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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL: HYDERABAD BENCH
AT HYDERABAD

OA.935/99

dt.24-6-99

Between

1. G. Babu Rao
2. A. Subba Rao
3. N. Narasiah
4. Mohd. Subhan
5. S. Appachayy
6. Mirza Khurshid Baig
7. N. Ganesh
8. A. Venugopal
9. Narasimulu
10. K. Chandrasekhar
11. R. Devender
12. N. Gopal Rao
13. A. Rahaman
14. B. Krishnamachari
15. K.R. Chary
16. A. Vasantha Rao
17. Mohd. Rahaman Khan
18. R. Veerender Singh
19. P. Trinath
20. P. Satyanarayana
21. K. Sattaiah
22. V. Easwaraiiah
23. A. Sekhar

.. Applicants

and

Union of India, rep. by
Chief Postmaster General
Andhra Pradesh Circle
Hyderabad-1

2. Postmaster-general
Hyderabad Region
Hyderabad 1

3. Supdt. Railway Mail Service
'Z' Divn., Hyderabad

4. Head Record Officer
RMS, 'Z' Divn., Hyderabad-1

5. Sub Record Officer
Railway Mail Service
'Z' Divn., Kazipet(WL) AP

6. Sub Record Officer
RMS, Karimnagar, AP

7. Sub Record Officer
RMS, Mahabubnagar AP

8. Sub Record Officer
RMS, Mancheriyal, AP

...e.

9. Sub Record Officer
RMS, Nalgonda AP

10. Sub Record Officer
RMS, Nizamabad, AP

11. Regional Employment Officer
Hyderabad AP

12. Dist. Employment Officer
Warangal AP

13. Dist. Employment Officer
K arimnagar, AP

14. Dist. Employment Officer
Mahabubnagar, AP

15. Dist. Employment Officer
Adilabad, AP

16. Dist. Employment Officer
Nalgonda, AP

17. Dist. Employment Officer
Nizamabad, AP

18. Dist. Employment Officer
Anantapur, AP

.. Respondents

Counsel for the applicants

Y. Appala Raju
Advocate

Counsel for the respondents 1-10

J.R. Gopal Rao
SC for Railways

Counsel for the respondents 11-18

VV Anil Kumar
SC for State Govt.

Coram

Hon. Mr. Justice D.H. Nasir, Vice Chairman

OA.935/99

dt.24-5-99

Order

Oral order (per Hon. Mr. Justice DH Nasir, Vice Chairman)

Heard Mr. Y. Appala Raju for the applicants,
Mr. V.V. Anil Kumar for the State Government of AP, and
Ms. Shakti for Mr. J.R. Gopal Rao for respondents.

1. Having heard the rival parties at great length it appears that no cause of action has actually arisen in favour of the applicants with regard to appointment of ED Mail Man.

2. The learned standing counsel for the respondents drew my attention to the prayer in which a direction is sought to be given by the Tribunal to the respondents to call for the records regarding selection of Extra Departmental Mail Man under Respondents 1 to 10 and to stay further action in the matter by quashing the requisition "if any" placed by respondents 4 to 10 on the respective Employment Exchanges and by declaring such requisitions null and void and unsustainable.

3. The learned standing counsel Ms. Shakti makes a statement that no such requisition has been made to the Employment Exchange and therefore no cause of action has arisen in favour of the applicants.

4. Taking the above statements of the learned standing counsel in view I have no hesitation in coming to the conclusion that the present OA is premature and devoid of any reasonable apprehension which could warrant any intervention of the Tribunal, and therefore the OA is dismissed at admission stage itself.

..2.

5. The above order, however, shall not be treated as creating any bar of res-judicata if the applicants desire to file any fresh OA if and when the cause of action actually arises.

6. The OA is dismissed. No costs.

D.H. Nasir
(D.H. NASIR)
Vice Chairman

Dated : June 24, 1999
Dictated in Open Court

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COPY TO:-

1. HON'BLE
2. HHRP M(A)
3. HRSJP M(J)
4. D.R.(A)
5. SPARE

1ST AND 2ND COURT

TYPED BY
COMPARED BY

CHECKED 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 (B)

ORDER: 24.6.99.

ORDER / JUDGEMENT

MA./RA./CP No.

in
OA. No. 935/99

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

(24 copies)

केन्द्रीय प्रशासनिक अधिकरण
Central Administrative Tribunal
दिल्ली / DESPATCH

20 JUL 1999

हैदराबाद ब्याचपीठ
HYDERABAD BENCH