

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH

AT HYDERABAD

O.A.No. 1568/97

Date of Order : 19.11.97

BETWEEN :

1. A.Chandrasekhar
2. Lingampally Siva Kumar
3. K.Praveen Kumar

.. Applicants.

AND

1. The Local Audit Officer
(Air Force), O/o The Local
Audit Office (Air Force),
Hakimpet, Secunderabad.
2. The Joint Controller of Defence
Accounts (Air Force), N.S.Building,
2nd Floor, Nagapur, Maharashtra State.
3. C.D.A.(A.F.), Controller of Defence
Accounts (Air Force), 107,
Rajpur Road, Dehradun.
4. The District Employment Officer,
Rangareddy District Employment Exchange,
Srinagar Colony, Panjagutta,
Hyderabad.

.. Respondents.

Counsel for the Applicants

.. Mr.K.Nageswara Reddy

Counsel for the Respondents

.. Mr.N.R.Devraj for R1-3

.. Mr.P.Naveen Rao for R-4

CORAM:

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

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

O R D E R

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

Mr.K.Nageswara Reddy, learned counsel for the applicant
and Mr.N.R.Devraj, learned standing counsel for R-1 to R-3 and
Mr.Phani Raj for Mr.P.Naveen Rao, for R-4.

2. Admit. The applicants are aspirants for the post of Group-D (Class IV) under R-1. A notification was issued to R-4 for sponsoring candidates. It is stated that the names of the applicants were not sponsored by R-4. Hence they submitted an application but that was not considered as their names were not sponsored by the Employment Exchange. The applicants now pray for consideration of their candidature also for the above said post relying on the judgement of the Apex Court reported in 1996 (6) Scale 676 (Excise Superintendent, Malkapatnam, Krishna District and others Vs. K.B.N.Visweswara Rao and others). We have disposed of number of similar cases. Hence the following interim order is given:-

3. The case of the applicants should also be considered for the post of Group-D (Class IV) along with Employment Exchange sponsored candidates even if their names are not sponsored by R-4, provided they are otherwise eligible for consideration to that post and their applications ^{are} ~~is~~ received at least one week in advance of selection either written, viva-voce or both. If the applicants ~~does~~ not qualify the examination then this application stands dismissed. In that event the respondents should inform the Tribunal through their counsel for confirming the dismissal of this OA. If the applicants are selected and comes within the number to be appointed then their result should not be published until further orders.

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

(19.11.97)

(R.RANGARAJAN)
Member (Admn.)

Dated : 19th November, 1997

(Dictated in Open Court)

sd

M.R.
D.R.

(14)

MA.1088/97 in OA.1568/97

Copy to:-

1. The Local Audit Officer, (Air Force), O/o The Local Audit Office (Air Force), Hakimpet, Secunderabad.
2. The Joint Controller of Defence Accounts (Air Force), N.S. Building, 2nd Floor, Nagapur, Maharashtra State.
3. The C.D.A.(A.F.), Controller of Defence Accounts (Air Force), 107, Rajpur Road, Dehradun.
4. The District Employment Officer, Rangareddy District Employment Exchange, Srinagar Colony, Panjagutta, Hyderabad.
5. One copy to Mr. K. Nageswara Reddy, Advocate, CAT., Hyd.
6. One copy to Mr. N.R. Devaraj, Sr. CGSC., for R-1-3, CAT., Hyd.
7. One copy to Mr. P. Navsen Rao, Advocate, for R-4, CAT., Hyd.
8. One copy to D.R.(A), CAT., Hyd.
9. One duplicate.

srr

CC Today

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: 19/11/97

ORDER/JUDGMENT

M.A./R.A./G.A. NO. 1568/97

in

D.A. NO.

Admitted and Interim Directions
Issued.

Allowed

Disposed of with Directions

Dismissed

Dismissed as withdrawn

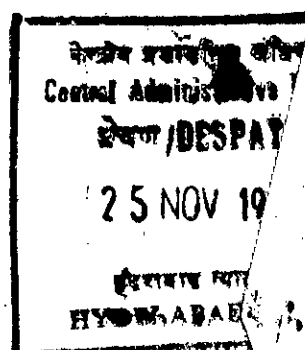
Dismissed for Default

Ordered/Rejected

No order as to costs.

YLKR

II Court



IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH

AT HYDERABAD

O.A. NO. 1568/97

DATE OF ORDER : 24.8.98

BETWEEN :

A. Chandrasekhar
Lingampally Siva Kumar
K. Praveen Kumar

.... Applicant(s)

AND

1. The Local Audit Officer (Air Force)
O/O Local Audit Office (Air Force)
Hakimpet, Secunderabad 15.
2. The J.C.D.A (Air Force)
N.S. Building, 2nd Floor
Nagpur 440 001.
Maharashtra
3. C.D.A (A.F)
107, Rajapur Road
Dehradun
4. The Dist. Employment Ex Officer
Rangareddy Dist. Employment Exchange
Srinagar Colony
Punjagutta
Hyderabad

... Respondents

Counsel for the Applicant	-	Shri K. Nageswara Reddy
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))

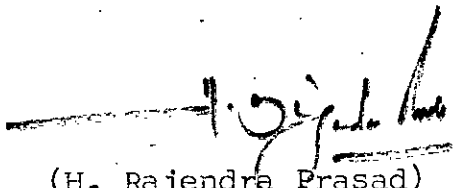
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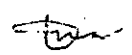
(Order per Hon'ble Shri H. Rajendra Prasad, Member (A))

Heard ~~xx~~/Shri **K. Nageswara** / **Reddy** for the Applicant(s),
Shri/~~xx~~ **M N.R. Devaraj** for the Respondents and Shri
P. Naveen Rao for 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

1

DICTATED IN OPEN COURT

DATED : 24.8.1998


Deputy Registrar

...js/-

O.A.1568/97

To

1. The Local Audit Officer (Air Force)
O/o Local Audit Office (Air Force)
Makimpet, Secunderabad-15.
2. The J.C.D.A.(Air Force)
N.S.Building, 2nd floor,
Nagpur-440001. Maharashtra.
3. The C.D.A.(AP)
107, Rajapur Road, Dehradun.
4. The Dist.Employment Officer
Rangareddy Dist.Employment Exchange,
Srinagar colony, Punjagutta, Hyderabad.
5. One copy to Mr.K.Nageswar Reddy, Advocate, CAT.Hyd.
6. One copy to Mr.N.R.Devraj, Sr.CGSC. CAT.Hyd.
7. One copy to HHRP.M.(A) CAT.Hyd.
8. One copy to Mr.P.Naveen Rao, Spl.Counsel for A.P.Govt.CAT.Hyd.
9. One copy to HHRP.M.(A) CAT.Hyd.
10. One copy to DR(A) CAT.Hyd.
11. One spare copy.

pvm

The following direction is issued:

If the applicant had been permitted to appear for the test/examination/interview held on 7-9-98, or on any subsequent date, in pursuance of the interim orders passed by this Tribunal on 3.9.1997, the results of the said examination shall be declared forthwith, and the merit-based selected candidate shall be appointed now. This is in keeping with the judgment of Hon'ble Supreme Court in Excise Supdt. Malakapatnam, Krishna Dist. A.P. Vs. K.D.N. Visweshwara Rao and others (1996)(6) SCALE 676, as well as Govt. of India, Dept. of Personnel and Training O.M.No. 14024/2/96-Estt.(D) dated 18-5-1998.

Thus, the OA is disposed of finally. No costs.

Sd/-x lx

Deputy Registrar.

CERTIFIED TO BE TRUE COPY

M. N.
COURT OFFICER
CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH
HYDERABAD

19

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,
Maharanieta, Visakhapatnam-2.
4. Union of India, rep. by
the Secretary, Railbhaman,
New Delhi.
5. The Railway Board, Rep. by its
Chairman,
Railbhavan, 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.

98/9/98

I COURT

TYPED BY

COMPALED BY

CHECKED BY

APPROVED BY

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH AT HYDERABAD

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

AND

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

DATED: 24-8-1998.

ORDER/JUDGMENT

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

in

O.A.No.

1568/97

T.A.No.

(W.P.)

Admitted and Interim directions
issued.

Allowed.

Disposed of with directions

Dismissed.

Dismissed as withdrawn.

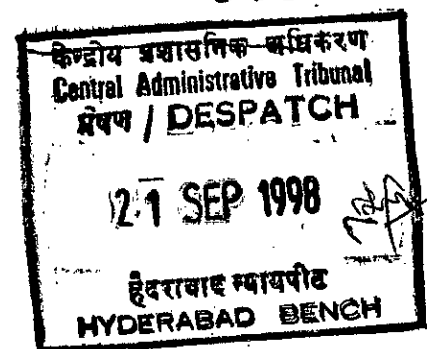
Dismissed for Default.

Ordered/Rejected.

No order as to costs.

pvm.

AW OA 98/9/98



BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL: HYDERABAD BENCH

M.A.No. 1070 of 1997

i n

O.A.Sr.No. 3772 of 1997

Between:

1. A.Chandrasekhar
S/o A.Venkateswarlu
Age 21 years, OBC caste,
Plot No.6, Chandragiri Colony,
Trimulghery,
Rangareddy district
2. Lingampally Siva Kumar
S/p L.Mallaiah
Age 28 years, SC caste,
1-31-34, Indiranagar Colony,
Near Kanajiguda,
Tirumalghery-500 015
Rangareddy district
3. K.Praveen Kumar
S/o K.Vittal,
Age 19 years, OBC
B-134, Vanasthalipuram-500 661
Rangareddy district

.... Applicants

a n d

1. The Local Audit Officer (Air Force)
O/o the Local Audit Office (Air Force)
Hakimpet,
Secunderabad-15
2. The Joint Controller of Defence Accounts (Air Force)
N.S.Building, 2nd floor,
Nagpur-440 001,
Maharashtra State
3. C.D.A. (A.F.)
Controller of Defence Accounts (Air Force)
~~NxSxB~~ 107, Rajapur Road,
Dehradun
4. The District Employment Officer,
Rangareddy district Employment Exchange,
Srinagar, Punjagutta,
Hyderabad

.... Respondents

APPLICATION/PETITION FILED TO PERMIT TO FILE ONE O.A. ON
BEHALF OF OTHER APPLICANTS U/Rule 4(5) (a) OF CENTRAL
ADMINISTRATIVE TRIBUNAL (PROCEDURE) RULES 1987.

FACTS OF THE CASE: Kindly read the para 6 of the main O.A.
as part and partial of this M.A. The respondents 1 to 3

~~the xxxxxxxx~~ notified the vacancies of Group D (Class-IV) posts to the Employment Exchange (4th respondent) with a view to fill up the said posts without following the Supreme Court judgement reported in 1996 (6) Scale, 676. All the applicants are eligible to hold the said posts, which posts are in the 1st respondent's office to be appointed in that office. All the applicants seeking a direction to the respondents to allow them to written test and interview to the above said posts and all the applicants belong to one district. All the applicants are unemployees and they have no income. As per U/R 4(5) (a) of the CAT rules single O.A. and single court fee of Rs.50/- is payable and the Hon'ble Bangalore CAT bench also decided the issue and reported in 1989 (2)SLJ 59. The cause of action is the same as they notified these to the Rangareddy district employment exchange and the applicants are seeking same posts and nature of relief is same and they have got a common interest in the matter and mainly to implement the Supreme Court judgement. Hence single court fee and single O.A. is maintainable as per the Administrative Tribunal Act 1985 and CAT rules.

RELIEF SOUGHT:

It is therefore prayed that the Hon'ble Tribunal may be pleased to permit the applicants to file one O.A. (this O.A.) and also to permit them to pay single set of court fee of Rs.50/- on behalf of the other applicants and kindly direct the office to number the O.A. and post the O.A. before the Hon'ble Court for admission and dispose of this O.A. and pass such other order or orders as this Hon'ble Tribunal may deem fit and proper in the circumstances of the case.

VERIFICATION

I, A.Chandrasekhar s/o A.Venkateswarlu, the first applicant in this O.A. and M.A. do hereby verify and state

DO FILE A SINGLE OA
RANGAREDDY DISTRICT

CENTRAL ADMINISTRATIVE TRIBUNAL AT
HYDERABAD

M.A.No.

of 1997

i n

O.A.Sr.No.

of 1997



M.A. Filed U/R 4(5) (a) C.A.T.
Rules 1987.

....

Recd
18/11/97
for N.R. Dany
all

Filed by:

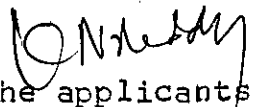

Mr. K. NAGESWARA REDDY

Counsel for the applicants

Recd
18/11/97
for N.R. Dany
all

may be filed
18/11/97

on my behalf and on behalf of the other applicants on
authorisation to do so, state that the facts stated above
are true to our knowledge and on advise of of our counsel
and we have not suppressed any material facts herein.

 
Counsel for the applicants Signature of the 1st applicant
Dated: 18-11-1997

To

The Registrar,
Central Administrative Tribunal,
Hyderabad

19.11.97

मूल/ORIGINAL

Mr. K. Nageswara Reddy

for the applicant and

Mr. NR. Dewraj for R₁₋₃ and

Mr. Phani Raj for Mr. P. Naveen
for R₄.

MA is not opposed. Under

the circumstances referred to

the MA is allowed. Register

the OA.

Je
HBSTP
HJ,

✓
HRRN
H(A)

बेंच केस/BENCH CASE

रक्षा/DEFENCE

CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH : HYDERABAD.

M.L. NO. 1070 OF-1997

IN

O.A. No. 3772 OF 1997

SINGLE O.A. PETITION

Mr. K. Nageswara Reddy
COUNSEL FOR THE APPLICANT.

AND

Mr. _____
Sr. ADDL. STANDING COUNSEL FOR
C.G. Rlys.