

17

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABADBENCH

AT HYDERABAD

O.A.No. 556/99

Date of Order : 17.6.99

BETWEEN :

B.V.Ramanaiah

.. Applicant.

AND

1. The Senior Superintendent of  
Post Offices, Prakasam Division,  
Ongole.
2. The Assistant Superintendent of  
Post Offices, Kandukuru Sub  
Division, Kandukuru.
3. The Post Master, Kannigiri Head  
Post Office, Kannigiri.
4. The Chief Post Master General,  
AP, Circle, Hyderabad.
5. The Director General,  
Dept. of Posts, New Delhi.

.. Respondents.

- - -

Counsel for the Applicant

.. Mr.K.Venkateswara Rao

Counsel for the Respondents

.. Mr.B.N.Sharma

- - -

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.Venkateswara Rao, learned counsel for the  
applicant and Mr.B.N.Sharma, learned standing counsel  
for the respondents.

A

R

18


2. The applicant in this OA was aggrieved by the impugned order No.A1/Re-ED/3-94 dated 17.3.94 issued by R-1 read with Lr.No.pF/EDMC/Kodigumpala dated 11.2.99 issued by R-2 whereby the allowances has been reduced with retrospective effect from the date of joining the service i.e. from 30.6.89 and direct to refund the excess amount recovered from him towards the alleged excess amount with consequential benefits.


3. The learned counsel for the applicant relies on the judgement in OA.1443/95 decided on 29.11.95 (A-4) to state that the revised allowances can be effected only from the date of issue of the order <sup>and</sup> not earlier to that.

4. We <sup>fully</sup> ~~do not~~ agree with the above submission. Hence the following direction is given :-

The revised allowances shall be effect <sup>ive</sup> only from the date of issue of the order dated 17.3.94. The amount if <sup>earlier to the date</sup> any recovered, shall be refunded to the applicant within 3 months from the date of receipt of a copy of this order.

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

  
( B.S. JAI PARAMESHWAR )  
Member (Judl.)  
17.6.99

  
( R. RANGARATHAN )  
Member (Adm.)

Dated : 17th June, 1999

( Dictated in Open Court )

COPY TO:-

1. HDHND
2. HHRP M(A)
3. HBSJP M(J)
4. D.R.(A)
5. SPARE

1ST AND 2ND COURT

TYPED BY \_\_\_\_\_ CHECKED BY \_\_\_\_\_  
COMPARED BY \_\_\_\_\_ APPROVED BY \_\_\_\_\_

THE CENTRAL ADMINISTRATIVE TRIBUNAL  
HYDERABAD BENCH : HYDERABAD.

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

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

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

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

ORDER: 17-6-99

ORDER / JUDGEMENT

MA. / RA. / CP No.

in  
OA. No. 556/99

ADMITTED AND INTERIM DIRECTIONS  
ISSUED.

ALLOWED.

C.P. CLOSED.

R.A. CLOSED.

O.A. CLOSED.

DISPOSED OF WITH DIRECTIONS.

DISMISSED.

DISMISSED AS WITHDRAWN.

ORDERED / REJECTED.

NO ORDER AS TO COSTS.

SRR

केन्द्रीय प्रशासनिक अधिकरण  
Central Administrative Tribunal  
प्रेषण / DESPATCH

25 JUN 1999

हैदराबाद न्यायपीठ  
HYDERABAD BENCH