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CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH
GUWAHATI-05

(DESTRUCTION OF RECORD RULES, 1990)

INDEX

O.A/T.A No... 115/2004

R.A/C.P No.....

E.P/M.A No.....

1. Orders Sheet..... OAPg. 1to. X.....
2. Judgment/Order dtd 21.05.2004Pg. 2to. No separate order 26
3. Judgment & Order dtd.....Received from H.C/Supreme Court
4. O.A..... 115/2004Pg. 1to. 3.2.....
5. E.P/M.P.....Pg.....to.....
6. R.A/C.P.....Pg.....to.....
7. W.S.....Pg.....to.....
8. Rejoinder.....Pg.....to.....
9. Reply.....Pg.....to.....
10. Any other Papers.....Pg.....to.....
11. Memo of Appearance.....
12. Additional Affidavit.....
13. Written Arguments.....
14. Amendment Reply by Respondents.....
15. Amendment Reply filed by the Applicant.....
16. Counter Reply.....

SECTION OFFICER (Judl.)

balili
09.11.17

3

FORM No.4
(SEE RULE 12)
CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH

ORDER SHEET

Org.App./MiscPetn/Cont.Petn/Rev.Appl.....115/04.....

In O.A.....

Name of the Applicant(s) ...Amal Das.....

Name of the Respondent(s) ...Mr. O. D. Jom.....

Advocate for the Applicant ...Ms. U. Das, Ms. B. Devi.....

Counsel for the Railway/EGSG...Railway Counsel.....

OFFICE NOTE

DATE

ORDER OF THE TRIBUNAL

21.5.2004

Heard Ms.U.Das, learned counsel for the applicant also Mr.B.C.Pathak, learned counsel for the Railways.

The applicant was temporarily ~~known~~ appointed as D.G.Operator under Station Master Mailing (MGX) Station N.C. Hills (Assam) vide letter dated 3.1.2002 at Annexure-1 to the O.A. His salaries have not been paid as yet. The applicant has made an appeal dated 28.10.2003 before the General Manager (P), N.F.Railway, Maligaon, but the same is yet to be disposed of.

Considering the facts and circumstances of the case and upon hearing the learned counsel for the parties, I am of the considered view that ends of justice will be met, if a direction is issued to the respondent Nos.2 & 3 to dispose of the appeal. Accordingly, respondent Nos. 2 & 3 are directed to dispose of the appeal dated 28.10.2003 and to pass an order within a period of six weeks from the date of receipt of ~~of~~ this order.

The O.A. is, therefore, disposed of as above. No order as to costs.

[Signature]
Member (A)

No. 115/04
Dated 21.5.04

[Signature]
D. Das

[Signature]

Steps taken with
envelope

[Signature]

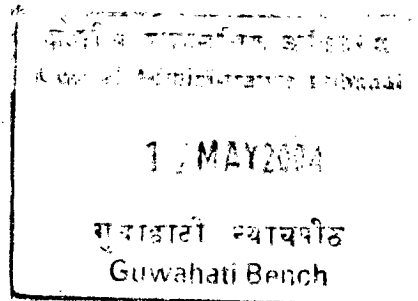
Received copy

26.5.04
1 Pm. Railway
Generaly Counsel

26.4.04

Copy of the order
has been sent to the
Office for issuing the
order to the applicant.
by post

Received copy
26/5/04
30/5/04
bb



BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH

Title of the case :

Q.A. No. 115 of 2004

BETWEEN

Sri Amal Das Applicant.

AND

Union of India & ors..... Respondents.

I N D E X

Sl.No.	Particulars	Page No.
1.	Application	1 to 11
2.	Verification	12
3.	Annexure-1	13
4.	Annexure-2 (colly)	14-23
5.	Annexure-3	24
6.	Annexure-4	25
7.	Annexure-5	26
8.	Annexure-6	27,28
9.	Annexure-7	29

Filed by : *Asha Das*

Regn.No.:

File : c:\WS7\AMAL

Date :

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL

GUWAHATI BENCH

Q.A.No.115..... of 2004

Sri Amal Das

.....Applicant

-VS-

Union of India & Ors.

.....Respondents

SYNOPSIS

That on 3.1.2002 the applicant got his appointment as Diesel Generator(DG) Operator under Station Master Mailing (MGX) Station N.C. Hills (Assam). In this connection it is pertinent to mention here that DRM, N.F.Railway, Lumding, once visited the said MGX Station and the station staff requested him for providing alternative electricity and a school for their welfare. Pursuant to such request, a Diesel Generator Set and a school was established. In the said school, a local lady got her appointment as Asstt. Teacher and against the Diesel Generator (DG) set the applicant was recruited as a D.G.Operator and for the said appointment the concerned authority conducted a trade test and interview. The applicant continued there for about one year but he had not paid his salary. It is worth mentioning here that due to flood, the electricity could not be restored for several years in the Station Complex of MGX and as such to provide essential electricity D.G.Set has been

5

installed. In fact at that relevant point of time there was nobody competent/expert to handle the same and as such service of the applicant who has got the required knowledge of DG Set operation, was necessary. In fact, the applicant took formal training for about 1 (one) month for such operation and he continued to perform duty. It is pertinent to mention here that a departmental proceeding was initiated against the Station Master of MGX station as the appointment of that lady teacher was not as per Rules, however, in the said proceeding the appointment of the applicant was not questioned as the same was as per the rules prescribed. But the MGX Station Master to save his service terminated/discontinued my serving along with the teacher w.e.f. 10.9.2002. In fact, the appointment of the applicant was not de hors the Rules and since there has been a regular need of his service, the applicant could have been adjusted against any such post in Group-D category. Apart from that as per Rules contained in IREM, the applicants service is required to be converted as temporary status Mazdoor.

In spite of all the service of the applicant was terminated without affording any opportunity of hearing. It is pertinent to mention here that he has not been paid his salaries w.e.f. 3.1.2002 to 10.9.2002 for the service rendered by him as D.G.Operator. The applicant preferred appeal before the General Manager(P), N.F.Railway, Maligaon making a prayer to consider his case for regular absorption in any Group-D post and to pay salary w.e.f. 3.1.02 to 10.9.02 and to grant temporary status. Though more than 5 months have passed but it has evoked no result in positive. Without having any alternative, the applicant has come before this Hon'ble Tribunal seeking appropriate relief.

Filed by
the applicant through
Alsha Das
Advocate
5/5/04

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH

(An application under section 19 of the Central
Administrative Tribunal Act.1985)

O.A.No. 115 of 2004

BETWEEN

1. Sri Amal Das
Resident of Vill- Kalair Band
(Das Basti)
P.O. Badarpur Ghat.
Dist. Karimganj (Assam).
Pin-788003.

..... Applicant.

- AND -

1. The Union of India.
Represented by Secretary to the
Govt. of India.
Ministry of Railway,
Rail Bhawan, New Delhi.
2. The General Manager
N.F.Railway,
Maligaon.
3. The Divisional Railway Manager (Operation)
N.F.Railway,
Lumding.
4. The Station Master
N.F.Railway, MBX. (Mailongdisha) (MBDC)

..... Respondents.

DETAILS OF THE APPLICATION

1. PARTICULARS OF THE ORDER AGAINST WHICH THIS APPLICATION
IS MADE:

This application is filed against the action of
the respondents in terminating the service of the applicant
w.e.f. 10.9.2002. This application is also directed against
the action of the respondents in not releasing his salary
w.e.f. 3.1.2002 to 10.9.2002. This is also filed against the
action of the respondents in not disposing of the appeal
dated 28.10.2003 filed by the applicant.

Adms

X

2. LIMITATION:

The applicant declares that the instant application has been filed within the limitation period prescribed under section 21 of the Central Administrative Tribunal Act.1985.

3. JURISDICTION:

The applicant further declares that the subject matter of the case is within the jurisdiction of the Administrative Tribunal.

4. FACTS OF THE CASE:

4.1. That the applicant is a citizen of India and as such he is entitled to all the rights, privileges and protection as guaranteed by the Constitution of India and laws framed thereunder.

4.2. That on 3.1.2002 the applicant got his appointment as Diesel Generator(DG) Operator under Station Master Mailing (MGX) Station N.C. Hills (Assam). In this connection it is pertinent to mention here that DRM, N.F.Railway, Lumding, once visited the said MGX Station and the station staff requested him for providing alternative electricity and a school for their welfare. Pursuant to such request, a Diesel Generator Set and a school was established. In the said school, a local lady got her appointment as Asstt. Teacher and against the Diesel Generator (DG) set the applicant was recruited as a D.G.Operator and for the said appointment the concerned authority conducted a trade test and interview. The applicant continued there for about one year but he had not paid his salary. It is worth mentioning

4

here that due to flood, the electricity could not be restored for several years in the Station Complex of MGX and as such to provide essential electricity D.G.Set has been installed. In fact at that relevant point of time there was nobody competent/expert to handle the same and as such service of the applicant who has got the required knowledge of DG Set operation, was necessary. In fact, the applicant took formal training for about 1 (one) month for such operation and he continued to perform duty. It is pertinent to mention here that a departmental proceeding was initiated against the Station Master of MGX station as the appointment of that lady teacher was not as per Rules, however, in the said proceeding the appointment of the applicant was not questioned as the same was as per the rules prescribed. But the MGX Station Master to save his service terminated/discontinued my serving along with the teacher w.e.f. 10.9.2002. In fact, the appointment of the applicant was not de hors the Rules and since there has been a regular need of his service, the applicant could have been adjusted against any such post in Group-D category. Apart from that as per Rules contained in IREM, the applicants service is required to be converted as temporary status Mazdoor.

Inspite of all the service of the applicant was terminated without affording any opportunity of hearing. It is pertinent to mention here that he has not been paid his salaries w.e.f. 3.1.2002 to 10.9.2002 for the service rendered by him as D.G.Operator. The applicant preferred appeal before the General Manager(P), N.F.Railway, Maligaon making a prayer to consider his case for regular absorption in any Group-D post and to pay salary w.e.f. 3.1.02 to

9

10.9.02 and to grant temporary status. Though more than 5 months have passed but it has evoked no result in positive. Without having any alternative, the applicant has come before this Hon'ble Tribunal seeking appropriate relief.

4.3. That the applicant had been working as D.G.Operator under Station Master, Mailongdisha (MGDC) Station, N.C.Hills (Assam) since 3.1.2002 till 10.9.2002. The DRM, N.F.Railway Lumding visited the said MGX station and the station staff requested him for providing electricity and a school for their welfare. Due to flood the electricity could not be restored for several years in the station complex of MGX and as such to provide essential electricity D.G. set has been installed and a school was established as per the approval of higher authority of Railway Administration. The applicant was appointed as D.G. set operator and his such appointment was pursuant to a selection process including trade test and interview. The applicant was asked to undergo training for one month and he took formal training about 1 month for operation of DG set. Along with the applicant a local lady was appointed as Asstt. Teacher in the said school, however, in her case no procedure was followed for such appointment.

Service particulars are annexed herewith and marked as Annexure-1 and 2 (colly) respectively.

4.4. That the applicant begs to state that while discharging duty he received a letter from the office of the DRM (D)/LMG bearing No.1/MISC/LM/59/A dated 27.8.02 by which the applicant was spared and directed to attend ACM/LMG's

chamber on 12.9.02 in connection with a departmental Enquiry (Major Memorandum) against Shri Swapn kr. Chakraborty Station Master of the said MGX Station.

A copy of the letter dated 27.8.02 and dated 12.9.2002 is annexed herewith and marked as Annexure-3.

4.5. That the applicant states that after receiving the order dated 27.8.2002 the authority issued another order bearing no.MAX(0-3/02 dated 10.9.02 by which the applicant was again spared and directed to attend ACM/LMG's chamber on 12.9.02 in connection with departmental Enquiry (Major Memorandum) against Shri Swapn Kr. Chakraborty Station Master of the said MGX Station.

A copy of the said letter dated 10.9.02 is annexed herewith and marked as Annexure-4.

4.6. That the applicant states that on receipt of the aforesaid letter dated 10.9.02 the applicant attended the office of the DRM(O)/LMG and gave witness for departmental Enquiry against Shri S.K.Chakraborty, Station Master MGX Station at ACM/LMG's chamber on 12.9.02 and after giving the witness on the same the applicant was spared to MGX by a letter bearing No.T/MISC/LM/59/A dated 12.9.02.

A copy of the said letter dated 12.9.02 is annexed herewith and marked as Annexure-5.

4.7. That the aforesaid departmental Enquiry was initiated against Sri Swapn Kr. Chakraborty, Station

Master, MGX in reference to the appointment of that lady teacher of the said school as the same was not as per Rules. For appointment of Asstt. Teacher there are certain Rules and procedure which have to be followed at the time of appointment of an Asstt. teacher. The applicant begs to state that in the said departmental proceeding the matter pertaining to the appointment of the applicant was questioned and it was only in connection with the appointment of the lady in the post of Asstt. Teacher, which was not within the purview of the rules guiding the field. Since the work performed by the applicant was casual in nature, the Station Master of MGX was competent enough to appoint him and as such the appointment of the applicant was very much within the parameter of the Rule holding the field.

4.8. That after sparing the applicant on 10.9.02 for giving witness against Sri S.K. Chakraborty, Station Master/MGX the Respondents did not allow him to continue. He made several requests before the authority but they did not take any action. The applicant preferred an appeal before the General Manager, N.F.Railway, Maligaon on 28.10.03 praying for regularisation of his service.

A copy of the said appeal dated 28.10.2003 is annexed herewith and marked as Annexure-6.

4.9. That the applicant begs to state that though the applicant worked without any brake but he was not paid any wages for his such service which was dully approved by the competent authority of the respondents. In this regard he

12

made several representations to the concerned authority, but that did not bring any result. On 1.8.02 the Station Master, MGX has also written a letter to Divisional Railway Manager (DRM/LMG), N.F. Railway for payment of arrears salary of Sri Amal Das, DG operator.

Copies of the said letters dated 16.5.02 and dated 1.8.02 are annexed herewith and marked as Annexure-6 and 7 respectively.

4.10. That the applicant begs to state that the applicant worked under the Respondents on temporary and Casual basis and his appointment was not dehors the Rule meant for Casual labour. As per the Railway Board's Circular he is entitled to be treated as Casual labour and his case is required to be considered for grant of temporary status.

The applicant craves leave of the Hon'ble Tribunal for a direction towards the respondents for production of records as well as the Railway Boards Circulars holding the field.

4.11. That the applicant begs to state that the father of the applicant is a retired Railway employee and there is no earning member in his family. Since the applicant worked under the respondents for long as such his case is covered by the said circulars and as such his case should be considered for temporary status and regularisation.

13

4.12. That the applicant begs to state that the Respondents acted illegally and arbitrarily in terminating the applicant from his service without giving any prior notice and not allowing him to continue in the service and as such same is liable to be set aside and quash. The applicant further prays for a direction towards the respondents to allow the applicant to continue to work under them as DG Operator or against any Group-D posts as he is eligible to hold any Gr.D posts under the respondents.

4.13. That the applicant begs to state that there is a constant need of the applicant's service in the said Station and the appointment of the applicant was as per Rule as such the action of the Respondents in not allowing to continue him is bad in law and as such same is liable to be set aside and quash.

4.14. That this application has been filed bonafide and to secure ends of justice.

5. GROUNDS FOR RELIEF WITH LEGAL PROVISION:

5.1. For that the action of the respondents in not allowing the applicant to continue in his service is bad in law and liable to be set aside and quash.

5.2. For that the applicant has completed the requisite number of days for grant of temporary status of a Casual Labour under the Railway Board's Circular. The Respondents acted illegally in not considering him as a Casual labour in bad in law and liable to be set aside and quash.

8

AD-2

5.3. For that the action of the respondents in not granting the temporary status to the applicant as per law is not sustainable and liable to be set aside and quash.

5.4. For that the applicant worked under the Respondents for long time but till date they have not paid him salary. The aforesaid action of the Respondents is not sustainable in the eye of law and liable to be set aside and quash.

5.5. For that the applicant worked under the respondents for years together and he is eligible to be absorbed in any Group-D post. The Respondents acted illegally in not accommodating the applicant in any Group-D post in terms of the rules and guidelines and as such the action/inaction on the part of the respondents is arbitrary and liable to be set aside and quash.

5.6. For the applicant preferred appeal on 28.10.2003 but till date the respondents have not disposed of the appeal. The action of the respondents in not disposing of the appeal is bad in law and liable to be set aside and quash.

5.7. For that in any view of the matter the impugned action of the respondents are not sustainable in the eye of law and liable to be set aside and quashed.

The applicant craves leave of the Hon'ble Tribunal to advance more grounds both legal as well as factual at the time of hearing of the case.

15

6. DETAILS OF REMEDIES EXHAUSTED:

That the applicant declares that he has exhausted all the remedies available to them and there is no alternative remedy available to him.

7. MATTERS NOT PREVIOUSLY FILED OR PENDING IN ANY OTHER COURT:

The applicant further declares that he has not filed previously any application, writ petition or suit regarding the grievances in respect of which this application is made before any other court or any other Bench of the Tribunal or any other authority nor any such application, writ petition or suit is pending before any of them.

8. RELIEF SOUGHT FOR:

Under the facts and circumstances stated above, the applicant most respectfully prayed that the instant application be admitted records be called for and after hearing the parties on the cause or causes that may be shown and on perusal of records, be grant the following reliefs to the applicant:-

8.1. To direct the Respondents to allow the applicant to continue to hold the post of DG operator in the MGX Station, under N.F. Railway.

8.2. To direct the Respondents to extend the benefit of temporary status in term of the circulars and rules and thereafter to regularise his service against any Group-D posts, providing all consequential service benefits.

8.3. To direct the Respondents to release the arrears salary of the applicant from 3.1.2002 to 10.9.02 with an interest @ 21% for such delayed settlement.

8.4. To direct the respondents to regularise the service of the applicant in any Group-D posts commensurating to his educational qualification.

8.5. Cost of the application.

8.6. Any other relief/reliefs to which the applicant is entitled to under the facts and circumstances of the case and deemed fit and proper.

9. INTERIM ORDER PRAYED FOR:

Pending disposal of the application the applicant prays for an interim order directing the Respondents to dispose of the appeal dated 28.10.2003 with a speaking order and to release the arrears salary of the applicant with an interest of 21% on such delayed payment.

10.

11. PARTICULARS OF THE I.P.O.:

1. I.P.O. No. :
2. Date :
3. Payable at : Guwahati.

12. LIST OF ENCLOSURES:

As stated in the Index.

Ades

17

VERIFICATION

I, Sri Amal Das, aged about years, son of, resident of Vill- Kalair Band (Das Basti), P.O. Badarpur Ghat, Dist.- Karimganj (Assam), do hereby solemnly affirm and verify that the statements made in paragraphs 1, 4.2, 4.3 to 4.9 are true to my knowledge and those made in paragraphs 2, 3, 4.1, 4.10 to 4.14 & 5 to 12 are also true to my legal advice and the rest are my humble submission before the Hon'ble Tribunal. I have not suppressed any material facts of the case.

And I sign on this the Verification on this the 5th day of May of 2004.

Signature.

Sri Amal Das.

7 set

- 13 -

Annexure - 1.

To

max 03/1/02

VB

Sri Anil Das

S/o. Sri Anil K. Das

You are hereby temporarily appointed as
DBR operator of max Station as per order of
DDM/LMG on this day of 3rd January 2002

The key of D. G. Room with one Barrel of
D. G. oil will remain under your custody henceforth.

est

Smt/max

03/1/02

स्टेशन मास्टर

STATION MASTER

GO. A. P. C. DISTRICT

N.T.

150

Attested
Room
Adv.

MIA/11/12

1.4

Annexure - 2 (copy)
08-02-2002

SE/E/BPB.
NFR/4

05/02(DotM) 0

Sending herewith Sm Amoz DAS Operations
to ask you to enable to collect D/L and Mobile
(60+15) Ltrc respectively and ^{sign} totally entrusted to that
person at most urgent 0
This will PO in 11 in favour of
Sm Amoz DAS by 856 AM if alert and back by 856 AM
08-02-2002 0 From 10m to B.P.B. & back 0

08/02/2002
SS/Mhaz

Alerted
upon
Adv.

-15-

- MEX/INT -

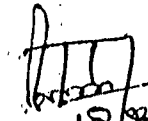
18-02-2002

9

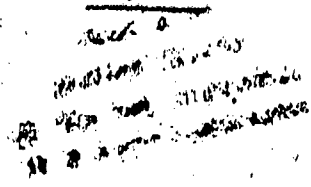
MEX/02-12/02 (D6/01) 10

SE/E/BPB
MEX/02

Gen Amel DAV to Sending him into DE Department
DE other ADV about totally exhausted. ENSILE 0
This with PO m-14 by 8560N/8550N to this to
BFB and back 0


18/02/2002

- SS/MEX -



Attended
Adv

27. 11/5/02

21

27/5/02

To, Armat Das
DA Operation / Max
of SSE/ECL/BPB

Please arrange to supply 60 Ht D/Oil for DBI
fuel at Max 3th through Armat on DA Operation / Max

P.O. in India & Low by 500 on Ex Max to BPB
and back to Max on date.

27/5/02
Max

Attended
Don
Adw /

No - 8 * 1 / 02

Date - 30.08.02 Through

Shri Anand Das. D.O. Operator : MGR

N. F. R. - 6/24, 8301/824(A) - July '86 - 9, 100x200 Lvs.

18-1319

ISSUE NOTE

ISSUE NOTE

INDENTOR MGR		CONSIGNEES MGR		DEPOT / FORWARD MGR		DATE 03.08.02	
CONSIGNEE CODE		ALLOCATION		QUANTITY ISSUED IN WORDS 5 L.C.			
REQUISITION NO.		DATE					
DESCRIPTION MGR		P.L. NO.		Category		UNIT CODE	
		UNIT		Rate Rs.		P. P.	
		51		No. of Packages		WAGON No.	
				R. R. NO.		DATE 03.08.02	

स्वाक्षर/Signature

INDENTING OFFICIAL

APPROVING OFFICER

ISSUING OFFICIAL

RECEIVING OFFICIAL

Attested
H.M.

Supply to SM/Mfx
 vide memo no - Mfx/7-1/02 dt 02-7-02.
 Through Train Adm. Div. 06. 1319

to रेलवे/N. F. Railway

N. F. R.-6/24, 8301/824(A)-July, '86-9, 100x200 Lvs.

पृष्ठ सं. D. CODE

प्रमाण पत्र/ISSUE NOTE

मांगकर्ता/INDENTOR SM/Mfx		प्राप्त/CONSIGNER SM/Mfx		आवंटन/ALLOCATION SS/Elect/BPO EL/59 02-7-02	
परिषिद्धी कूट/CONSIGNEE CODE		दिया गया परिमाण शब्दों में/QUANTITY ISSUED IN WORDS 60 Lts. (Sixty Lts.)			
मांग पत्र सं०/REQUISITION NO.		तारीख/DATE			
विवरण/DESCRIPTION HSD/Oil		मूल्य सूची सं०/P. L. NO.		कोटि/Category	
		इकाई/UNIT		इकाई कूट/UNIT CODE	
		दर सं०/Rate Rs.		गठनों की सं०/No. of Packages	
		रेलवे रमोद सं०/R.R. NO.			

मांगकर्ता कर्मचारी
 INDENTING OFFICIAL

अनुमोदन करनेवाला अधिकारी
 APPROVING OFFICER

देनेवाला कर्मचारी
 ISSUING OFFICIAL

Attested
 Adv.

STAG

- 19 -

24

SUPPLY SM/MGX - vide MEMO

NO. MGX/6-2/02. Date-22.06.02.

Through - Shri - Amar Ch. Das DG. Sec.

PP. R-8/24/8301/824(X)-July. '86-9, 100x200 Lvs.

पत्र/8-1319

पत्रक क्र. CD. CODE

सी० रेलवे/N. F. Railway

निर्गम टिप्पणी/ISSUE NOTE

मांगकर्ता/INDENTOR SM/MGX	प्राप्तकर्ता/CONSIGNEES SM/MGX	दिवां/DI OT वार्ड/WARD BSE(Select) OPB	निर्गम दिवस/DATE Issue Note No. 21/57 22.06.02
प्राप्तकर्ता क्र./CONSIGNEE CODE	आवंटन/ALLOCATION	दिया गया परिमाण शब्दों में/QUANTITY ISSUED IN WORDS 60 LHS (Sixty) LHS	
मांग पत्र सं./REQUISITION NO.	तारीख/DATE 22.06.02		
विवरण/DESCRIPTION HSD 01	मूल्य सूची सं./P. L. NO.	कोटि/Category	इकाई क्र./UNIT CODE
	इकाई/UNIT 51	दर सं./Rate Rs.	पे०/P.
		गहरों की सं./No. of Packages	मूल्य सं./Value Rs
		रेलवे रसीद सं./R. R. NO	माल डिब्बा सं./WAGON No.
			तारीख/DATE 22.06.02

हस्ताक्षर/Signature

मांगकर्ता कर्मचारी
INDENTING OFFICIAL

अनुमोदन करनेवाला अधिकारी
APPROVING OFFICER

रसीद करनेवाला कर्मचारी
RECEIVING OFFICER

लेनेवाला कर्मचारी
RECEIVING OFFICIAL

Attested
Adv.

एस/S-1319

N. F. R.-6/24/8301/824(A)-July, '86-9, 100x200 Lvs.

पत्रक क्र. CD, CODE

निर्गम टिप्पणी./ISSUE NOTE

हस्ताक्षर/Signature

मांगकर्ता कर्मचारी
INDENTING OFFICIAL

अनुमोदन करनेवाला अधिकारी
APPROVING OFFICER

• देनवाला कर्मचारी
ISSUING OFFICIAL

लानेवाला कर्मचारी
RECEIVING OFFICIAL

Attended
12/20/88
Adv

- 21 -

26

Supply Sm / MGX - 6 - 10 / 02

40-24 / MGX - 6 - 10 / 02

THROUGH SHIP - MEMORANDUM

Indian Railway

N. F. R.-6/74/8301/024 (100) Rs. 2,100/- 200 L.

ISSUE NOTE

INDENTOR Sm / MGX	परेपत्री/CONSIGNEES Sm / MGX	डिपो/DEPOT बार्ड/WARD SSE (अवर) 3100	निम्न लक्ष्य/गो. माल/DATE Issue No. to No. 1 56 11.06.02
CONSIGNMENT CODE	आवंटन/ALLOCATION	दिया गया परिमाण शब्दों में QUANTITY ISSUED IN WORDS 60 LBS - (Sixty Lbs)	
ACQUISITION NO.	तारीख/DATE 11.06.02		
DESCRIPTION HSD Oil	मूल्य सूची सं०/P.L. NO.	कोटि/Category	इकाई कूट UNIT CODE
	इकाई/UNIT	दर सं०/Rate Rs.	पे०/P.
	गहरो की सं०/No. of Packages	दिया गया परिमाण अंकों में QUANTITY ISSUED FIGURE 60 LBS	
	रेलवे गरीद सं०/R. R. NO.	मूल्य सं०/Value Rs.	पे०/P.
	51	माल टिब्बा सं०/WAGON No.	तारीख/DATE 11.06.02

प्रमाणित करनेवाला अधिकारी
 INDENTING OFFICIAL

अनुमोदन करनेवाला अधिकारी
 APPROVING OFFICER

दिलनेवाला अधिकारी
 ISSUING OFFICIAL

लनेवाला कर्मचारी
 RECEIVING OFFICIAL

Attested
Adm

To SEP (elective)

N-F-R / PRRB

MAN/8-1/02

Sending in Annual Day Per Operator

MAN to receive 05 Lohr DE Model for work this
 Fair will pass in Annual Day by 8:50 am of 2/8/02
 to PRRB + leave to MAN by 3:55 pm of 02/8/02
 in and clear.

[Signature]
 Supt. MAN
 02/8/02

Attended
 upon
 Adv

Stamp:
 02/08/02
 02/08/02
 02/08/02

28

DT 11/7/2002

SS/MGV

The following species are available in my generation room.

- ① There are three barrel
- ② Two big size gallon + two small size
- ③ one tin
- ④ one ceiling fan
- ⑤ 40 lbs blood

Your information.

12/01/1945
Sri Amal Das

Attested
Room
Adm

24
N. F. RLY.

Annexure-3
OFFICE OF THE
DRM(O)/LMG.
DT/- 27.08.02.

NO.T/MISC/LM/59/A.

To SS/MGX.

S-are and direct Shri Anil Das, & Smt. Purni Malakar to attend ACM/LMG's Chamber on 12.09.2002 in connection with DAR Enquiry (Major Memorandum) against Shri Swapan Kumar Chakraborty, SM/MGX.

- For DRM(O)/LMG. -

COPY TO :

- 1). Shri Anil Das, DG Set Operator/HQO
C/O - Anil Ch. Das. P.O.-Harangajao N.C. Hills.
- 2). Smt. Purni Malakar, C/O.- Nani Gopal Malakar
P.O.- Harangajao Bazar, N.C.Hills.
- 3). ACM/LMG for information Please.

27/8
- For LRM(O)/LMG. -

Attested
near
Adv.

- 25 -

Annexure - 4

dt. 10/9/02

Max/9-8/02

To,

Shri Anant Das, DGI Set Operator / UAS
C/ DDM(0) LML.

You are hereby span & directed to LML Vice
DDM(0) LML on Dow no. T/MISE/LML/59/A. dt. 27/08/02 to
attend ACM/LML's Chamber on 12-9-2002 in connection with
DAR Enquiry (Major Memorandum) against Shri Swapan
Kumar Chakraborty Sm/da.

P.O. in And LML by set up Pan for Max to LML
dt. 10/9/02

10/9/02

10/9/02

Attested
K. An
Adv.

H. F. R.Y.

Annexure - 5

NO.T/MISC/LM/50/A.

OFFICE OF THE
DM(O)/LMG:
DT: 12/03/02.

To
Shri Amal Das
and Sat. Rana Malakar.

You are hereby spared to MGX after giving witness for
DAR Enquiry against Shri S. K. Chakraborty, SM/MGX at ADM/
LMG's Chamber.

PO. in IInd Class by Cacher Exp. (530111) on 12/03/02
Ex. LMG to MGX.

~~Copy to~~
Copy to : SM/MGX for information.

For DM(O)/LMG.

For DM(O)/LMG.

Attested
H. F. R.Y.
Adv.

To
The General Manager (P)
N.F. Railway,
Maligaon.

Date : 28/10/2003

Sub :- Appeal for regular absorption of my service.

Respected Sir,

With due respect I beg to lay the following few lines for your kind consideration and necessary action.

That sir, on 3.1.2002 I got my recruitment as D.G. Operator under Station Master, Mailongdisha (MGX) Station, N.C.Hills, (Assam). In this connection, it is pertinent to mention here that DRM, N.F.Railway, Lumding, once visited the said MGX station and the Station staff requested him for providing electricity and a School for their welfare. Pursuant to such request, a D.G.Set and a School was established. In this School, a local lady got her appointment as Asstt. Teacher and against the D G Set I was recruited as a D.G. Operator. I continued there for about one year but I have not been paid my salary. It is worth mentioning here that due to flood, the electricity could not be restored for several years in the station complex of MGX and as such to provide essential electricity D.G. set has been installed. In fact at that relevant point of time there were no body competent/expert to handle the same and as such my service was necessary. In fact, I took formal training for about 1(one) month for such operation and I continued to perform duty.

That sir, a D A R proceeding was initiated against the Station Master of MGX station as the appointment of that lady teacher was not as per Rules. For appointment of Asstt. teacher there are certain procedure, whereas in case of appointments like my one, no such Rules is prescribed. But the MGX station Master to save his service terminated /discontinued my serving along with the teacher w.e.f. 10.09.2002. In fact my appointment was not dehorn the Rules and since there has been a regular need of my service, I could have been adjusted against any such post in Group 'D' Category. Apart from that as per Rules contained in I R E M, my service is required to be converted as temporary status mazdoor.

Attested
w.s.
Adm

Contd...P/2.

P/2

That sir, inspite of all, my service was terminated without affording me any opportunity of hearing. It is pertinent to mention here that I have not been paid my salaries w.e.f. 3.1.2002 to 10.9.2002 for the service rendered by me as D.G. Operator.

In view of the above I am earnestly request your honour and to pay my salary w.e.f. 3.1.2002 to 10.9.2002 and to grant temporary status.

With best regards.

Yours' faithfully.

(Amal Das)
Vill-Kalair Bond (Das Basti)
P.O. Badarpur Ghat - 788 803
Distt : Karimganj (Assam)

Yours faithfully,

Amal Das.

Distt : Karimganj, Assam.

Attested
wom.
Adv.

TO

DRM/LMG
N.F.Railway.
.....

Dt... 16/5/2002.

Sub :- Emoluments.

Respected Sir,

With due respect, I beg to inform you that as per your order SM/MGX has temporarily appointed me as DG Set operator at MGX station since 3rd December 2001 and I have been discharging my duties with full satisfaction of S.M. But sorry to inform you that till date I have not been paid my emoluments.

In view of the above, I therefore pray to your honour to kindly look into the matter and extend your sympathetic consideration so that I may be paid emoluments as admissible for the services as I rendered and also I will continue the same for future also.

Thanking you.

Yours faithfully,

Sri Amal Das.

(AMAL DAS)

Working as DG set Operator
at MGX Station.

Copy to :- i) Sr.DEE/LMG
ii) Sr.DSTE/LMG
iii) DRM(P)/LMG

For their kind information
and necessary action.

*Forwarded to DRM/LMG for
Kind disposal please. Sri Amal
Das has been winning upto rest
+ brings D.G. or/ from PRRS AET
office. amks. 16/5/02*

(Amal Das)

=====

Attested
H.M.
Adv.

दोनों ओर से हस्त लिखित
Use both sides if required

पु. सी. रेलवे
N. F. Railway

पार. सी. सी. एल. / R. B. G. I. J.
पु. सी. सी. / N. F. G. 49

नं०/No. _____ तारीख/Date 01/8/02

सेवा से/From SM/MGR सेवा से/To DRM/LMG

विषय/Sub: N. F. Rly
संबंध/Rel: Payment of Final ~~to~~ Don

DR Operator + Kuru Malakar teacher

Honble Sir, Sir, I am Sir 3/1 to Sir
Ch Don (DR Operator / ~~to~~) has been
serving since 03-1-02 + End Kuru
Malakar (Teacher as appointed by Sec-
retary, Kuru Malakar Organisation) since 10-6
02. I am Sir 3/1 to Sir yet
for this day / ~~to~~ arrangement
to do it ~~to~~ ~~to~~.

Attested
Wson
Adv

Signature
SM/MGR
01/8/02

DRM
DRM
DRM