

50/100

3

CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH
GUWAHATI-05

(DESTRUCTION OF RECORD RULES, 1990)

INDEX

✓ O.A./T.A No. 124/2004.....

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

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

1. Orders Sheet O.A. 124/2004.....Pg.....1.....to.....2.....
2. Judgment/Order dtd. 14/09/2004.....Pg.....1.....to.....2..... *rejected*
3. Judgment & Order dtd.....Received from H.C/Supreme Court
4. O.A. 124/2004.....Pg.....1.....to.....21.....
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.)

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

ORDER SHEET

124/04

Org. App. / Misc Petn / Cont. Petn / Rev. Appl.

In O.A.

Name of the Applicant(s) .. Pradip Kr. Barik

Name of the Respondent(s) .. U. O. P. Gony

Advocate for the Applicant .. Alok Kumar

Counsel for the Railway/case

OFFICE NOTE

DATE

ORDER OF THE TRIBUNAL

25.5.2004

This application is in form
is filed in the form of
deposited vide
No. 119389426
Dated 25.5.04

Dy. Registrar

Heard Mr. A. Ahmed, learned
counsel for the applicant.

The application is admitted, call
for the records. Issue notice to the
parties, returnable on 26.5.2004.

25.5.2004

25.5.2004

Pass over. List on 26.5.2004 for
admission.

Steps taken with
envelops.

mb

Member (A)

26.5.2004

Since the Learned Central
Government Standing Counsel for the
respondents is on leave list on
16.6.2004 for admission.

mb

Member (A)

O.A.124/2004

16.6.2004 Present: The Hon'ble Smt. Bharati Roy
Member (J).

The Hon'ble Shri K.V.Prahladan
Member (A).

No representation. Post on 17.6.
2004.

K.V. Prahladan
Member (A)

B
Member (J)

bb

17.6.04.

Present: The Hon'ble Mrs.
Bharati Roy, Judicial Member

The Hon'ble Mr.K.V.Prahladan, Admini-
strative Member.

The learned counsel prays
for adjournment on the ground that
his ^{senior} sr. is not well. The matter be
listed before the next Division Bench.
Let this case be listed before the
Division Bench. In the meantime, the
counsel for the respondents may file
counter reply within three weeks.
The applicant may also file rejoinder
if any, within two weeks.

NO counter has been
filed -

NS
13/9/04

K.V. Prahladan
Member(A)

B
Member(J)

lm

14.9.2004 Present: The Hon'ble Mr. Justice R. K.
Batta, Vice-Chairman.

The Hon'ble Mr.K.V.Prahladan
Member (A).

Heard learned advocates for
both the parties.

Judgment delivered in open
Court, kept in separate sheets.

The application is rejected
in terms of the order at the
admission stage itself. No costs.

K.V. Prahladan
Member (A)

R
Vice-Chairman

Received copy of
the order dated
14.9.2004.

Jeeli Gogoi
20.9.04
(For the Respondents)

bb

17/9/04
Copy of the order
has been sent to
the office for
issuing the same
to the applicant as
well as to the
respondents. Rly.
Standing Counsel.

NS

CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH

O.A./~~XXXX~~ No. 124 of 2004

DATE OF DECISION 14.9.2004.

Shri Pradip Kumar Banik.....APPLICANT(S)

Mr. Alok Verma.....ADVOCATE FOR THE
APPLICANT(S).

-VERSUS -

U.O.I. & Ors.....RESPONDENT(S)

Mr. B.C. Pathak, for Railways.....ADVOCATE FOR THE
RESPONDENT(S).

THE HON'BLE MR. JUSTICE R. K. BATTAL, VICE CHAIRMAN.

THE HON'BLE MR. K. V. PRAHLADAN, ADMINISTRATIVE MEMBER.

1. Whether Reporters of local papers may be allowed to see the judgment ?
 2. To be referred to the Reporter or not ?
 3. Whether their Lordships wish to see the fair copy of the Judgment ?
 4. Whether the judgment is to be circulated to the other benches ?
- Judgment delivered by Hon'ble Vice-Chairman.
- Yes
No

5

CENTRAL ADMINISTRATIVE TRIBUNAL, GUWAHATI BENCH.

Original Application No. 124 of 2004.

Date of Order : This, the 14th Day of September, 2004.

(At admission stage)

THE HON'BLE MR. JUSTICE R. K. BATTA, VICE CHAIRMAN.

THE HON'BLE MR. K. V. PRAHLADAN, ADMINISTRATIVE MEMBER.

Shri Pradip Kumar Banik
S/o Late Haridas Banik
Sr.Clerk/SSE(P.Way)Hill
P.O: Lumding, Dist: Nagaon
Assam.

. Applicant.

By Advocate Mr.Alol Verma.

- Versus -

1. Union of India
Represented by the General Manager
N.F.Railway, Maligaon
Guwahati-11, Assam.
 2. Chief Personnel Officer
N.F.Railway, Maligaon
Guwahati-11, Assam.
 3. Divisional Railway Manager(P)
N.F.Railway, Lumding.
 4. Shri Hareswar Dewry
 5. Shri Rajani Kr.Das
 6. Shri Milan Saikia
 7. Shri Dilip Kr.Dutta
 8. Shri Sheo Sambhu Prasad
 9. Shri Maran Ch.Nath
 10. Shri Uma Sankar Bhattacharjee
 11. Shri Debajit Acharjee
 12. Shri Ranjit Kr.Das
 13. Smti. Aparna Chakraborty
 14. Shri Parimal Kanti Lodh
- All serving in the Office of DRM(P), Lumding,
Dist: Nagaon, (Assam).

Mr.B.C.Pathak, Advocate for Railways.



Contd./2

O R D E R (ORAL)


R.K.BATTA, (J).V.C.:

We have heard Mr.Alok Verma, learned advocate for the applicant and also Mr.B.C.Pathak, learned advocate for the Railways.

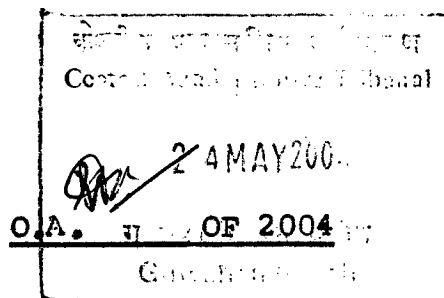
2. The applicant seeks to challenge seniority list published on 14.7.1993 seeking directions that his seniority should be counted from 16.3.1987 when he was promoted on adhoc basis to the post of Jr. Clerk. When we confronted the learned advocate for the applicant to explain the delay of more than ten years in approaching this Tribunal, it was submitted that the applicant had filed representation for the said purpose and the matter was also taken up by employees union. He was unable to place before us any such written representation made by the applicant for the correction of the seniority list published on 14.7.1993 or any other documents to show that the matter was infact pursued by the union for the past ten years. In the garb of order dated 2.9.2003 what the applicant seeks to challenge is, infact order dated 14.7.1993 which cannot be permitted.

3. The application suffers from grave latches and seeks to unsettle the seniority which had attained finality by publication of seniority list dated 14.7.1993. We, therefore, do not find any merit in this petition and the petition is summarily rejected.

There shall be no order as to costs.


(K.V.PRAHLADAN)
ADMINISTRATIVE MEMBER


(R.K.BATTA)
VICE CHAIRMAN



Sri Pradip Kumar Banik

- Versus -

U.O.I. & Others

SYNOPSIS : -

The applicant was recruited in Grade-IV in the year 1979. He was selected through Selection held in 1984 from Grade-IV Staff of Engineering Department for promotion to Grade-III specified post of Clerk (G) against 331/3% promotion Quota. The applicant was promoted on adhoc basis as a Junior Clerk (G) by office order No. 17 of 1987 for a period of 12 months and the adhoc-promotion continued by subsequent orders.

The written test was held in 1984 and the applicant was qualified in that. He was promoted (adhoc) in 1987 (joined on 16.3.1987) but Viva-Coce was held on 25.12.87 and result of the Viva-Voce test was declared on 6.4.1988. The DRM(P) N.F. Rly. Lunding issued office order No. 104 of 1993 dated 31.3.93 showing promotion on regular measure w.e.f. 1.1.1991 as Junior Clerk. The applicant submitted representations to the respondent No. 3 praying for regularisation w.e.f. 16.3.1987.

The Respondent No. 3 instead of correcting the date published the Seniority list on 14.7.93 of Junior Clerk, wherein the applicant was marked as Sl. No. 25. Thereafter on 12.11.2003 a copy of provisional seniority list was received by the applicant in which his position is at Sl. No. 33. From the list it appears that applicant's

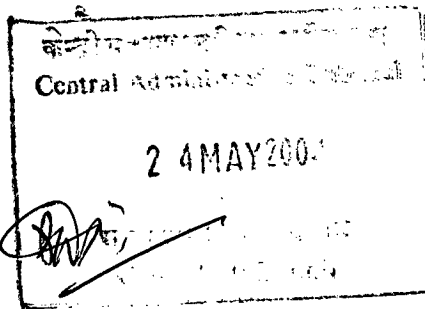
Contd...2.

joining date of 16.3.87 has not been taken into consideration as a result his juniors have been shown senior to him.

The applicant's prayer in this O.A is to direct the respondents to fix his seniority from the date of his promotion (ad-hoc) to the post of Junior Clerk w.e.f. 16.3.1987.

LIST OF DATES

- 1979 : The applicant was recruited in Grade-IV.
- 1984 : The applicant was selected through Selection from Grade-IV Staff of Engineering Department for promotion to Grade-III specified post of Clerk (G) against 331/3% promotion quota.
- 16.3.87 : Joined on Ad-hoc promotion. *as Jr Clerk*
- 25.12.87 : ~~xxxx~~ Viva-Voce test was held.
- 6.4.88 : Result declared.
- 31.3.93 : Showing promotion on regular measure w.e.f.
1.1.91 as Junior Clerk (G).
- 14.7.93 : Seniority list of Jr. Clerk (G) of Lunding Division as on 1.4.93.
- 12.11.2003 : Applicant received a copy of provisional seniority list of Sr. Clerk (G) issued by the DRM(P) LMG under No. E/255/1(C)/LM(E) dated 2.9.03.



Filed by -
A. K. Verma
Advocate
24/5/04

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

GUWAHATI BENCH ::: GUWAHATI

(An Application under Section 19 of the Administrative -
Tribunal Act, 1985)

Title of the Case : O.A. NO. 124 /2004

Shri Pradip Kumar Banik : Applicant.

- Versus -

Union of India & Ors. : Respondents.

INDEX

Sl. No.	Annexure	Particulars	Page No.
1.	-	Application	1 to 9
2.	-	Verification	10
3.	A(series)	Copy of office order No. 17 of 1987 and No. 13 of 1990.	11, 12
4.	B	Copy of office order No. 104 of 1993.	13, 14
5.	C	Copy of Seniority List dated 14.7.1993.	15 - 18
6.	D	Copy of Seniority list dated 02.09.2003.	19, 20
7.	E	Copy of the letter dated 02.09.2003.	21
&##			

Date

Filed by

A. K. Verma
Advocate.

Pradip Kumar Banik.

10
Filed by:-
Atish Verma,
Advocate
24.5.04

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH ::: GUWAHATI.

O.A. NO. _____ OF 2004

BETWEEN

Shri Pradip Kumar Banik
Son of Late Haridas Banik
Sr. Clerk/SSE (P.Way) Hill,
P.O. Lunding, Dist. Nagaon
Assam.
..... Applicant.

- Versus -

1. Union of India

Represented by the General -
Manager, N.F. Railway, ,
Maligaon, Guwahati-11, Assam.

2. Chief Personal Officer,
N.F. Railway, Maligaon,
Guwahati-11. Assam.

3. Divisional Railway Manager (P),
N.F. Railway, Lunding.

4. Shri Hareswar Dewry.

5. Shri Rajani Kr. Das.

6. Shri Milan Saikia.

7. Shri Dilip Kr. Dutta.

Pradip Kumar Banik.

8. Shri Sheo Sambhu Prasad.
 9. Shri Maran Ch. Nath.
 10. Shri Uma Sankar Bhattacharjee.
 11. Shri Debajit Acharjee.
 12. Shri Ranjit Kr. Das.
 13. Smti. Aparna Chakravorty.
 14. Shri Parimal Kanti Loh.
- All serving in the office of ARM(P),
Lumding, Dt. Nagaon (Assam).
..... Respondents.*

DETAILS OF THE APPLICATION

1. Particulars of the orders against which the application is made.

The present application is directed against the order No. E/301/EU/PNM/2003 dated 02/09/03 issued by the Divisional Manager (P), N.F. Railway, Lumding rejecting the claim for ~~taxi~~ fixing correct seniority.

2. Jurisdiction.

The applicant declares that the subject matter of the application is within the jurisdiction of the Hon'ble Tribunal.

3. Limitation.

The applicant declares that the application is within the period of limitation under section 21 of the Administrative Tribunal Act, 1985.

(Pradip Kumar Banik)

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 and protections and privileges as guaranteed by the Constitution of India and Laws framed thereunder.

4.2. That the applicant was recruited in Grade-IV in the year 1979 and he was selected through selection held in 1984 from Grade-IV staff of Engineering Department for promotion to Grade-III specified post of Clerk(G) against 33 1/3% promotion quota.

4.3. That the applicant was promoted on adhoc basis as Junior Clerk(G) by Office order No. 17 of 1987 for a period of 12 months and the ad-hoc promotion was continued by subsequent orders like office order No. 13 of 1990 etc. and he joined on promotion (ad-hoc) on 16.3.1987.

Copy of office order No. 17 of 1987 and No. 13 of 1990 are annexed hereto and marked as Annexure -A (Series).

4.4. That though the Written Test was held in 1984 and your humble applicant was qualified in the Written Test and he was promoted (ad-hoc) in 1987 (joined on 16.3.1987), but viva-voce test was held on 25.12.87 and result of the viva-voce test was declared on 6.4.1988.

Rudip Kumar Banik

Contd.....

-4-

4.5. That the DRM(P) N.F. Railway, Lunding issued office order No. 104 of 1993 under No. E/283/3/LM (Promotion) dated 31.3.93 showing promotion on regular measure with effect from 1.1.1991 as Junior Clerk(G).

Copy of Office order No. 104 of 1993 is annexed hereto and marked as Annexure -B.

4.6. That your humble applicant passed the departmental examinations and has been working as Jr. Clerk since 16.3.1987 on ad-hoc promotion basis against existing vacancy and so it is wrong to promote him on regular measure w.e.f. 1.1.91 and immediately after getting the office order No. 104 of 1993, the applicant submitted representation dated 18.4.1993 to the respondent No.3 praying for regularisation w.e.f. 16.3.1987.

4.7. That the respondent No.3 instead of correcting the date, published on 14.7.1993 the seniority list of Jr. Clerk(G) of Lunding Division as on 1.4.1993 wherein the applicant was marked as Sl. No. 25 without assigning assing correct seniority vide DRM(P) LMG's L/No.E/255/1 ~~CO~~LM(E) dated 14.7.1993.

Copy of Seniority List dated 14.7.93 is annexed hereto and marked as Annexure -C.

4.8. That the applicant submitted representations to the respondent No. 3 praying for correction of seniority list published on 14.7.93 (Annexure -C).

Pradip Kumar Banik

Contd.....

-5-

4.9. That the Employees Union took up the matter of date of regularisation as well as Seniority List with the respondents and minutes was drawn deciding that seniority position will be reviewed from Shri Milan Saikia, clerk to downwards on the basis of ad-hoc service rendered by the applicant as Jr. Clerk.

4.10. That on 12.11.2003 the applicant received a copy of Provisional Seniority List of Sr. Clerk (G) issued by the DRM(P) LMG under No. E/255/1(C)/LM(E) dated 2.9.2003. From the list it appears that the applicant's position has been placed at Sl. No. 33.

Copy of Seniority List dated 2.9.2003 is annexed hereto and marked as Annexure-D.

4.11. That from the Seniority Lists of Jr. Clerk as well as Sr. Clerk it has become evident that the applicant's joining date of 16.3.1987 was not taken into consideration for the date of regularisation as Jr. Clerk and also seniority and in consequence his Juniors have been shown senior to him.

4.12. That the DRM(P), N.F. Railway, Lunding issued letter to All Branch Manager of Lunding, Division, All Cadre Section of Sr. DPO's Office, Sr. DEN/MLG, MS/BPB, CDO/GHY giving copy to convener/NEREU/LMG on the minutes of 68th Permanent Negotiation Meeting (PNM) and Review PNM meeting

Pradip Kumar Barik

Contd.....

held between DRM/LMG and N.F. Rly Employees Union at Divisional level with reference to its office letter No. E/301/EU/PNK/2003 dated 10.6.2003 and 11.6.2003 under No. E/301/EU/PNM/2003 dated 02.09.2003 and demand of the union for correcting the seniority.

Copy of the letter dated 02.09.2003 is annexed hereto and marked as Annexure -E.

4.13. That the respondents Nos. 4 to 13 were direct recruits and respondent No.14 was promoted against 331/3% vacancies and they are Junior to the applicant.

4.14. That since the selection was conducted in 1984 for regular selection and the applicant was promoted (ad-hoc) w.e.f. 16.3.1987, so the seniority of the applicant should be counted w.e.f. 16.3.1987 to the post of Jr. Clerk instead of 01.01.1991 as treated by the respondents.

4.15. That on 12.11.2003 a copy of Provisional Seniority List of Sr. Clerk (G) covered under DRM(P) LMG's No. E/255/1(C)/LM(E) dated 02.09.2003 was received by the applicant, where from it is found that, the applicant's name was placed at Sl. No. 33.

4.16. That from the Provisional Seniority List published on 2.9.2003 it is seen that the DRM(P) LMG did not show the joining date of the applicant as Jr. Clerk in the column of date of appointment, though he joined on 16.3.1987 and also

Pradip Kumar Banik

did not correct the seniority position of the applicant to the post of Jr. Clerk as well as Sr. Clerk, whereas his juniors were shown as senior to him, whereas they joined as Junior Clerk after 16.3.1987.

4.17. That now cadre restructuring to be done as per Railway Board's letter No. PC/III/203/C/PC/6 dated 09.10.2003 and the Senior Staff will be upgraded from their existing cadre. If the seniority of the applicant is not corrected he will be deprived of getting higher post.

5. GROUND'S WITH LEGAL PROVISION :

5.1. For that on the reasons and facts which are narrated above the action of the respondents is prima facie illegal and arbitrary and is also violative of Article 14 and 16 of the Constitution of India.

5.2. For that the action of the respondents are ~~made~~ mala fide and illegal. As such the impugned order dated 02.09.2003 is liable to be set aside and quashed.

5.3. For that Hon'ble Supreme Court in Shri T. Vijayan and Others -Vs - Union of India & Others (2000(3) SLJ(SC) 325) held that ad-hoc promotion as per rule will count for seniority.

Rajiv Kumar Banik

Contd.....

6. DETAILS OF REMEDIES EXHAUSTED.

That there is no other alternative and efficacious remedy available to the applicant as he exhausted all the remedies available to him.

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

The applicant further declares that he has not filed previously any application, writ petition or suit in respect of the subject matter of the instant application before any other Court, authority or any other bench of this Hon'ble Tribunal 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 prays that Your Lordships be pleased to admit this application and records be called and after hearing both the parties the Hon'ble Tribunal be pleased to direct the respondents to give the following reliefs :

8.1 To direct the respondents to fix his seniority from the date of his promotion (ad-hoc) to the post of Junior Clerk w.e.f. 16.3.1987.

8.2. To set aside and quash the corrigendum No. E/301/EU/PNM/2003 dated 02.09.03.

Rajiv Kumar Banik

-9-

8.3. Cost of the application.

8.4. 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 this application the applicant prays for an interim order directing the respondents not to do cadre restructure now.

10.

11. PARTICULARS OF I.P.O.

I.P.O. NO. : 11 G 389426

Date of Issue : 17.5.04

Issued from : Head Post Office

Payable at : CAT, GUWAHATI

12. LIST OF ENCLOSURES :

As stated in the INDEX.

Verification.....

Pradip Kumar Barik

V E R I F I C A T I O N

I, Pradip Kumar Banik, son of Late Haridas Banik aged about 52 years, Sr. Clerk/SSE (P. Way) Hill, P.O./ P.S. Lumding, Dist. Nagaon, Assam, do hereby verify that the contents in paragraphs 4.2, 4.4, 4.6, 4.8 to 9 are true to my knowledge and paragraphs 4.3, 4.5, 4.7, 4.10, 4.12 are true to my information and I have not suppressed any material fact.

And I sign this verification on this 24th day of May, 2004.

Pradip Kumar Banik

Signature.

N. F. RAILWAY.

Office order No / 7 of 1987.

The following class IV staff are promoted as Clerk in scale Rs.260-400/-(RS)/950-1500/-(RP) on ad-hoc basis against the W/C posts of Sr.Clerk being down graded to Jr.Clerk for a period of 12 months provided in the Estimate No.20/CE of 86-87 (Traffic facilities works between IMG-BPB section) and posted under Dy. CE/Spl/LMG.

Sl No.	Name	Design & Station.
1	2	3

S/Shri.

1. Smaran Kr.Bhowmick. G/Man under PWI/DMV.
2. Ashutosh Bhattacharjee. G/Man under PWI(P)/IMG.
3. Pradip Kr.Banik. Khalasi helper under IOW/S/IMG.
4. Parimal Kanti Lodh. -do- -do- IOW/WS/IMG.

Note :- (1) This has the approval of Dy.CE/Spl/LMG.

(2) Promotees should note that this ad-hoc promotion will not confer upon them any claim of continuity in the grade, seniority etc. They are liable to be reverted to their original post on expiry of sanction of the existing W/C posts.

(3) Promotion will take effect from the date of joining as Clerk under Dy.CE/Spl/LMG.

for D.R.M.(P)/Iunding.

No.E/283/3/IM(Promotion), dtd. / 3-3-87.

Copy for information and necessary action to:-

- 1) Dy.CE/Spl/LMG, XEN/ICW/LMG, DAO/IMG.
- 2) PWI/DMV, PWI/P/IMG AND IOW/WS/IMG, IOW/S/IMG. They are requested to spare the staff concerned to report to Dy.CE/Spl/LMG immediately under intimation to this office, spare copies for staff and P/cases are enclosed.
- 3) OS(W)/IMG, HC/EE/Bill. 4) Staff concerned, P/cases.

for D.R.M.(P)/Iunding.

'naha'
13387.

Attested

14/5/04

(A. DEB ROY)
Sr. C C S C

A T. Guwahati Bench

ANNEXURE-A

N. F. RAILWAY.

Office of the
Divisional Rly. Manager(P),
Luding.

OFFICE ORDER NO. 13 of 1990.

1. On expiry of existing sanction of the work charged post Shri Suman K. Sharma, Jr. Clerk (ad-hoc) under IOW/DMV is allowed to continue as Clerk (ad-hoc) for a period of 12 months from 4.5.90 to 3.5.91 against the W/C post provided in the Estt. No. 20/CE of 86-87.
- ✓ 2. On expiry of existing sanction of the work-charged post Shri Pradip K. Banik, Jr. Clerk (ad-hoc) under DRM(W)/IMG is allowed to continue as Clerk (ad-hoc) for a period of 12 months from 16.3.90 to 15.3.91 against the W/C post provided in the Estt. No. 20/CE of 86-87.
3. On expiry of existing sanction of the work charged post Shri Parimal Kanti Lodh, Jr. Clerk (ad-hoc) under DRM(W)/IMG is allowed to continue as Clerk (ad-hoc) for a period of 12 months from 18.3.90 to 17.3.91 against the W/C post provided in the Estt. No. 20/CE of 86-87.
4. Shri Siba Prasad Lodh, Jr. Clerk under XEN(Spl)/IMG is allowed to continue as Clerk for a period 12 months from 16.3.90 to 15.3.91 against the W/C post provided in the Estt. No. 20/CE of 86-87.
5. Shri Mono Rajan Sarker, Jr. Clerk under XEN/Spl/IMG is allowed to continue as Clerk for a period of 12 months from 16.3.90 to 15.3.91 against the W/C post provided in the Estt. No. 20/CE of 86-87.

This has the approval of Sr. DEN.

[Signature]
for Divisional Rly. Manager(P),
N. F. Railway : : Luding.

No. E/283/I(C)/IM(E). dtd. 15.3.90.

Copy for information and necessary action to:-

1) DAO/IMG. 2) XEN/Spl/IMG. 3) EE/Bill at office. 4) OS/W/IMG.

✓ 5) Staff concerned. 6) P/case.

[Signature]
for Divisional Rly. Manager(P),
N. F. Railway : : Luding.

Incha!
14390

[Signature]
14/5/90
(A. DEB ROY)
Sr C G S. C
Q. A. T. Guwahati Bench

ANNEXURE B

2/4/93

Annex = B

N. F. Railway.

Office Order No. 1993.

DRM(P)'s office
Luding, dated 21-3-93.

The following list of who have been selected for promotion to the post of Clerk/G against 33.1/35 quota from class-IV to class-III are hereby promoted as Clerk/G in scale Rs.950-1500/- on regular measure with effect from the date and place of posting as mentioned against each.

This is as per minutes of the joint meeting between DRM/LMG and both the Unions (NFRU & NFRMU) held on 11-12-86.

SN. Name & designation.

Date of regularisation as Clerk/G as approved by DRM.

Present place of posting.

S/Shri.

1. Himadri Bhushan Roy, G/Man now working as Jr. Clerk (Adhoc) under XEN/CON/LLBR. 10.1.89 PWI/LLBR.
2. Parimal Kt. Das, G/Man now working as Jr. Clerk (Ad-hoc) under IOW/DTC. 10.1.89 IOW/DTC.
3. Harakrishna Bhatta, G/Man now working as Jr. Clerk (Adhoc) under XEN/CON/DMR. 10.1.89 PWI/DMR as Store Clerk.
4. Subash Dasgupta, Khalasi now working as Jr. Clerk (Adhoc) under XEN/CON/SCL. 10.1.89 PWI/LLBR as Store Clerk.
5. Hrishikesh Goswami, G/Man now working as Jr. Clerk (Adhoc) under XEN/CON/LLBR. 10.1.89 IOW/DMR against a newly created post.
6. Ashutosh Bhattacharjee, G/Man now working as Jr. Clerk (Adhoc) under PWI/P/IMG. 10.1.89 PWI/P/IMG.
7. Madhu Kanti Chowdhury, G/Man now working as Jr. Clerk under AEN/GHY. 10.1.89 AEN/GHY.
8. Uma Sankar Bhattacharjee, Khalasi now working as Jr. Clerk under DRM(W)/IMG. 10.1.89 DRM/W/IMG.
9. Monoranjan Sarker, Khalasi now working as Jr. Clerk (Adhoc) under DRM(W)/IMG. 1.1.90 DRM/W/IMG.

Attended
14/5/04
(A. DEB ROY)
Sr C G S C
A. T. Guwahati Bench

Contd... P/No. 2.

13

14

10. Harindal Kanti Lodh, Khulsi now working as Jr. Clerk (ADHOC) under DRM(W)/IMG. 1.1.90 DRM/W/IMG.
11. Siba Prasad Lodh, Khulsi now working as Jr. Clerk (Ad-hoc) under DRM(W)/IMG. 1.1.91 DRM/W/IMG.
12. Pradip Kr. Banik, Khulsi now working as Jr. Clerk (Adhoc) under DRM(W)/IMG. 1.1.91 DRM/W/IMG.
13. ~~Sagar~~ Kr. Bhownick, G/Men now working as Jr. Clerk (Ad-hoc) under IOW/DMV. 1.1.92 IOW/DMV.

The above orders are issued to take immediate effect.

~~Created by: 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100~~
This has the approval of Competent authority.

for Divl. Rly. Manager (P)
N.F.Rly., Luding.

NS.E/283/3/IM (Promotion)

Dating, dated 31-3-93.

Copy forwarded to :-

1. DRM(W)/IMG, 2. PWI/LIBR, 3. IOW/DTC, 4. PWI/DMR, 5. IOW/DMA,
6. PWI/P/IMG, 7. XEN/GHY, 8. IOW/DMV, 9. XEN/CON/LIBR,
10. XEN/CON/DMR, 11. XEN/CON/SCL, 12. Dy.CE/CON/SCL,
13. Staff concerned 14. D/O/IMG, 15. S/Copy for P/Case.

16. G.S.(W)/L...

17. Gm (con) ...
Sd/- ...
Dated ...

for Divl. Rly. Manager (P)
N.F.Rly., Luding.

Attested

14/5/04

A. DEB ROY
Sr. C
G. A. P. Gowanati Beach

(15)

ANNEXURE - C

S. Pradip Kr. Baruah
ANNEX - IV
of the Div. Ry. Mans.

N. F. RAILWAY.

Provisional seniority list of Jn. Clerk-G (Rs. 950-1500) of Civil Engrg. Dept. LMG Division as on 1.4.93.

S/No.	Name & Station.	SC/ST	Dt. of birth.	Dt. of Acq. tt.	Dt. of promo- tion to the grade.	Cond. or offg.	(Length of for- tuous service.)	Remarks.
1								
2								
3								
4								
5								
6								
7								
8								
1.	Sri Nani Gopal Bhowal. GM/CON/MLG.	-	1.1.52.	29.7.33.	29.7.33.	Offg.	9 3 2	Promoted as Sr. Clerk in scale Rs. 1200-2040 & posted under DRM(W)/LMG vide DRM(P)/LMG's L/No.E/283/1(C)/LM dt 9.9.92. But he has not resumed yet.
2.	" Balu Ram Prasad. GM/CON/MLG.	-	25.1.47.	10.1.84.	10.1.84.	-do-	9 2 21	-do-
3.	" Nalini Chatterma. Dy. CLAC/Gopalpara.	-	1.3.61.	30.3.84.	30.3.84.	-do-	9 0 1	Promoted as Sr. Clerk in scale Rs. 1200-2040 & posted under DRM(W)/LMG vide DRM(P)/LMG's L/No.E/283/1(C)/LM dtd 16.12.91. But he has not resumed yet.
4.	" Milen Saikia. XEN/HGS. ST	-	12.8.59.	10.8.87.	10.3.87.	-do-	5 7 21	-
5.	" Rosanta Thakuria. DRM(W)/LMG.	-	1.4.60.	2.3.83.	2.3.83.	-do-	5 0 29	-
6.	" Dilip Kr. Dutta. IOW/WS/LMG.	-	5.1.66.	29.3.33.	29.3.83.	-do-	4 7 2	Comp. ground.
7.	" Himedri Bh. Roy. XEN/CON/LLBR.	-	1.5.43.	4.12.79.	10.1.89.	-do-	4 2 21	Promoted against to 33% quota.
8.	" Perimal Kt. Des. IOW/DTC.	SC	1.1.45.	4.12.79.	10.1.89.	-do-	4 2 21	-do-

Attended

(A) P. S. 3/84
Sr. C
A. T. Guwahati Bench

17

2nd ANNEX - C

:- 3 :-

1	2	3	4	5	6	7	8	9	10
22. Sri. Mohan Ch. Das, Wah DRM(W) / LMG.	1.4.70.	9.4.90.	9.4.90.	Offg.	2	11	22	-Comps. ground.	
23. Sri/Siba Prasad Lodh, DRM(W) / LMG.									
23. Monoranjan Rajbangshi. DRM(W) / LMG.	31.1.69.	19.4.90.	19.4.90.	-do-	2	11	12	-do-	
24. Sri Siba Prasad Lodh, DRM(W) / LMG.	1.4.47.	4.12.79.	1.1.91.	-do-	2	3	0	xxx Promoted against 331/3% quota	
25. Sri Pradip Kr. Banik, DRM(W) / LMG.	1.12.57.	4.12.79.	1.1.91.	-do-	2	9	20	-do-	
26. Sri. Namita Debnath, PWI/LFG.	10.3.69.	3.4.91.	3.4.91.	-do-	1	10	24	Comps. ground.	
27. Sri Anil Bhattacharjee, DRM(W) / LMG.	11.10.51.	11-12-79	14-10-91	Offg.	1	5	17	Posted as Jr. Clerk in scale Rs. 950-1500/- in terms of GM(P)/MLG's L/No.E/233/214(E) Loose dt 12.9.91 changing from the category of Carpenter Gr-III.	
28. Sri S.K. Bhowmick. IOW/DMN.	1.3.49.	4.12.79.	1.1.92.	-do-	1	2	10	Comps. ground.	
29. Sri Nikhil Ar. Das, IOW/BPB.	11.3.72.	21.1.92.	21.1.92.	-do-	1	2	10	-	

Attended
14/5/04

(A) DEB
Sr. C
A. T. Guwahati Bench

for D.R.M.(P)/LMG.

... 4 ...

29 (18)

ANNEX - C

No. E/225/1(C)/M(C) dtd. 14-7-03

Copy for information to:-

1. CE(P)/MLG.2.GM(CON/MLG) with 6 s/copies, Dey.CE/CON/Goalpara with one s/copy.
2. Staff concerned. Representation if any in regard to seniority position should be submitted to this office within one month from the date of publication of S/list. No representation will be entertained after stipulated period.
3. Genl.Secy.NFRMU/PNO with 10 s/copies.
4. Genl.Secy.NFREU/PNO with 10 s/copies.

for D.R.M.(P)/Lumding.

Attested
14/5/04
IA. DEB ROY
Sr. C. G. S.
O.A.T. Guwahati Bench

'Baba'
9793

20

19

12/11/03

ANNEXURE-D

ANNEXURE-D

29

PROVISIONAL SENIORITY LIST OF GR CLERK(G) IN SCALE RS.4500-7000/- OF
CIVIL ENGG. DEPARTMENT OF LMG DIVISION AS ON 01-4-2002.

Sl. No.	Name of the employee.	Community	Date of birth.	Date of Apptt.	Dt of promo. to the grade.	Confid./ Offg.	Remarks.
1	Pradip Kr. Chakraborty. under SEAW/KXJ	UR	6.1.64	20.10.84	16.4.90	Offg.	
2	Nelini Kanta Sarma under GM/ConMLG.	UR	1.3.61	30.3.84	16.12.91		
3	Smt. Anita Dutta, under DRMAW/LMG.	UR	31.1.62	1.4.91	1.4.91	Offg.	
4	Radha Raman Saha, under SEAW/BPB.	UR	30.6.47	11.6.70	20.5.92	Offg.	
5	Kajal Bindu Dey, under SE/P.Way/NOG at CPK.	UR	1.3.46	16.8.66/CL/CPC 13.4.71/Reg.	20.5.92	Confid.	
6	D.P. Dhar Chowdhury under DRMAW/LMG.	UR	10.10.47	13.4.71 as Khal.	20.5.92	"	
7	Mihir Rn. Sarkar under SE/P.Way/BPB.	UR	16.6.47	18.11.67/CL/CPC 13.4.71/Reg.	20.5.92	"	
8	Shyamal Kr. Das under SEAW/S/LMG.	UR	25.5.50	3.3.75	25.5.92	"	
9	Hareswar Deory (ST) under SE/P.Way/GHY.	ST	1.12.61	11.6.87	20.5.92	Offg.	
10	Rajanal Kanta Das (ST) under SEAW/HGS.	ST	1.4.62	11.6.87	25.5.92	"	
11	Milan Selkia (ST) under SE/P.Way/BXP.	ST	12.8.59	10.8.87	21.7.94	"	
12	Dilip Kr. Dutta under SEAW/WS/LMG.	UR	5.1.66	29.8.88	22.7.94	"	
13	Himadri Bh. Royd under GM/ConMLG.	UR	1.5.98	4.12.79	20.7.97	"	
14	Hare Krishna Bhatta under XEN/Con/LLBR.	UR	1.1.49	4.12.79	20.7.97	"	
15	Subhas Das Gupta under Dy.CE/Con/LMG.	UR	1.4.48	4.12.79	20.7.97	"	
16	Hrishikesh Goswami under SEAW/DMR.	UR	1.1.50	4.12.79	23.7.94	"	
17	Ranjit Kr. Das under SE/P.Way/GHY.	SC	10.8.65	4.8.89	19.10.94	"	
18	A.K. Baglari under GM/Con/MLG.	ST	1.1.61	23.7.65	16.7.96	"	
19	Bhupesh Das under GM/Con/MLG.	ST	17.57	7.4.86	16.7.96	"	
20	Abinash Bordoloi under SEAW/CPK.	ST	1.11.61	10.2.86	6.4.98	"	
21	M.K. Chowdhury under AEN/GHY.	UR	15.3.48	26.6.71/CL/CPC 4.12.79	21.11.97	"	
22	Uma Sanker Bhattacharjee under DRMAW/LMG.	UR	1.3.46	19.5.72/CL/CPC 4.12.79	20.11.97	"	
23	Debaljit Acharjee under SEAW/JID.	UR	4.6.60	27.2.89	28.11.97	"	

14/5/04
(A. DEB ROY)
Sr C G S C
O. A. T. Guwahati Bench

20

19

ANNEX-D

29

P/No (2)

24 Smt. Aparna Chakraborty under DRM/W/LMG.	UR	28.12.50	26.12.89	20.11.97	"
25 Monoranjan Garker under SE/W/N/LMG.	UR	22.3.47	4.12.79	20.11.97	"
26 Parimal Kanti Lodh under DRM/W/LMG.	UR	27.5.51	4.12.79	20.11.97	"
27 Sheo Sambhu Prasad under DRM/W/LMG.	UR	1.1.65	7.2.90	20.11.97	"
28 Moran Ch. Nath under DRM/W/LMG.	UR	1.4.70	9.4.90	20.11.97	"
29 Nikhil Ch. Das under AEN/BPG.	SC	11.3.72	21.1.92	24.11.97	"
30 Basanta Thakura under SE/W/MBG.	UR	1.4.60	2.3.88	5.5.2000	"
31 Ashutosh Bhattacharjee under SE/P.Way./P/LMG.	UR	13.9.50	4.12.79	3.5.2000	"
32 Siba Prasad Lodh under DRM/W/LMG.	UR	1.4.47	4.12.79	28.4.2000	"
33 Pradip Banik under SE/P.Way/H/LMG.	UR	1.12.51	18.7.71/CI/CPC 4.12.74 /Reg.	28.4.2000	"
34 L. Ad (ST) under SE/P.Way/DMR.	ST	26.4.67	24.5.89	6.11.2000	"
35 K.C. Sama under AEN/GHY.	UR	9.6.72	04.2.99/as RASM 3.11.2000/Clerk.	3.11.2000	"

[Signature]
for Dml. Rly. Manager(P)
N.F. Rly., Lumding.

No E/55/1(C)/LM(E).

Lumding, dated

02/19/2002

Copy forwarded for information and n/action to :-

1. Sr. DEN/ MG & XFN/Can/LI RP
2. Staff concerned. Representation if any, in regard to seniority position should be submitted to this office within one month from the date of publication of this seniority list. No representation will be entertained after the stipulated period.
3. Genl. Secy. NFRMU/PNO with 2 spare copies.
4. Genl. Secy. NFRMU/PNO with 2 spare copies.

[Signature]
for Dml. Rly. Manager(P)
N.F. Rly., Lumding.

[Signature]
14/9/04
(A. DEB ROY)
Sr. C. G. S. C.
A. T. Guwahati Bench

21

~~ANNEX~~ 30

CORRIGENDUM

ANNEXURE-E

N.F.Rly.

Office Of the
Divil.Rly.Manager (P),
Lunding, dtd: 02/9/03,

NO-E/301/EU/PNM/2003

TO

All Branch Manager of Lunding Division.
All Cadre section of Sr.DPO's Office.
Sr.DEN/MLG, MS/BPB, CDO/GHY

Sub:- Minutes of 68th PNM and Review PNM meeting
held between DRM/LMG and N.F.Rly. Employees
Union at Divisional level.

Ref:- This Office letter No.E/301/EU/PNM/2003
Dtd. 10-6-2003 and 11-6-2003.

Please refer the above minutes and incorporate the
following in page No. 18 against item No. 8/1/58

" From the records it revealed that the promotions
Jr.Clark/G of Shri Pradip Bank And 12 other
was regularised with effect from 1/1/1991 as per
joint minutes between DRM & both recognised Union
of 11-12-86 circulated vide DRM(P)/LMG's letter
No. E/283/LM(promotion) dtd: 31-1-1993, thus
seniority as claimed can not be given "

(Closed)

Instead of " That on discussed on 14-7-2003.

(N.K.Sutradhar)
APC/PC/Lunding.

for Divil.Rly.Manager (P),
N.F.Rly..Lunding.

Copy to:-1) Convener/NFREU/LMG for information please.

(A. DEB ROY for Divil.Rly.Manager (P),
Sr C.C.S. N.F.Rly. Lunding.

O A T. Guwahati Bench