

FORM NO. 4

(See Rule 42)

In The Central Administrative Tribunal

GUWAHATI BENCH : GUWAHATI

ORDER SHEET

APPLICATION NO. OA 226 OF 1998

Applicant(s) All India postal employees union & ORS
-vs-

Respondent(s) Union of India & ORS

Advocate for Applicant(s) Mr. B.K. Sharma

Mr. S. Sharma

Mr. U.K. Nair

Advocate for Respondent(s)

Mr. S. Ali, Sr.

CC, S.C.

Notes of the Registry	Date	Order of the Tribunal
<p>The application is in form within time limit of Rs. 50/- deposited vide IPO No. 030644 dated 14-9-98</p> <p><i>[Signature]</i></p>	21-10-98	<p>Mr. S. Sarma learned counsel for the applicant prays for one month time to seek instructions from the applicants.</p> <p>List for consideration of Admission on 25-11-98.</p> <p style="text-align: right;"><i>[Signature]</i> Member</p>
<p>Requisite 4 copies have been filed.</p> <p><i>[Signature]</i></p> <p>Registrar</p> <p>Page 61 & 62 is not legible.</p> <p><i>[Signature]</i></p>	25.11.98	<p>Heard Mr B.K.Sharma, learned counsel for the applicants and Mr S.Ali, learned Sr.C.G.S.C for the respondents for admission.</p> <p>The applicants Union prays that the members of the Union may be allowed to file this application jointly under the provision of Central Administrative Tribunal(Procedure) Rules 1987, Rule 4(5) (b). Prayer allowed.</p> <p>Application is admitted. Issue notice on the respondents by registered post.</p> <p>List on 6.1.99 for written statement and further orders.</p> <p style="text-align: right;"><i>[Signature]</i> Member</p>

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(2)

O.A. 226/98

Notes of the Registry	Date	Order of the Tribunal
<u>27.11.98</u> Service 7 Notice issued to the respondents vide D. No. 3394-3397 Bom	6.1.99	On the prayer of Mr A. Deb Roy, learned Sr.C.G.S.C 3 weeks time is granted to file written statement. List on 27.1.99 for written state- ment and further orders. 62 Member
<u>5-1-99</u> 1) Service Reports are still awaited. 2) NO. Written Statement has been filed. 5/1/99	pg 27.1.99	The written statement has been submitted. The case is otherwise ready for hearing. List for hearing on 17.3.99. 62 Member
<u>18.1.99</u> Mr. A. Deb Roy S.C.G.S.C has been filed written statement on behalf of respondent No. 1, 2, 3 and 4. Page-63-71 Bom	nkm 21-4-99	On the prayer of counsel for the parties case is adjourned to 19-5-99 for hearing. 62 Member
Notice duly served on R.No. 1, 2 & 4. 21/1/99	lm 19-5-99	On the prayer of Mr.S.Sarma, learned counsel for the applicant case is adjourned to 4-8-99. 62 Member
<u>20-4-99</u> There was a circuit Bench at Imphal - a 15-3-99 to 17-3-99 So it was not placed before the court. 18-5-99 H/Statement has been filed 20/4/99	4.8.99	On the prayer of Mr S. Sarma, learned counsel for the applicant the case is adjourned to 17.11.99 for hearing. 62 Member
	nkm	

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CA 226/98

Notes of the Registry	Date	Order of the Tribunal
16-11-99 w/ statement - has been filed	17.11.99	On the prayer of Mr U.K.Nair on behalf of Mr B.K.Sharma, learned counsel for the applicants the case is adjourned to 24.11.99 for hearing. Member
22-11-99 Written statement - has been filed	pg 24.11.99	On the prayer of the learned counsel for the parties the case is adjourned to 12.1.2000 for hearing. Member
11-1-2000 w/ statement - has been filed	nkm 12.1.2000	It is submitted by the learned counsel for the parties that SLP is pending before the Hon'ble Supreme Court. Accordingly the case is adjourned to 23.2.2000 for hearing. Member
22-2-00 w/ statement - has been filed	nkm 23.2.00	On the prayer of the learned counsel for the parties the case is adjourned to 29.3.00 for hearing. Member
28-3-00 w/ statement - has been filed	nkm 29.3.00	Mr. A. Deb Roy, learned Sr. C.G.S.C. submits that he has no information whether the SLP is pending before the Hon'ble Supreme Court has since been disposed of and prays for adjournment. Prayer allowed. List on 6.6.2000 for hearing. Member

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ON 22/98

Notes of the Registry

Date

Order of the Tribunal

6.6.00

6.6.00

There is no Bench. Adjourned
to 22-8-00.
by.

This was shown wrong
in 27B.

Similar matters are
filed on 22-8-00. Therefore
it is also placed amongst
them.

22.8.00

There is no Bench. Adjourned
to 19.9.00.

19.9.00

Present : Hon'ble Mr. Justice D.N.
Chowdhury, Vice-Chairman

List it after vacation to enable
the learned counsel for the parties to
obtain instructions as to the decision
of the Supreme Court.

List on 6.11.00 for orders.

Vice-Chairman

mk

6.11.00

Heard Mr S.Sarma, learned counsel
for the applicants and Mr A.Deb Roy, lear-
ned Sr.C.G.S.C for the respondents.

Adjourned on the prayer of the
counsel for the parties as as to enable
them to ascertain the position pertaining
to S.L.P pending before the Hon'ble
Supreme Court.

List on 5.1.2001 for hearing.

Vice-Chairman

pg

5.1.2001

The matter pertains to payment
of House Rent Allowance and Licence Fee
payable to the Group 'C' and 'D' employees.
These issues were already adjudicated upon
by this Bench in O.A.Nos. 48/1991, 2/1994,
11/1995, 37/1995 and 105/1995 disposed of on
22.8.1995. The applicants stated that their case
is squarely covered by the aforesaid decision
of the Tribunal, and therefore, they have sought
for a direction to the respondents for release

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Notes of the Registry

Date

Order of the Tribunal

5.1.2001

of House Rent Allowance and Licence Fee in the light of the order of the Tribunal dated 22.8.1995. It has been now stated that one of the parties of the aforementioned O.A.s has already approached the Apex Court and the matter is pending before the Apex Court. It has also been stated that the Apex Court has stayed the operation of the Judgment and Order of the Tribunal dated 22.8.1995 passed in the aforesaid O.A.s. In the circumstances it would be appropriate to take up the matter after disposal of the SLP by the Apex Court.

List the matter on 12.2.2001 to enable the parties to obtain instructions as to the stage of the case before the Apex Court.

Vice-Chairman

Order dtd. 5/1/2001.
Communicated to the Renting
Court. vide D/O

9/1/01

Written statement
has been filed.

By
28.3.01

nkm

NS
8/1/01

12-2. No S.B. Adjourned to 28.3.2001.

M/o
A.K. Jey
12-2

28-3. List on 2/5 to enable the parties to obtain necessary instructions.

M/o
A.K. Jey
28/3

2-5. Passover to 11.5.2001.

M/o
A.K. Jey
2-5

11-5. There was a reference.
List on 18/5/2001.

M/o
A.K. Jey
11-5

dist for circuit sitting
at Kothima.

NS
21/5/01

Notes of the Registry	Date	Order of the Tribunal
<p><i>14.6.2001</i> <i>Copy of the order has been sent to the office for issuing the same to the L/Advocates for the parties.</i> <i>4th/6/2001</i></p>	<p>31.5.2001 (Kohima)</p>	<p>In this application the applicants have claimed relief in respect of compensation in lieu of rent free accommodation at the revised rates with effect from 1.1.1996. The relief was also claimed in respect of other members of the Union who were not being paid compensation in lieu of rent free accommodation. Mr. S. Sarma, learned counsel for the applicants mentioned that the relief claimed in this application has been allowed by the department to the applicants as well as to other members of the Union who were not earlier being allowed this compensation. He has prayed for permission to withdraw the application.</p> <p>In view of the prayer made on behalf of the applicants the application stands dismissed as withdrawn. The applicants will be free to agitate the matter, if so advised, in future.</p> <p>No order as to costs.</p> <p style="text-align: right;"><i>14/6/2001</i> Member</p>

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