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CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH

Original Application No.132/97

Date of Order: This the 23rd June 1997.

HON'BLE MR.JUSTICE D.N.BARUAH, VICE-CHAIRMAN
HON'BLE SHRI G.L.SANGLYINE, ADMINISTRATIVE MEMBER

Sri Dayanand Prasad
Son of Hirday Narayan Prasad
Accounts officer, N.F.Railway
Bongaigaon,
Assam.

... ... Applicant.

By Advocate Mr.M.Chanda, Mr.N.D.Goswami.

-Vs-

1. Union of India
Through the General Manager,
N.F.Railway, Maligaon.
Guwahati.
- ii. General Manager
N.F.Railway, Maligaon
Guwahati.
- iii Shri R.Shadap,
Financial Adviser and the Chief Accounts Officer,
N.F.Railway,
Maligaon.
Guwahati.
- iv. Shri Alokendu Sen
Chief Engineer(Construction)
(Ex.Divisional Railway Manager, Katihar)
N.F.Railway Chief Electrical Engineer
(Construction, South Eastern Railway,
Calcutta.
- v. Sri Girish Kumar
Additional Divisional Railway Manager
N.F.Railway, Katihar
Bihar.
- vi. Shri K.B.Vaphei
Senior Divisional Accounts Officer
Office of the N.F.Railway
Katihar
Bihar.
- vii. Sri Paramandanda Deka
Sr.Accounts Officer,
N.F.Railway,
Maligaon, Guwahati.
- viii.Sri Karuna Singhy das,
Sr.Accounts Officer,
N.F.Railway, Maligaon,
Guwahati.
- ix. Shri Bhanu Ranjan Singha,
Sr.Accounts Officer,
N.F.Railway,
Maligaon, Guwahati

contd/-

- x. Shri Ashok Kumar Sinha
Sr.Accounts Officer,
N.F.Railway, Maligaon,
Guwahati.
 - xi. Sri N.K.Chakraborty
Sr.Accounts Officer,
N.F.Railway, Maligaon.
Guwahati.
 - xii. Sri A.K.Bomjan
Sr.Accounts Officer,
N.F.Railway, Maligaon
Guwahati.
 - xiii. Sri Prithwish Dutta,
Sr.Accounts Officer,
N.F.Railway, Maligaon
Guwahati.
- Respondents.

By Advocate Mr.J.L.Sarkar.

O R D E R.

BARUAH J.(VC):

This Original Application has been filed by the applicant against the Annexure 8 order dated 15-5-97 issued by the respondent No.3, FA & CAO/N.F.Railway, Maligaon, Guwahati under Memo No.PNO/AD/65/215/P.XIII dated 15-5-97 where by the private respondents were promoted and posted in their respective places ignoring the claim of the applicant. According to the applicant all the persons whose names have been mentioned in the Annexure 8 are junior to the applicant. The contention of the applicant is that this order is unfair, unreasonable and arbitrary. Hence this present Application.

2. We have heard Mr.M.Chanda learned counsel appearing on behalf of the applicant and Mr.J.L.Sarkar learned Railway counsel for the respondents. On hearing the counsel for the parties on perusal of document we find that the Annexure 8 order does not indicate why

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the applicant was overlooked though he was senior
in the
to the persons mentioned/said Annexure 8 as claimed
by the applicant. On hearing from the counsel for
the parties we find that the reason for not promoting
the applicant has not been assigned in the impugned
Annexure 8 order. For the ends of justice we feel that
the applicant should submit a representation before
the authority and the authority shall pass a reasoned
order, if such representation is filed within 15 days
from the date of receipt of this order. The authority
shall consider the representation and pass an order as
at any rate
early as possible/within 2 months from the date of
filing of the representation. Accordingly, this Original
Application is disposed of.


(G.L. SANGLYINE)
ADMINISTRATIVE MEMBER


(D.N. BARUAH)
VICE-CHAIRMAN

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