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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH : HYDERABAD.

OA. NO. 1545/97

Between:

Dated: 24-11-1997

O. Dass

Applicant.

And

The Accounts Officer (Cash),  
Office of the Telecom Dist. Manager,  
Kurnool.

2. The Telecom Dist. Manager,  
Kurnool.

3. The Secretary, The Secunderabad  
Telegraph Engineering Division  
Employees Co-op. Credit Society,  
Behind General Post Office,  
Hyderabad.

Respondents.

Counsel for the Applicant : Mr. G. Ramasubba Reddy

Counsel for the Respondents : Mr. V. Bhimanna, Addl. CGSC.

CORAM:

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

THE HON'BLE MR. B. S. JAI PARAMESWAR : MEMBER (J)

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THE TRIBUNAL MADE THE FOLLOWING ORDER:-

Heard Mr. G. Ramasubba Reddy for the applicant and  
Mr. V. Bhimanna for the respondents.

Admit.

Reply has to be filed in this OA. Till such time the OA  
is disposed of no amount should be paid from the retirement  
benefits hereafter wards to R-3 society.

  
Deputy Registrar

DA.1545/97

Copy to:-

1. The Accounts Officer (Cash), O/o The Telecom Dist. Manager, Kurnool.
2. The Telecom Dist. Manager, Kurnool.
3. The Secretary, The Secunderabad Telegraph Engineering Division Employees Co-Op. Credit Society, Behind General Post Office, Hyderabad.
4. One copy to Mr. G. Ramasubba Reddy, Advocate, CAT., Hyd.
5. One copy to Mr. V. Bhimanna, Addl. CGSC., CAT., Hyd.
6. One duplicate.

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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: 24/11/97

ORDER/JUDGMENT

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

in

D.A. NO.

1545/97

Admitted and Interim Directions  
Issued.

~~Allowed~~

~~Disposed of with Directions~~

~~Dismissed~~

~~Dismissed as withdrawn~~

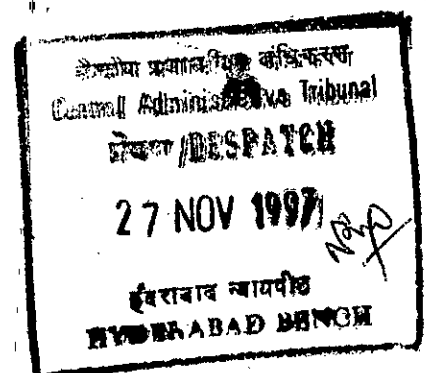
~~Dismissed for Default~~

~~Ordered/Rejected~~

~~No order as to costs.~~

YLKR

II Court



IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH

AT HYDERABAD

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C.A.1545/97.

Dt.of Decision : 12-06-98.

D.Dass

.. Applicant.

Vs

1. The Accounts Officer (Cash),  
O/o the Telecom Dist. Manager,  
Kurnool.
2. Telecom Dist. Manager,  
Kurnool.
3. The Secunderabad Telegraph  
Engineering Division Employees  
Co-op, Credit Society, Hyderabad  
rep. by its Secretary, Abids,  
Behind General Post Office,  
Hyderabad.

.. Respondents.

Counsel for the applicant : Mr.G.Rama Subba Reddy

Counsel for the respondents : Mr.V.Bhimanna, Addl.CGSC.

CCRAM:-

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



ORDER

None for the applicant. Heard Mr.V-Bhimanna, learned counsel for R-1 and R-2. Notice served on R-3. None present. R-3 called absent though notice served on the Secretary of the said Society.

2. The applicant in this OA submits that the loan taken by him from the R-3 Co-operative Society has been paid back by him. Hence, no amount from his final settlement dues has to be retained by the administration at the request of the Society for the payment of the loan taken by him from the Co-operative Society.

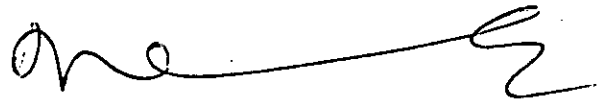
3. This OA is filed praying for a declaration that the action of the respondents in not releasing the retirement benefits, bonus and 1993 revised pay scale arrears and taking steps to remit an amount of Rs.25,635/- to R-3 Society from the retirement benefits of the applicant is illegal, arbitrary and without authority of law and for a consequential direction to R-1 and R-2 to release the entire retirement benefits of the applicant immediately without affecting any recovery.

4. Though no reply has been filed in this OA, the learned counsel for R-1 and R-2 submitted that the amount recovered from his final settlement dues is only for the purpose of out-standing amount of HBA with interest, LT advance and welfare loan. No amount has been retained by the administration for purpose of paying the reported loan to the society from the final settlement dues. However, an amount of Rs.14,800/- has been kept back from the arrears payable to the applicant due to the introduction of the 5th Pay Commission. This amount will be disbursed to him after settling the issue.

-3-

5. The applicant is a retired employee. Hence even the amount payable to him from the 5th Pay Commission arrears of pay should not be kept back indefinitely. Hence, R-1 should call for a joint meeting of the applicant and R-3 <sup>&</sup> finalise this issue within a period of two months from the date of receipt of a copy of this judgement. R-1 to implement the judgement, should <sup>with the applicant</sup> arrange the meeting on a specified date when he should call ~~R-1~~ and R-3 by sending notice to them. If any one of them fail, to attend the meeting it should be held that that person has no claim.

6. With the above direction the CA is disposed of.  
No costs.



(R. RANGARAJAN)  
MEMBER (ADMN.)

Dated : The 12th Junl, 1998.-  
(Dictated in the OpenCourt)

*Handwritten signature*  
DR 1998

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Copy to:

1. The Accounts Officer, (Cash)  
O/O Telecom District Manager, Kurnool.
2. Telecom Dist. Manager, Kurnool.
3. The Secretary, Secunderabad Telegraph Engineering Division  
Employees Co-Op. Credit Society, Behind G.P.O., Hyderabad.
4. One copy to Mr. G. Rama Subba Reddy, Advocate, CAT, Hyderabad.
5. One copy to Mr. V. Bhimanna, Addl. CGSC, CAT, Hyderabad.
6. One copy to D.R(A), CAT, Hyderabad.
7. One duplicate copy.

YLKR

6/2/98  
(7)

II COURT

TYPED BY  
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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
HYDERABAD BENCH HYDERABAD

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

AND

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

DATED: 12/6/98

ORDER/JUDGMENT

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

in

O.A.NO. 1545/97

ADMITTED AND INTERIM DIRECTIONS  
ISSUED

ALLOWED

DISPOSED OF WITH DIRECTIONS  
DISMISSED

DISMISSED AS WITHDRAWN

DISMISSED FOR DEFAULT

ORDERED/REJECTED

NO ORDER AS TO COSTS

YLKR

