that the subject matter of the O.A is regard to which ~~he~~ they wants redressl is within the jurisdiction of Section 14 of the Administrative Tribunals Act 1985.

## 5. Limitation:-

The applicants further declares that their applications are not received by the respondents and they have not called for interview for the post of Fitter. The applicants are filed within the period of limitation as per Section 21-A of Administrative Tribunals Act, 1985.

## 6. Brief facts of the case:-

The applicants submit that they are all unemployed undergraduates. They have passed SSC and have undergone two years training in ITI in the Fitter Trade. Tehy have also registered with the Employment Exchange vide Registration Nos. 1st applicant No.R1/91/43119 Dt- 1.8.91, 2nd applicatnt No. R1/93/09839 Dt.17.6.93 3rd applicant No.R1/89/03298, Dt. 21.2.1989, 4th applicant No.R1/92/18450 Dt.26.9.92, 5th applicant No.R1/91/13386, Dt. 5.8.1991, 6th Applicant No.R1/89/03441 Dt.23.2.89, 7th applicant No-R1/95/04659 Dt.13.3.95, 8th applicant No.R1/93/19549, Dt.23.9.93, 9th Applicant No.R8/92/07067, Dt.4.2.92, 10th Applicant No.R1/96/19202 Dt.4.10.96 and 11th Applicant No.R1/91/01956 Dt. 8.2.91.

b) The applicants submit that there are vacancies in the posts of fitter in Nuclear Fuel Complex. The Department has requisition to the Employment Exchange, vide order No.NFC/PAR/03/06/1996 Dt. 5.8.1997 to furnish the list of eligible candidates for the post of Junior Operator Trainee(Fitter Trade). The requisite qualification for the said post is stated as S.S.C. with ITI training for two years in fitter trade. The Officer was asked to furnish the list.

c) The applicants submit that the employment exchange officer has furnished the list of eligible candidates. Though the applicants are having requisite qualification their names are not sponsored by the Employment Exchange. The applicants submit that the respondents have not given wide publicity by advertisement in the daily news papers calling for applications from the eligible candidates directly in addition to the requisition to the employment exchange.

d) The applicants submit that the Supreme Court consisting of three Judges (Full Bench) has decided in its Judgement reported in 1996(6) Scale at page 676 reversing its earlier Judgement in the case of Hargopal Vs. Union of India as follows:-

"It should be mandatory for the requisitioning authority/establishment to intimate the employment exchange and the employment exchange should sponsor the candidates names strictly according to the seniority and reservation as per requisition. In addition to the authority should call for the names by publication in the news papers having wide r circulation and also display on their office notice boards or announce in radio or television and employment news bulletine and then consider the cases of all candidates who have applied".

e) The applicants submit that the respondents have not followed the entire procedure as contemplated above except calling for candidates from the employment exchange. The management has not given wide publicity in news ~~papers~~ papers having wider circulation and also did not display in the notice board which is arbitrary,

*Pul*

illegal and contrary to judgement. The applicants submitted their applications for the post of Jr. Operator Trainee(Fitter) as notified but the respondents have refused to receive the same stating that their names must be sponsored ~~by~~ only through Employment Exchange. The applicants also registered their names in the Employment Exchange, ~~the~~ but they have not received any call letters till now, which is arbitrary and illegal. The interviews are scheduled to be held from <sup>7.10.</sup> 29.9.97 onwards. The applicants submit that if they have not called for the interview for the post of Jr. Operator (Trainee) (Fitter) scheduled to be held from <sup>7.10.</sup> 29.9.97 onwards they will be put to loss and hardship as such an opportunity will not arise again. The applicants are holding the requisite qualifications and they have also registered in the Employment Exchange. The action of the respondents in refusing to receive the application and not calling the applicants for interview inspite of holding requisite qualifications is contrary to the Judgement of the Supreme Court.

7. RELIEF SOUGHT:

In view of the facts referred to in para 6 it is therefore prayed that this Honourable Tribunal May be pleased to direct the respondents to receive the applications of the applicants and interview them for the post of Junior Operator Trainee(Fitter Trade) under the Control of the 1st respondent in the interviews scheduled to be held on <sup>7.10.97.</sup> 29.9.97 or any other subsequent date that may be fixed by the 1st respondent and pass such other order or orders as deemed fit and proper in the circumstances of the case.

8. INTERIM RELIEF SOUGHT:

Pending consideration of the above O.A. this Honourable Tribunal may be pleased to direct the respondents to receive the applications of the applicants and issue call letters to them and allow them to appear for the interview for selection and appointment to the post of Junior Operator Trainee(Fitter Trade) under the

*ful*

(9)

: 5 :

control of the 1st Respondent scheduled to be held on <sup>7.10.97</sup> 2.9.1997 or any other subsequent date that may be fixed by the 1st respondent and pass such other order or orders as deemed fit and proper in the interests of Justice.

9. DETAILS OF REMEDIES EXHAUSTED:

The applicants submit that there is no statutory right of appeal. Hence the question of exhausting the remedies does not arise.

10. Matters Not pending with any other court etc.,

The applicants further declares that the matter regarding which this applications has been made is not pending before any court of anyother authority ~~or~~ or any other bench of the Tribunal.

11. Particulars of the Post Orders in respect of the Application fees:-

1. Indian Postal Order(s) Nos:- ① 14 914397.
2. ~~XXXX~~ Name of the Issuing Post office:- G.P.O
3. Date of issue of the postal order(s):- 29.9.97.

12. Details of Index:-

ls 50/- A  
P.O. B.S.D. Remover

An index in duplicate containing the details of the documents to be relied upon is enclosed.

*Encl*

13. List of Enclosures:-

The entire list of enclosures were filed as material papers duly indexing the same.

1. Application.
2. Material papers
3. Vakalat.
4. Crossed postal orders.
5. Self addressed envelopes with acknowledgements.

VERIFICATION

*and on behalf of them,*  
We, K. Chandra Sekhar, S/o. Ramaiah, (2), ~~K. Srinivasa Rao, S/o. Satyanarayana, (3) K. Veerababu, S/o. Bhaskara Rao, (4) A. Chandra sekhar, S/o. Gopal Rao, (5) K. Krishna Murthy, S/o. Laxmi Narasiah, (6) M. Shankaraith, S/o. Balaiah, (7) B. Sridhar, S/o. B. S. R. Murthy (8) A. Jaghan Mehan Reddy S/o. Govinda Reddy, (9) K. Srinivasa Rao, S/o. Subba Rao, (10) G. Brahma Reddy, S/o. Narasi Reddy and (11) K. Suresh Babu, S/o. Babba Rao,~~ do hereby verity that the contents in paras 1 to 13 are true to our personal knowledge and belief and that we have not suppressed any material facts.

Place: Hyderabad.

Date : 24.9.1997

*K. Chandra Sekhar*  
(K. Chandra Sekhar)  
Signature of the Applicant ND. / .

Signature of the  
Counsel for the  
Applicants.

*Full*

CONFIDENTIAL  
IMMEDIATE

GOVERNMENT OF INDIA  
DEPARTMENT OF ATOMIC ENERGY  
NUCLEAR FUEL COMPLEX.

ECIL X ROAD.  
HYDERABAD. 762.

Ref:NFC/PAR/03/06/996

Dt.5-8-1997.

REQUISITION FORM TO BE USED WHEN CALLING FOR APPLICATIONS FROM  
EMPLOYMENT EXCHANGE.

(Separate form to be used for each type of post.)  
\*\*\*\*\*

1. Name, address and telephone No. (if any) of the employer : Nuclear Fuel Complex, Dept., of Atomic Energy, ECIL (PO), Hyderabad - 500062. Tel No.7120151.
2. Name designation & Tel No. (if any) of the indenting officer : K.S.Sankara Rao, Asst. Personal Officer, Tel.No.7210151 Ext.4288
3. Nature of vacancy:
  - a. Designation of the posts to be filed : JR. OPERATOR TRAINEE - (Fitter Trade)
  - b. Description of duties : Trade Jobs - Related to Mechanical Trade.
  - c. Qualifications required :

FOR PRIORITY CATEGORIES

FOR OTHERS.

- Essential : SSC/HSC. III (Fitter) Trade certificate with Minimum 50% marks in SSC.  
(Minimum Marks are with reference to relevant Science/Vocational subjects).
- d. Age limits, : 18 years minimum and 30 yrs., maximum. Age any. will be reckoned as on 31-8-97.  
(Relaxation in max.age will be allowed in respect of SC/ST/OBC/EX-Servicemen/PH etc., candidates as per rules).
- e. Whether women are eligible : Yes.

4. No. of posts to be filed duration wise :

~~xxxPermanent~~ DURATION

NO. OF POSTS

a. Permanent

- -

b. Temporary

- i. Less than 3 months
- ii. Between 3 months and 1 year
- iii. Likely to be continued beyond one year (Two years)

- -

---

17 (Seventeen)

contd.. 2.

*RL*



// 2 //

5. Whether there is any obligation :  
or arrangement for giving pre-  
ference any-category of persons  
such as scheduled caste. Scheduled  
Tribe, EX.Servicemen and Physically  
Handicapped persons in filing up  
the vacancies and if so, the number  
of vacancies to be filed by such  
categories of persons.

Categories.	NO.of Vacancies to be filed.		
	Total	By Priority	Candidate
a. Scheduled Caste	2	--	
b. Scheduled Tribe	2	--	
c. *OBC	3	--	
d. Ex-Servicemen	-	--	
e. Physically Handicapped	-	--	
f. Others.	10.	--	

\* Candidates belonging to OBC should submit the community certificate in the format prescribed by Govt. of India/DET vide letter No.36033/28/94-Estt.(Res) dt.1-1-97 (copy enclosed). Hence such candidates only may be sponsored.

6. Pay & Allowances : Stipend : I Year : @ Rs.1275/- P.M.  
II Year : @ Rs.1350/- P.M.
7. Place of work (Name of the town/  
village and district in which it  
is situated : NFC, Hyderabad.
8. Probable date by which the  
vacancy will be filed : Immediate.
9. Particulars regarding interview/  
test of applicants. : Date of Test/Interview will  
be intimated to the candidates  
directly.  
a.Date of interview/test  
b.Time of interview/test  
c.Place of interview/test  
d.Name, designation, address and  
Tel.No.(if any) of the Officer  
to whom applicants should report.
10. Any other relevant information : 1) the list of suitable candi-  
dates may be sent to this office  
immediately as our requirement  
is urgent.  
2) On satisfactory completion of  
two years training, the candi-  
dates for regular appointment as  
Tradesman/A (Rs.950-20-1150-EB-  
25-1400) or Tradesman/b (Rs.1150-  
25-1500) based on the performance  
of candidates during the period  
of training.

Certified that while placing this demand, the instructions connected with the orders on communal representation in the services have been strictly followed with due regard to the poster maintained in accordance with these orders.

KS.SANKARA RAO)  
ASST. PERSONNEL OFFICER.

District Employment Officer,  
District Employment Exchange  
Ranga Reddy District.  
H.No.8-3-1053, Plot No.144  
Srinagar Colony,  
HYDERABAD.

cc; 1.Zilla Sainik Welfare Officer  
ZSWB, R.R.Dist., Saifabad, Hyd.-4  
2.The Superintendent, VRCH,  
At Campus, Vidyanagar, Hyderabad.

// true copy //

(13)

CENTRAL ADMINISTRATIVE TRIBUNAL.  
HYDERABAD BENCH.

O.AREGD. NO. 3148/97

Date: 29/9/97

To Smt N. Subbiah, Adv.  
Sir,

I am to request you to rectify the defects mentioned below in your application within 14 days from the date of issue of this letter, failing which your application will not be registered and action under Rule 5 (4) will follow.

① Material papers with applicants  
are lost file.

Reply

I have  
mentioned all applicants Registrations  
Nos in <sup>Para 6</sup> original application.

Pvb

(P. Vijaya Laxmi)  
Advocate

DEPUTY REGISTRAR (JUDL)



(14)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH  
AT HYDERABAD

ORIGINAL APPLICATION NO.1307/97

DATE OF ORDER : 01-10-1997.

Between :-

- |                     |                         |
|---------------------|-------------------------|
| 1. K.Chandra Sekhar | 6.M.Shankaralaiah       |
| 2. K.Srinivasa Rao  | 7. A.Jaghan Mohan Reddy |
| 3. K.Veerababu      | 8. K.Srinivas Rao       |
| 4. A.Chandra Sekhar | 9. G.Brahma Reddy       |
| 5. K.Krishna Murthy | 10.K.Suresh Babu        |

... Applicants

And

1. The Chief Executive,  
Nuclear Fuel Complex, Department  
of Atomic Energy,  
Post ECIL, Hyderabad-762.
2. The Chief Administrative Officer,  
Nuclear Fuel Complex, Department  
of Atomic Energy,  
ECIL Post, Hyderabad-762.
3. The Asst. Personal Officer,  
Nuclear Fuel Complex, Dept. of  
Atomic Energy, ECIL Post,  
Hyderabad-762.
4. The Employment Exchange Officer,  
Range Reddy District, Srinagar Colony,  
Hyderabad.

... Respondents

-- -- --  
Counsel for the Applicants : Smt.N.Shoba

Counsel for the Respondents : ShriNR.Devaraj for RR 1 to 3

Shri P.Naveen Rao for R-4.

-- -- --  
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) ).

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

-- -- --

Heard Mrs.P.Vijaya Lakshmi for Smt.N.Shoba, counsel for the applicants, Sri W.Satyanarayana for Sri N.R.Devaraj for Respondents 1 to 3 and Sri Phani Raj for Sri P.Naveen Rao for Respondent No.4.


2. Admit. There are 10 applicants in this OA and they are the aspirants to the post of Jr.Operator Trainee (Fitter) under Respondent No.1. Respondent No.1 has issued notification to Respondent No.2 for sponsorship of the candidates from the Employment Exchange. It is stated that the name of the applicant was not sponsored by Respondent No.2. Relying on the judgement of the Supreme Court reported in 1996 (6) SCALE 676 (Excise Superintendent, Malkapatnam, Krishna District, AP Vs. KBN Visweshara Rao & others), the learned counsel for the applicants submits that the applicants should be considered for posting against that post.

3. We have disposed of similar cases earlier. In view of that, the following direction is given :-

If the applicant, <sup>there</sup> submits his application clear 7 days earlier to the date of selection either written or viva-voice or both, then the case of the applicants should be considered along with the candidates sponsored by the employment exchange provided he fulfills all the conditions laid down for appointment to that post. If the applicant fails in the selection, the OA stands dismissed. In that case the respondents should inform the Tribunal through their standing counsel so as to confirm the dismissal order of

.... 3.

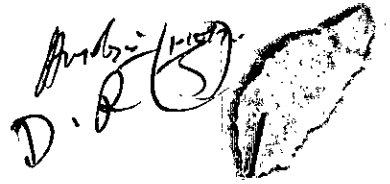
the OA. If the applicants are successful and comes within the number to be appointed, then their results should not be announced until further orders in this OA.

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

  
(R. RANGARAJAN)  
Member (A)

Dated: 1st October, 1997.  
Dictated in Open Court.

avl/

  
D. R. (S)

Copy to:-

1. The Chief Executive, Nuclear Fuel Complex, Department of Atomic Energy, ECIL Post, Hyderabad.
2. The Chief Administrative Officer, Nuclear Fuel Complex, Department of Atomic Energy, ECIL Post, Hyderabad.
3. The Asst. Personnel Officer, Nuclear Fuel Complex, Dept. of Atomic Energy, ECIL Post Hyderabad-762.
4. The Employment Exchange Officer, Ranga Reddy District, Srinagar Colony, Hyderabad.
5. One Copy to Smt. N. Shoba Advocate CAT Hyd.
6. One Duplicate Copy.

UHF.

7. One Copy to Mr. N. R. Devaraj Sr. CGSC. CAT. Hyd.
8. One Copy to Mr. P. Naveen Rao S.C. For AP GOVT. CAT. Hyd.

UHF.

*CC (T)*  
*of 10/10/97*

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: 1-10-97

ORDER/JUDGMENT

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

in

O.A. NO.

Admitted and Interim Directions  
Issued.

Allowed

Disposed of with Directions

Dismissed

Dismissed as withdrawn

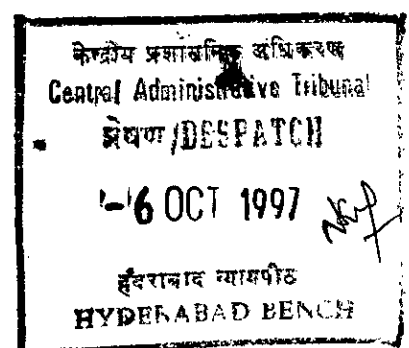
Dismissed for Default

Ordered/Rejected

No order as to costs.

YLKR

II Court



(19)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL, HYDERABAD BENCH

AT HYDERABAD

ORIGINAL APPLICATION NO. 1307/1997

DATE OF ORDER : 24.8.1998

**BETWEEN :**

K. Chandra Sekhar  
K. Srinivasa Rao  
K. Veerababu  
A. Chandra Sekhar  
K. Krishna Murthy  
M. Sankaraiah  
A. Jaghan Mohan Reddy  
K. Srinivas Rao  
G. Brahama Reddy  
K. Suresh Babu

Applicant(s)

**AND**

1. The Chief Executive, N.F.C.,  
Department of Atomic Energy  
ECIL Post, Hyderabad 762.
2. The Chief Administrative Officer  
N.F.C., Dept. of Atomic Energy,  
ECIL Post, Hyderabad 762.
3. The Asst. Personnel Officer,  
Nuclear Fuel Complex,  
Department of Atomic Energy, .  
ECIL Post,  
Hyderabad 500 062 Rangareddy Dist..
4. The Employment Officer,  
District Employment Exchange,  
Government of Andhra Pradesh,  
Rangareddy District  
Srinagar Colony, Punjagutta,  
Hyderabad.

...Respondents

Counsel for the Applicant - Ms N. Shoba  
Counsel for the Respondents - Shri N.R. Devaraj  
Counsel for the State of A.P. - Shri P. Naveen Rao

**CORAM :**

The Hon'ble Justice Shri D.H. Nasir : Vice-Chairman  
The Hon'ble Shri H. Rajendra Prasad : Member (A)

**ORDER**

(per Hon'ble Shri H. Rajendra Prasad, Member (A))



20

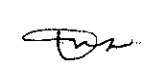
Heard Ms Shoba for the Applicant(s), ~~and~~ Shri  
N.R. Devaraj on behalf of the Respondents and Shri P.  
Naveen Rao on behalf of the State of A.P.

The orders passed by this Tribunal today in  
O.A. No. 987/96 shall be complied with in this O.A. as  
well.

A copy of the orders passed in O.A. No. 987/96  
shall be kept on record of this file and also supplied  
to the Respondents to facilitate further action.

  
(H. RAJENDRA PRASAD)

Member (A)

  
(D.H. NASIR)

VICE-CHAIRMAN

1

2008  
9.10.

1

DICTATED IN OPEN COURT

DATED : 24.8.1998

...js/-

OA. 1307 & 1298/97

To

1. The Chief Executive, N.F.C.  
Dept. of Atomic Energy,  
ECIL Post, Hyderabad-762.
2. The Chief Administrative Officer, N.F.C.  
Dept. of Atomic Energy, ECIL Post,  
Hyderabad-762.
3. The Assistant Personnel Officer, N.F.C.  
Dept. of Atomic Energy, ECIL Post, Hyderabad-62. RR Dist.
4. The Employment Officer,  
Dist. Employment Exchange, Govt. of A.P.  
Rangareddy Dist. Srinagar Colony, Punjagutta, Hyderabad.
5. One copy to Ms. N. Shoba, Advocate, CAT. Hyd.
6. One copy to Mr. N. R.
7. One copy to Mr. P. Naveen Rao, Spl. Counsel for A.P. Govt. CAT. Hyd.
8. One copy to HHRP. M. (A) CAT. Hyd.
9. One copy to DR(A) CAT. Hyd.
10. One spare copy.

pvm.

28/9/98

I COURT

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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
HYDERABAD BENCH AT HYDERABAD

THE HON'BLE MR. JUSTICE D.H. NASIR:  
VICE-CHAIRMAN

AND

THE HON'BLE MR. H. RAJENDRA PRASAD:M(A)

DATED: 28-9-1998.

ORDER/JUDGMENT

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

in

O.A.No.

1307/97

T.A.No.

(W.P.)

Admitted and Interim directions  
issued.

Allowed.

Disposed of with directions

Dismissed.

Dismissed as withdrawn.

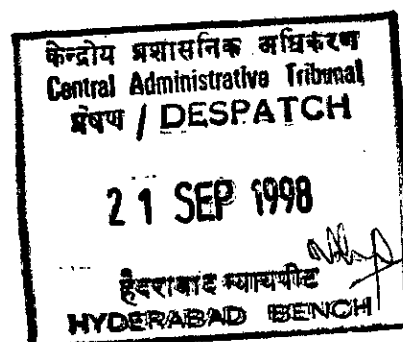
Dismissed for Default.

Ordered/Rejected.

No order as to costs.

pvm.

alw CA 987/96

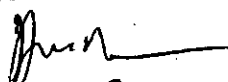


Heard Ms Shoba for the Applicant(s), ~~and~~ Shri  
N.R. Devaraj on behalf of the Respondents and Shri P.  
Naveen Rao on behalf of the State of A.P.

The orders passed by this Tribunal today in  
O.A. No. 987/96 shall be complied with in this O.A. as  
well.

A copy of the orders passed in O.A. No. 987/96  
shall be kept on record of this file and also supplied  
to the Respondents to facilitate further action.

प्रमाणित प्रति  
CERTIFIED TO BE TRUE COPY

  
न्यायालय अधिकारी  
COURT OFFICER  
केन्द्रीय प्रशासनिक अधिकरण  
Central Administrative Tribunal  
हैदराबाद न्यायपीठ  
HYDERABAD BENCH

DATED : 24.8.1998

...js/-

केस संख्या	CASE NUMBER	OA 1307/97
नर्णन का तारीख	Date of Judgement	28/8/98
तैयार किया गया दिन	Copy Made Ready on	16/9/98
अनुभाग अधिकारी (न्यायिक) उप रजिस्ट्रार (न्यायिक) Section Officer (J)/Dy. Registrar (J)		

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL, HYDERABAD BENCH  
AT HYDERABAD

ORIGINAL APPLICATION NO. 1307/1997

DATE OF ORDER : 24.8.1998

BETWEEN :

K. Chandra Sekhar  
K. Srinivasa Rao  
K. Veerababu  
A. Chandra Sekhar  
K. Krishna Murthy  
M. Sankaraiah  
A. Jaghan Mohan Reddy  
K. Srinivas Rao  
G. Brahama Reddy  
K. Suresh Babu



Applicant(s)

AND

1. The Chief Executive, N.F.C.,  
Department of Atomic Energy  
ECIL Post, Hyderabad 762.
2. The Chief Administrative Officer  
N.F.C., Dept. of Atomic Energy,  
ECIL Post, Hyderabad 762.
3. The Asst. Personnel Officer,  
Nuclear Fuel Complex,  
Department of Atomic Energy, .  
ECIL Post,  
Hyderabad 500 062 Rangareddy Dist..
4. The Employment Officer,  
District Employment Exchange,  
Government of Andhra Pradesh,  
Rangareddy District  
Srinagar Colony, Punjagutta,  
Hyderabad.

...Respondents

Counsel for the Applicant - Ms N. Shoba  
Counsel for the Respondents - Shri N.R. Devaraj  
Counsel for the State of A.P. - Shri P. Naveen Rao

CORAM :

The Hon'ble Justice Shri D.H. Nasir : Vice-Chairman  
The Hon'ble Shri H. Rajendra Prasad : Member (A)

ORDER

(per Hon'ble Shri H. Rajendra Prasad, Member (A))

23

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL HYDERABAD BENCH AT HYDERABAD

O.A.NO. 987/96.

Date of Order: 24-8-98.

Between:

D.Raju Naidu.

Applicant.

and

1. The Divisional Railway Manager,  
SE Rly, Waltair Division,  
Visakhapatnam.
2. The General Manager,  
SE Rly, Garden Reach, Calcutta.
3. Regional Employment Officer,  
Employment Exchange,  
Maharani-peta, Visakhapatnam-2.
4. Union of India, rep. by  
the Secretary, Railbhan, New Delhi.
5. The Railway Board, Rep. by its  
Chairman,  
Railbhan, New Delhi.

Respondents.

Counsel for the Applicant: Shri M.Kesava Rao.

Counsel for the Respondents: Mr.C.V.Malla Reddy, SC for Rlys.

Counsel for the State of A.P.L Shri P.Naveen Rao,

CORAM:

THE HON'BLE SHRI JUSTICE D.H.NASIR : VICE-CHAIRMAN

THE HON'BLE MR. H.RAJENDRA PRASAD : MEMBER(ADMIN)

(Order per Hon'ble Shri H.Rajendra prasad :Member(A))

Heard Shri M.Kesava Rao for the applicant,  
Shri C.V.Malla Reddy for the Respondents and Shri P.Naveen Rao  
for the Govt.of A.P.(R-3).

The matter has been reconsidered on the basis of  
the facts contained in the OA as well as in the counter affidavit