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**CENTRAL ADMINISTRATIVE TRIBUNAL**  
**GUWAHATI BENCH**  
**GUWAHATI-05**

(DESTRUCTION OF RECORD RULES, 1990)

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SECTION OFFICER (Judl.)

Sahin  
08.11.17

FORM NO. 4  
(SEE RULE 42)  
CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH.

ORDER SHEET

Org. App/ Misc. Petn/ Cont. Petn/ Rev. Appl. 27/2004

In O.A. \_\_\_\_\_

Name of the Applicant(S) Suriya Begam

Name of the Respondent(S) Noters

Advocate for the Applicant Mr S. Sarma with U Das &

Counsel for the Railway/ C.G.S.C. B. Devi  
Care

OFFICE NOTE

DATE

ORDER OF THE TRIBUNAL

his appl. is to  
for a bel. \_\_\_\_\_

16.2.2004

Heard Mr. S. Sarma, learned counsel for the applicant and also Mr. A. Deb Roy, learned Sr. C.G.S.C. for the respondents.

The O.A. is admitted, call for the record.

Issue notice to the parties, returnable by two weeks.

List the case on 3.3.2004 for order.

Pendency of the O.A. will not stand in the way <sup>of the respondents</sup> in reviewing the termination order of the applicant.

Synopsis may be obtained

9470423  
3/11/04

*[Signature]*

*[Signature]*

16/2/04

pe. issue notice re per  
Cmts order dated 16/2/04.

bb

*[Signature]*  
Member

16/2/04

Notice & order dt. 16/2/04  
Sent to D/Section for  
issuing to respondent  
nos 1 to 4. vide D.No-284  
to 287 dt. 23-2-04

21  
O.A.27/2004

3.3.2004 List the case on 17.3.2004. On that day respondents will produce the relevant records relating to the termination of the applicant.

*K. V. Prahlada*  
Member (A)

bb

17.3.2004 List on 22.3.2004 for orders.

*K. V. Prahlada*  
Member (A)

No. reply has been filed.

mb

22.3.2004 List on 1.4.2004 for orders.

*K. V. Prahlada*  
Member (A)

*By*  
31.3.04

mb

1.4.2004 Present: Hon'ble Shri Kuldip Singh,  
Judicial Member

Hon'ble Shri K.V. Prahladan,  
Administrative Member.

No. reply has been filed.

Learned counsel for the respondents prays for some time to file reply. Time allowed. List it on 21.4.04 for orders.

*K. V. Prahlada*  
Member (A)

*K. V. Prahlada*  
Member (J)

nkm

27.4.2004 Four weeks time is allowed to the respondents to file written statement. List on 28.5.2004 for orders.

*K. V. Prahlada*  
Member (A)

No. WZ has been filed.

*By*  
27.5.04

mb

28.5.2004

Since Mr. A. Deb Roy, learned Sr. C.G.S.C. for the respondents is on leave, list on 29.6.2004 for orders.

*K. Prasad*  
Member (A)

mb

27.7.2004

Written statement has been filed List the case for hearing before the next Division Bench. In the meanwhile, applicant may file rejoinder, if any.

*K. Prasad*  
Member (A)

bb

17.9.2004 Present: Hon'ble Justice Shri R.K. Batta, Vice-Chairman

Hon'ble Shri K.V. Prahladan, Administrative Member.

Heard Mr U.K. Nair, learned counsel for the applicant and Mr A. Deb Roy, learned Sr. C.G.S.C. List for judgment on 22.9.04.

*K. Prasad*  
Member

*R.*  
Vice-Chairman

1 nkm

22.9.2004

The learned counsel for the parties are present. Judgment delivered in open court, kept in separate sheets. The application is disposed of, leaving the parties to bear their own costs.

*K. Prasad*  
Member

*R.*  
Vice-Chairman

nkm

13/7/04

W/s has been filed by the Respondents.

JS  
13/7/04

16.9.04

*S/R awaited*

*JS*

16.9.04

*Rejoinder submitted by the applicant.*

*JS*

*4/10*

4/10/04

*Copy of the judgment has been sent to the office for issuing the same to applicant as well as to the 4 advocates for the Respondent.*

CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH

O.A./XXX.No. 27 of 2004

DATE OF DECISION 22.9.2004

Smt Suriya Begum .....APPLICANT(S)

Mr S. Sarma, Mr U.K. Nair, Ms U. Das and  
Mrs B. Devi .....ADVOCATE FOR THE  
APPLICANT(S).

-VERSUS -

The Union of India and others .....RESPONDENT(S)

Mr A. Deb Roy, Sr. C.G.S.C. ....ADVOCATE FOR THE  
RESPONDENT(S).

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

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH

Original Application No.27 of 2004

Date of decision: This the 22nd day of September 2004

The HOn'ble Justice Shri R.K. Batta, Vice-Chairman

The Hon'ble Shri K.V. Prahladan, Administrative Member

Smt Suriya Begum  
Wife of Md. Fazlul Haque,  
Resident of Village- Dorgshpur,  
P.O.- Vella, District- Barpeta,  
Assam.

.....Applicant

By Advocates Mr S. Sarma, Mr U.K. Nair,  
Ms U. Das and Mrs B. Devi.

- versus -

1. The Union of India, represented by the Secretary to the Government of India, Ministry of Communication, Dak Bhawan, New Delhi.
2. The Chief Post Master General, Department of Posts (Assam Circle), Meghdoot Bhawan, Guwahati.
3. The Superintendent of Post Offices, Department of Posts, Nalbari-Barpeta Division, Nalbari.
4. The Sub-Divisional Inspector of Posts, Department of Posts, Barpeta Sub-Division, Barpeta.

.....Respondents

By Advocate Mr A. Deb Roy, Sr. C.G.S.C.

.....

O R D E R (ORAL)

BATTA. J. (VICE-CHAIRMAN)

The applicant was appointed to the post of Safaiwala on part time basis vide order dated 16.10.1990 and she took charge of the same on 22.10.1991. The applicant continued to discharge her duties till her services were terminated vide impugned order dated 27.1.2004 (Annexure-4) which is the subject matter of challenge in this application. According to the applicant,



termination of her services is illegal inasmuch as her services could not be terminated on the ground mentioned therein without affording reasonable opportunity of hearing. According to her, instead of regularising her services under the departmental scheme, the respondents have chosen to terminate her services by casting stigma. The applicant, therefore, prays for quashing of the impugned orders and reinstatement with full back wages and also direction to regularise her under the scheme.

2. The respondents' stand is that the applicant was engaged for sweeping for three hours in a day. The husband of the applicant was placed on put-off duty (suspension) with effect from 9.7.2003 and disciplinary proceedings have been initiated against him under Rule 10 of the GDS (Conduct and Employment) Rules, 2001 for misappropriation of an amount of Rs.1,02,650/- which was collected by him from the depositors. According to the respondents, the applicant had supplied some official documents without the knowledge of the Postal staff working there to her husband which were produced by her husband during enquiry by preparing some false money receipts. The respondents further contend that the Sub Post Master, Bhella, denied his signature appearing on those receipts produced by the husband of the applicant and in case the receipts were prepared by the husband of the applicant during the duty period, the same being official documents should have been kept in office. According to the respondents, the presence of the applicant in the office where departmental proceedings are being conducted against her husband would be undesirable for safety and security of Government documents as well as for wider public interest. As such



her services were terminated to safeguard the Government records. According to the respondents, the applicant was working only for three hours in a day and was not entitled to regularisation. It is also the case of the respondents that the applicant has not exhausted remedies available in accordance with law nor she has filed any representation against the termination order and as such the application should be dismissed.

3. Mr A. Deb Roy, learned Sr. C.G.S.C. has submitted before us that the applicant has not exhausted remedies available to her and in terms of Section 20 of the Administrative Tribunals Act, 1985 the application in question should not be entertained and the applicant should be directed to exhaust the remedies available to her. In this respect, Mr U.K. Nair, learned counsel for the applicant, has submitted before us that the applicant had, in fact, visited the office of the respondents with a prayer to consider her case for modifying the said impugned order and in the facts and circumstances of this case the applicant had no other alternative but to approach this Tribunal. The applicant has not given any details as to when she visited the office and whom she had already represented.

4. The learned counsel for the applicant has further submitted before us that there are no rules governing casual labourers in respect of departmental proceedings and following the general principles, the authority who can look into the dismissal would be higher authority <sup>above</sup> than the appointing authority which in the case under consideration would be Divisional Superintendent of Post Offices inasmuch as the appointing authority of the

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applicant was Sub-divisional Inspector of Posts who is subordinate to Divisional Superintendent of Post Offices. According to him, it would be a futile exercise to direct the applicant to make a representation to the Divisional Superintendent of Post Offices since the affidavit in this case has been filed by the Superintendent of Post Offices of the Division himself. He, therefore, contends that the Tribunal should entertain this application under Section 20 in view of the above facts of this case. In this respect learned Sr. C.G.S.C. urged that the affidavit was filed by the Superintendent of Post Offices since he was a party respondent, but he can very well look into the grievances of the applicant afresh in spite of the affidavit filed in this proceedings and that the Tribunal should not entertain this application.

5. Section 20 of the Administrative Tribunals Act, 1985 lays down that the Tribunal should not ordinarily admit an application unless it is satisfied that the applicant had availed of all the remedies available to him under the relevant service rules as to redressal of grievances. Thus, the normal rule is that the Tribunal shall not entertain an application unless the applicant has availed of all remedies available to him/her under the relevant service rules, but in exceptional circumstances or where the facts and circumstances justify, this Tribunal has discretion to entertain applications even where the applicant has not availed of the remedies available under the relevant service rules. We have to bear in mind and there is no dispute on this issue that there are no service rules governing departmental proceedings in so far as casual labourers are concerned. we may point out that normally, the question of

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departmental proceedings may not arise against casual labourers in view of the terms of their appointment which can be terminated without any notice and in the instant case also the appointment order of the applicant shows that her services can be terminated without any notice. Insofar as termination plain and simplicitor is concerned the position may be different, but when the termination order is stigmatic in nature, it is necessary that a person should not be condemned unheard. In orders which are stigmatic in nature, it is necessary that principles of natural justice and bare minimum show cause notice be issued so as to have the stand of the employee before termination of his services. Depending upon the facts of each case departmental enquiry may not be required in the case of a casual labourer in view of the very nature of the appointment which is terminable without any notice, but at least a show cause notice is required to be issued. In the case under consideration no show cause notice was issued and the services were terminated by the appointing authority, namely Sub-divisional Inspector of Posts. Though there are no departmental rules on the subject, as per general principles the remedy or representation could be availed against the order of the dismissal by the appointing authority to the next authority in hierarchy which is Divisional Superintendent of Post Offices. It is no doubt true that the applicant herself joined the Superintendent of Post Offices as party respondent, but the Superintendent of Post Offices could have taken preliminary objection that a representation could be filed before him which could be looked into by him, but in this case the Superintendent of Post Offices has opposed the application and has prayed for dismissal of the same which

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has been verified by him. In this set of facts it will be too much to send the applicant to the Superintendent of Post Offices for making a representation inasmuch as he has already taken a view while filing the affidavit which has been duly verified by him. Therefore, we are inclined to entertain this application and the objection raised by the learned Sr. C.G.S.C. on this score is rejected.

6. We have already stated above that at least a show cause notice should have been issued to the applicant before passing the stigmatic order of termination which reads as under:

"You are hereby Terminated from services of part-time safaiwala, Bhella S.O. with immediate effect in order to maintain secrecy in the process of enquiry proposed to hold by undersigned against your husband, Md. Fazlul Haque GDS-Packerman, Bhella S.O. (now on put off duty) under Rule-10 of GDS (Conduct and Employment) Rules, 2001."

In the affidavit-in-reply at internal page 3 of the said affidavit the respondents have stated that Smt Suriya Begum, while working as Part-time Safaiwalla at Bhella Post Office got ample scope to help her husband (who was on put off duty) by supplying some official documents without the knowledge of the postal staff working there. She supplied some official papers to her husband, which were produced by her husband during inquiry by preparing some false money receipts. It is further stated that her husband prepared such bogus receipts on day to day basis showing transfer of money to the Sub-Post Master, Bhella, although the Sub-Post Master denied his signature appearing on those receipts. The respondents have further mentioned that the said Post Master of Bhella Post Office working at that time was also involved in a fraud case of the same nature for which he was also suspended and disciplinary action is continuing against him. Thus, it is



clear that the respondents have prejudged the issue that official papers were supplied by the applicant to her husband and the signatures of the Sub Post Master have been forged thereon. The Sub Post Master who is involved in the fraud case of same nature and against whom disciplinary proceedings are pending is bound to deny his signature to save his skin. Therefore, the department by prejudging the matter, which is yet to be decided in the departmental proceedings, has caused grave prejudice which appears to have prompted the department to pass the stigmatic dismissal order referred to above without issuing any show cause notice. Thus, bare minimum principles of natural justice have not been followed in this case while issuing the stigmatic termination order. The stigmatic termination order will come in the way of the applicant in seeking any further employment and would totally mar her chances for future employment. The termination order is, therefore, liable to be set aside and the applicant is entitled to be reinstated on the post of Part Time Safaiwalla.

7. Learned Sr. C.G.S.C. stated that even if the applicant is to be reinstated she cannot be paid back wages since she did not work. The services of the applicant were terminated by a stigmatic termination order, as already stated, without following bare minimum principles of natural justice and she was deprived from working for no fault of hers. The Apex Court in Ram Ashrey Singh and another Vs. Ram Bux Singh and others, AIR 2003 SC 1579 has laid down that, it is a well-settled position in law that on reinstatement there is no automatic entitlement to full back wages and each case has to be examined in the light of the facts and circumstances therein. The Apex Court has quoted with approval the observation in Hindustan Tin Works Pvt. Ltd.

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Vs. The Employees of M/s Hindustan Tin Works Pvt. Ltd.  
and others, 1979 (2) SCC 80, which reads as under:

"In the very nature of things there cannot be a straight-jacket formula for awarding relief of back-wages. All relevant considerations will enter the verdict. More or less, it would be a motion addressed to the discretion of the Tribunal. Full Back-wages would be the normal rule and the party objecting to it must establish the circumstances necessitating departure. At that stage the Tribunal will exercise its discretion keeping in view all the relevant circumstances. But the discretion must be exercised in a judicial and judicious manner. The reason for exercising discretion must be cogent and convincing and must appear on the face of the record. When it is said that something is to be done within the discretion of the authority, that something is to be done according to the rules of reason and justice, according to law and not humour. It is not to be arbitrary, vague and fanciful but legal and regular ....."

8. In Union of India Vs. Madhusudan Prasad, (2004) 1 SCC 43, the services of a Safai karamchari were terminated without serving any show cause notice nor any enquiry preceded his dismissal. The Apex Court has laid down that, where the dismissal order was passed in contravention of the principles of natural justice, the employee is entitled to back wages. In that case it was found that the respondent therein was removed from service without any enquiry and he was not even given a show-cause notice prior to his dismissal from service. There was fault on the part of the employer in not following the principles of natural justice. and therefore, it was held that the respondent therein was entitled to back wages.

9. In Burn Standard Company Ltd. and another Vs. Tarun Kumar Chakraborty and others, 2003 SCC (L&S) 1015, the Apex Court while dealing with the principle of 'No Work No Pay' had laid down that when the respondent therein was prevented from joining the service, the principle of 'No Work, No Pay' cannot be applied and he

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would.....

would be entitled to back wage for the period he was not permitted to join, which in the said case was almost nine years with effect from 12.10.1988 till 15.5.1997.

10. In the case before us, the termination order is stigmatic in nature which was passed without following bare minimum principles of natural justice and the applicant was deprived of her job and work. In this set of facts, we are of the opinion that she will be entitled to full back wages as Part Time casual labourer.


11. The next question which is required to be considered is whether the applicant should be ordered to be regularised inasmuch as the applicant seeks a direction from this Court to that effect. Learned counsel for the applicant urged before us that the applicant is entitled to regularisation in terms of Casual Labourers (Grant of Temporary Status and Regularisation) Scheme. He has drawn our attention to Swamy's Compilation of Establishment and Administration for Central Government Offices in respect of clarification relating to Part-time and Full-time casual labourers which is found at page 247 of the said book in its ninth edition. In this it has been clarified that casual labourers who are engaged for a period of not less than 8 hours a day should be described as full time casual labourers. Those casual labourers who are engaged for a period of less than 8 hours a day should be described as part time casual labourers and for the purpose of recruitment to Group 'D' posts, substitutes should be considered only when casual labourers are not available and the priority referred to therein should be observed. In case of casual labourers (full time or part time), for the purpose of computation of eligible service, half of the service rendered as a part-time casual


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labourer should be taken into account. That is, if a part-time casual labourer has served for 480 days in a period of 2 years he will be treated, for purposes of recruitment, to have completed one year of service as full time casual labourer. In view of the said clarification the case of the applicant shall have to be examined by the department as to whether she fulfills the requirement for grant of temporary status/regularisation and for that purpose the applicant is permitted to file representation giving all details with the appointing authority who shall consider the same in accordance with the rules and regulations applicable in that behalf and pass appropriate orders. The applicant shall file representation within four weeks from today and once the representation is filed the appropriate authority shall pass orders in accordance with the rules and regulations applicable in that behalf within a period of three months of the receipt of the representation.

12. The application is disposed of in the aforesaid terms. The orders dated 27.1.2004 and 28.1.2004 are hereby set aside and the respondents are ordered to reinstate the applicant as Part-time Safaiwalla with full back wages from the date of termination till she is reinstated as per this order. The representation filed by the applicant in terms of this order be disposed of by the appropriate authority within three months of receipt of the same in accordance with the rules and regulations applicable in that behalf.

In the facts and circumstances of the case we shall leave the parties to bear their costs.

  
( K. V. PRAHLADAN )  
ADMINISTRATIVE MEMBER

  
( R. K. BATTA )  
VICE-CHAIRMAN

IN THE GAUHATI HIGH COURT

(High Court of Assam, Nagaland, Meghalaya, Manipur, Tripura,  
Mizoram & Arunachal Pradesh)

CIVIL APPELLATE SIDE

Appeal from

Civil Rule

W. P(C) No. 9373 2004  
CA 27/04

Appellant

Petitioner

The Chief Postmaster General

Versus

Smti Swaja Begum

Respondent

Opposite Party

Appellant

Mr. Bipul Sarma

Petitioner

Addl. C.G.S.C.

Respondent

Opposite Party

Noting by Officer or Advocate	Serial No.	Date	Office notes, reports, etc. to be filed with signature
1	2	3	4



Noting by Officer or Advocate	Serial No.	Date	Office notes, report, orders or proceedings with signature
1	2	3	4

W.P(C) NO. 9373/04

BEFORE  
HON'BLE THE CHIEF JUSTICE MR.B.SUDERSHAN  
REDDY  
HON'BLE MR.JUSTICE H.N.SARMA

23.01.2006

The Union of India, represented by the Chief Post Master General, Department of Posts (Assam Circle) through the Superintendent of Post Offices, Nalbari has invoked the jurisdiction of this Court under Article 226 of the Constitution of India challenging the validity and legality of the order dated 22.09.2004 made in Original Application No. 27 of 2004 on the file of the learned Central Administrative Tribunal, Guwahati Bench.

The question that fall for our consideration is, whether the impugned order passed by the Central Administrative Tribunal suffers from any infirmities and errors apparent on the face of the record requiring our interference in exercise of certiorari jurisdiction ?

Few relevant facts leading to filing of this writ petition may have to be noted. The Respondent-applicant was appointed as Safaiwalla on part time basis vide order dated 16.10.1991. Being aggrieved by the order dated 27.01.2004, the Respondent-applicant invoked the jurisdiction of the Central Administrative Tribunal challenging the legality of the order of termination. It was the further contention of the Respondent-applicant that her service could not be terminated on the grounds mentioned therein without affording reasonable opportunity of being heard and that she was entitled to regularization in her service under the scheme framed by the Department and when her such claim for regularization in service is pending for consideration, her

service has been terminated, which is highly arbitrary and

Noting by Officer or Advocate	Serial No.	Date	Office notes, reports, orders or proceedings with signature
	2	3	4

illegal. The Respondent-applicant accordingly prayed before the Tribunal to quash the order of termination.

The writ petitioner filed a detailed affidavit-in-opposition, inter alia, contending that the husband of the respondent-applicant has been placed on put-off duty i.e. suspension, with effect from 09.07.2003 and disciplinary proceedings have been initiated against him under Rule 10 of the GDS (Conduct and Employment) Rules, 2001 for misappropriation of certain amount. The case set up by the petitioner was that the respondent-applicant had supplied some official documents without the knowledge of the authorities to her husband, which were in turn produced during the enquiry initiated against her husband. According to the department, her husband could not have procured such documents since he was placed under suspension and obviously these documents have been procured by the respondent-applicant in illegal manner and handed over the same to her husband. The authorities accordingly came to the conclusion that the respondent-applicant with a view to help her husband, who was put-off duty, supplied the official documents without knowledge of the authorities.

The Central Administrative Tribunal came to the conclusion that the order of termination of service is vitiated since the same is found to be stigmatic in nature passed without following the bare minimum principles of natural justice and the respondent-applicant has been deprived of her job. The impugned order of termination reads as under:-

*"You are hereby terminated from services of part-time safaiwala, Bhella S.O. with immediate effect in order to maintain secrecy in the process of enquiry proposed to hold by undersigned against your husband, Md. Fazlul Haque GDS Pakerman, Bhella"*

AGP, High Court-8/01-80,000-21-8-2001

Noting by Officer or Advocate	Serial No.	Date	with signature
	2	3	4

**URGENT**

S.O. (now on put off duty), under Rule -10 of GDS (Conduct and Employment) Rules, 2001."

Perusal of the order of termination discloses that it is not an order of simple termination since the grounds those have been stated in the order of termination shows that the main purpose of terminating her service is in order to maintain secrecy in the process of enquiry initiated against her husband. Even in the affidavit filed, making a number of allegations against the respondent-applicant, the reasons stated for passing the order of termination disclose that the department came to the conclusion to dispense with her service to maintain secrecy in the proceedings pending against her husband. The impugned order read with the reasons stated for terminating her service undoubtedly disclose that it was not an order of termination simplicitor and as such the order resulting in termination of her service on the alleged conduct of the respondent could not have been passed by the petitioners without affording opportunity of hearing to her. This view taken by the Central Administrative Tribunal, which in our considered opinion, is not vitiated, much less, the same does not suffer from any errors apparent on the face of the record. We accordingly find no merit in this writ petition and the same shall stand dismissed without any order as to cost. Consequently, the interim stay granted by this Court is vacated and the Misc Case is accordingly ordered.

However, we make it clear that we have not expressed any opinion whatsoever about her status in the employment of the writ petitioner.

Sd/- H.N. Sarma.  
JUDGE.

Sd/- B. Sudershan Reddy.  
CHIEF JUSTICE.

Memo No. HC.XXI. 2046-48 / R.M. Dtd. 24.2.06

Copy forwarded for information and necessary action to:-

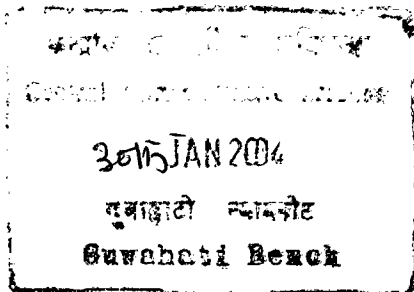
1. The Chief Post Master General, Department of Posts (Assam Circle), Meghdoot Bhawan, Guwahati.
2. The Superintendent of Post Offices, Department of Posts, Nalbari Barpeta Division, Nalbari.
3. The Registrar, Central Administrative Tribunal, Guwahati Bench, Bhangagarh, Guwahati-5.

By order

Asstt. Registrar (I&E)  
Guwahati High Court, Guwahati.

Chy.  
21-2-06

SOPD  
N/S  
13.2.06



BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH

Title of the case : D.A. No... 27 ...of 2004

BETWEEN

Suriya Begam..... Applicant.

AND

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

I N D E X

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Filed by : Alsha Das

Regn.No.:

File : c:\WS7\Suriya

Date :

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH

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

O.A.No. 27 of 2004

BETWEEN

1. Smt Suriya Begam  
Wife of Md. Fazlul Haque  
president of Vill. Dorgahpur  
P.O. Vella, Dist. Barpeta.  
Assam  
..... Applicant.

- AND -

1. The Union of India.  
Represented by Secretary to the  
Govt. of India.  
Ministry of Communication  
Dak Bhawan, New Delhi-1

2. The Chief Post Master General  
Dept. of Post. (Assam Circle)  
Meghdoot Bhawan  
Guwahati-1

3. The Superintendent of Post Offices  
Deptt. of Post  
Nalbari- Barpeta Division,  
Nalbari.

4. The Sub. Divisional Inspector of Posts  
Deptt. of Posts  
Barpeta Sub. Division  
Barpeta-781301.  
..... Respondents.

DETAILS OF THE APPLICATION

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

This application is directed against the order  
dated 27.1.2004 issued by the Sub-Divisional Inspector of  
Posts, Barpeta-Sub. Division- 781301, terminating the  
service of the applicant and the order dated 28.1.04  
releasing the applicant from her service pursuant to the  
aforesaid order dated 27.1.04.

21  
Filed by  
the applicant through  
Usha Das.  
Advocate  
12/2/04

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 a permanent resident of Assam and such she is entitled to all the rights, privileges and protection as guaranteed by the Constitution of India and laws framed thereunder.

4.2. That the applicant in search of Job registered ~~has~~ name in the Local Employment Exchange. The applicant could come to know that a vacancy accrued in the Vella Sub Post office and immediately she preferred an application praying for her appointment in the said post of "Safaiwala". The applicant preferred her said application dated 25.8.90 to the Sub-Divisional Inspector of Post Offices Barpeta Sub-Division.

A translated copy of the said representation dated 25.8.90 is annexed herewith and marked as Annexure-1.

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4.3. That the respondents took initiative to fill up the said newly sanctioned post of "Safaiwala" and requisition was sent to the local Employment Exchange. The name of the applicant was sponsored by the said Employment Exchange along with other eligible Candidates. The selection committee after due selection selected the applicant to the said post of "Safaiwala" on casual basis. The Sub-Divisional Inspector of Posts issued an order dated 16.10.91 appointing the applicant to the said post of "Safaiwala". The applicant accordingly joined the post on 22.10.91 by submitting "charge report".

A typed copy of the said appointment order dated 16.10.91 and the charge report dated 22.10.91 are annexed herewith and marked as Annexure 2 and 3 respectively.

4.4. That pursuant to the aforesaid appointment the applicant continued to discharge her duty with utmost sincerity till her service was illegally terminated by the impugned order dated 27.1.2004 issued by the Sub-Divisional Inspector of Posts, Barpeta Sub-Division, Barpeta. The applicant continued to serve without any break and she was shocked to receive the said impugned order dated 27.1.2004.

A typed copy of the said order dated 27.1.2004 is annexed and marked as Annexure-4.

4.5. That pursuant to the said order dated 27.1.2004 the respondents have issued another order dated 28.1.2004 by which the applicant has been released from her service. The applicant made several requests to the authority concerned but yielded no result in positive.

A copy of the said order dated 28.1.2004 is annexed herewith and marked as Annexure-5.

4.6. That the applicant begs to state that the ground stated in the impugned order dated 27.1.2004 for termination of her service is not at all sustainable. It is stated that the husband of the applicant was also working as "GDS Packerman" in the said post after and in contemplation of departmental enquiry, he was placed under "put off" duty w.e.f. 09.07.2003. As on date the respondents have not yet initiated any proceeding as contemplated against her husband and on the ground of such enquiry. The service of the applicant has been terminated without affording her any reasonable opportunity of hearing. On the other hand the service rendered by applicant to the respondents is an independent one and as such on the ground of any such contemplated departmental enquiry against her husband. The respondents ought not to have terminated her service. The service rendered by the applicant in the post of "Safaiwala" is a sanctioned post whereas the post presently holding by her husband is a post under GDS scheme, and as such there is no connection or link between the aforesaid posts. However, the respondents without any basis have terminated the service of the applicant illegally.

4.7. That the applicant begs to state that her husband was placed under "put off" duty w.e.f. 9.7.2003 and as on date the respondents have not yet started any proceeding and on the contrary the service of the applicant has been terminated on the ground of such contemplated enquiry.



3

whereas the applicant is no way connected with any dispute whatsoever. It is further stated that under any circumstances her service could not have been terminated in the manner and method as has been done in the instant case.

4.8. That the applicant begs to state that the respondents have acted illegally in issuing the impugned order dated 27.1.2004. The applicant got her initial appointment in the year 1991 itself and the said appointment was made following the due process of Law and selection and as such her service could not have been terminated without any notice. Although applicant was working as casual worker but her service has been utilised as regular employee and she has been continuing in her said service right from 1991 without any break. During her service tenure, at no point of time she has been served with any adverse remark or any such communication. The respondents instead of terminating her service ought to have regularised her service in terms of the scheme holding the field. It is stated that the respondents have issued various schemes regularising the service of the casual workers like that of the applicant. In fact number of casual workers like that of the applicant are now enjoying the benefit of the said scheme as well as subsequent clarifications issued from time to time.,

A copy of the scheme and its clarification dated 1.11.95 are annexed herewith and marked as Annexure 6 & 7 respectively.

4.9. That the applicant begs to state that the appointment of the applicant although has been reflected as casual but for all intend and purpose same is regular. Her

initial appointment has been made as per the rules and was followed by due process of law. Apart from this, the respondents at the time of placing the indent to the Local Employment Exchange for the said post of Safaiwala mentioned it to a regular vacancy but while appointing her same has been made as casual one. As stated above her case is required to be converted as full time and she is required to be converted/absorbed as regular Gr.D employee in terms of the scheme as well as the subsequent clarification issued from time to time.

4.10. That the applicant immediately on receipt of the impugned order dated 27.1.2004 visited the office of the respondents with a prayer to consider her case by modifying the said impugned order but same yielded no result in positive. the applicant also states that before issuance of the said impugned order the respondents have not issued any such notice as contemplated under the rule holding field providing opportunity to the applicant to represent her case. The applicant under these compelling circumstances has come under the protective hand of the Hon'ble Tribunal, praying for an appropriate interim order directing the respondents to allow her resume duty by suspending the operation of the impugned orders dated 27.1.2004 and 28.1.2004 till disposal of this OA.

##### 5. GROUNDS FOR RELIEF WITH LEGAL PROVISION:

5.1. For that the action/inaction on the part of the Respondents in issuing the impugned orders dated 27.1.2004 and 28.1.2004 is not sustainable and liable to be set aside and quashed.

5.2. For that the reasons assigned in the impugned order dated 27.1.2004 is not at all sustainable under service jurisprudence and as such same is liable to be set aside and quashed.

5.3. For that the respondents have acted illegally and arbitrarily in issuing the impugned orders dated 27.1.2004 and 28.1.2004 and as such same are liable to be set aside and quashed, being violating of article 14 & 16 of the Constitution of India and laws framed thereunder.

5.4. For that the action/inaction on the part of the respondents in not regularising the service of the applicant pursuant to the scheme as well as its subsequent clarifications issued from time to time and as such appropriate direction need be issued to the respondents towards regularisation of her service with retrospective effect, with all consequential service benefits including arrear salary and seniority etc.

5.5. For that the action/inaction on the part of the respondents in not regularising the service of the applicant whereas persons similarly situated have been granted with the similar benefit under the scheme and as such appropriate direction need be issued to the respondents towards regularisation of her service with retrospective effect, with all consequential service benefits including arrear salary and seniority etc.

5.6. 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.

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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.

6. DETAILS OF REMEDIES EXHAUSTED:

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

7. MATTERS NOT PREVIOUSLY FILED OR PENDING IN ANY OTHER

COURT:

The applicant further declares that she 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 ~~other~~ <sup>court</sup>.

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:-

B.1. To set aside and quash the impugned order dated 27.1.2004 and 28.1.2004 and to reinstate her service as "Safaiwala" with full backwages.

29

8.2. To direct the respondents to regularise the service of the applicant in terms of the scheme as well as its subsequent clarifications issued from time to time with retrospective effect including all consequential service benefits like arrear salary, seniority etc.

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:

Under the facts and circumstances of the case the applicant prays for an interim order directing the Respondents to allow her to resume her duty as "Safaiwala" in the Vella-Sub Post Office by suspending the operation of the impugned orders dated 27.1.2004 and 28.1.2004, during the pendency of this OA.

10. ....

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

1. I.P.O. No. : 96 704223  
2. Date : 3/11/03  
3. Payable at : Guwahati.

12. LIST OF ENCLOSURES:

As stated in the Index.

## VERIFICATION

I, Suriya Begam, aged about 36 years, Wife of Md. Fazlul Haque, resident of Vill. Dorgahpur, P.O. Vella, Dist. Barpeta, do hereby solemnly affirm and verify that the statements made in paragraphs 2, 3, 4.1, 4.6, 4.7, 4.9, 4.10 & 5 to 12..... are true to my knowledge and those made in paragraphs 1, 2.2, 4.3, 4.4, 4.6, 8 & 8 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 29<sup>th</sup> day of Jan. of 2004.

Signature.

✓ सुविद्या बेगम

ANNEXURE - 1

To  
The S.D.I (P), Barpeta

Sir,

With due respect I beg to state that I belong to very poor family. I have been working as safaiwala in the Sub Post office, vella since 1981. I have come to know from reliable source that new appointment will be made against the said post.

That is why I pray before your honour that your honour would be kind enough to do the favour appointing me against the said post.

Your most obedient  
S&J-  
Suriya Begam  
Vill. Dorgahpur  
P.O. Vella  
Date 25.8.90

N.B.: Employment Exchange Reg. No:789/90

Attested  
[Signature]  
Advocate.

7 set  
2  
ANNEXURE-2  
OFFICE OF THE SUB-DIVISIONAL INSPECTOR (POSTAL)  
BARPETA SUB-DIVISION, BARPETA.

781301.

Memo No. A3/Safaiwala

Dt. Barpeta the 16.10.90.

Smt. Suria Begum daughter of Mr. Abdul Ali ,  
Vill. Dargahpur, P.O. Bhella is hereby engaged as the  
part time Safaiwala of Bhella Po from the date of joining.

Sri Begum will be posted as well allowances as per  
existing Rates.

This Engagement is subject to good service and may  
be terminated at any time without prior notice.

Copy to :- 1) The Postmaster Barpeta H.O.

2) The SPM Bhella for n/o it will over charge  
report and prayer copy to the office.

3) Smt. Suria Begum for information & n/a.

Attested  
HSM  
Advocate.



13 -  
Cautasigned

ANNEXURE - 3

SUB POSTMASTER

A.C.G. 611 के विभाग में (भारतीय डाक विभाग) में  
भारतीय डाक-तार विभाग 781309

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

Code 2 (देखिए नियम 267) डाक-तार विभाग, पुस्तिका का खण्ड I, द्वितीय प्रकरण

(See Rule 267, Posts and Telegraphs Financial Handbook, Volume I, Second Edition)

चार्ज की बदली पर चार्ज रिपोर्ट (और नकदी और टिकटों की रसीदों की)  
Charge Report and Receipt for cash and stamps on transfer of charge

प्रमाणित किया जाता है कि मैं इस चार्ज (कॉलोनी) को  
Certified that the charge of the office of

Assumed by सुरैया बेगम  
was made over by (name) as Safaiwala  
(नाम) को स्थान  
to (name) at (place)

तारीख को पूर्वाह्न में  
on the (date) 22/10/91 fore noon in accordance with  
after

सं. तारीख अनुसार दे दिया।

No. Dated 16/10/91 from  
SD(P) Bpe Memo No 127  
Safaiwala भारमुक्त अधिकारी  
Relieved Officer

भारमुक्त अधिकारी  
Relieving Officer

(ह. व. उ.)  
(P. T. O.)



Adverse

\*प्रमाणित किया जाता है कि बाण के दिन इस कार्यालय की अनेक पुस्तकों के बकाया (स्टॉक पुस्तक और रजिस्ट्रों समेत) और लेखाओं की जांच की जाएगी।

\*Certified that the balances of this date of the several books (including Stock Book and Registers) and accounts of the office have been checked and found correct.

\*प्रमाणित किया जाता है कि निम्नलिखित बकाया मुझे भारगुक्त अधिकारी से सौंप दिए और मैं इनके लिए जिम्मेदार हूँ।

\*Certified that the balances as detailed below were handed over to me by the Relieved Officer and I accept the responsibility for the same.

(अ) नकदी/Cash

(ब) आप्रदाय टिकट/Stamp Imprint

जिसमें ये शामिल हैं :—

Made up of :

(1) टिकट/Stampa

(2) नकदी/Cash

भारगुक्त अधिकारी  
Relieved Officer

भारग्राही अधिकारी  
Relieving Officer

तारीख

19

Dated the

19

Forwarded to

*Suriya Begum*

को भेजा गया।

\*अब प्रमाण-पत्र की आवश्यकता न हो तो इसे काट दिया जाय।

\*The Certificate when not actually required may be scored through.

S. R. & P. Ghy 9/1,50,000 Copies/8-86



Account  
Law  
Advocate

- 15 -

Sub-Divisional Inspector of Posts  
Barpeta Sub-Division  
Barpeta- 781301

To  
✓ Smt. Swica Begum  
Part-time Safainala  
Bhella SO  
Bhella (Assam)

No: A-1 / Part-Time Safainala / dtd 27.12.2004

Sub's Termination from Services of Part-Time  
Safainala, Bhella SO

✓ you are hereby Terminated from services of part-time  
Safainala, Bhella SO with immediate effect in order to  
maintain secrecy in the process of enquiry proposed to  
hold by undersigned against your husband, Md. Fazlul Haque  
Gos-Packerman, Bhella SO (now on part off duty) under Rule-10  
of GOS (Conduct and Employment) Rules, 2001. //

Copy to:

- 1) Postmaster (HSG-1), Barpeta HO for information and necessary action.
- 2) SPM, Bhella SO for information and necessary action.
- 3) O/c.

Sub-Divisional Inspector of Posts  
Barpeta Sub-Division  
Barpeta- 781301

Sub-Divisional Inspector of Posts  
Barpeta Sub-Division  
Barpeta- 781301

Attested  
W.Dan  
Advocate.

ए०सी०जी०-51  
A.C.G.-61

भारतीय डाक विभाग  
DEPARTMENT OF POST, INDIA

(देखिए नियम 267, डाक-तार वित्त पुस्तिका का खण्ड I, द्वितीय संस्करण)  
(See Rule 267, Post and Telegraphs Financial Hand Book, Volume-I, Second Edition)

चार्ज की बदली पर चार्ज रिपोर्ट और नकदी और टिकटों की रसीद  
Charge Report and Receipt for each and satmps, on transfer of charge

प्रमाणित किया जाता है कि  
Certified that the charge of the office of

चार्ज ..... (नाम) ने  
was made over by (name)

Smt. Surva Begum  
(नाम) को  
to (name)

स्थान  
at (place)

तारीख ..... को पूर्वाह्न में  
तारीख ..... अपराह्न में

on the (date) ..... for ..... after noon in accordance with

सं०  
No. A-1

तारीख  
Dated

माफ़मुक्त अधिकारी  
Relieved Officer

के अनुसार दे दिया  
from

भारग्राही अधिकारी  
Relieving Officer

[क्र०प०उ०  
P.T.O.]

Attested

Advocate

\*प्रमाणित किया जाता है कि आज के दिन इस कार्यालय की अनेक पुस्तकें के बकायों (स्टॉक पुस्तक और रजिस्टारों समेत) और लेखाओं की और जांच की और उन्हें ठीक पाया।

\*Certified that the balances of this date of the several books (including Stock Book and Registers) and accounts of the office have been checked and found correct.

\*प्रमाणित किया जाता है कि निम्नलिखित बकाया मुझे मारमुक्त अधिकारी ने सौंप दिया और मैं इसके लिए जिम्मेदार हूँ।

\*Certified that the balances as detailed below were handed over to me by the Relieved Officer and I accept the responsibility for the same.

रु०  
Rs.

पै०  
P.

(अ) नकदी/Cash

(ब) अग्रदाय टिकट/Stamp Imprest

जिसमें ये शामिल है :—

Made up of :—

(1) टिकट/Stamps

(2) नकदी/Cash

मारमुक्त अधिकारी  
Relieved Officer

मारमाही अधिकारी  
Relieving Officer

तारीख  
Dated

19  
19

Sana Begum

Forwarded to.....को भेजा गया।

\*जब प्रमाण-पत्र की आवश्यकता न हो तो इसे काट दिया जाए।

\*The Certificate when not actually required may be scored through.

[28-90/68-MT]

I.P.P.M.SDP/L-25/Ptg.92dt.30-1-92 10Lacs

Attested  
Wan  
Advocate.

(including broken periods of service) during each of the two years of service referred to above.

[G.I., M.F., O.M. No. F. 8 (2)-Estt. (Spl) 60, dated the 24th January, 1961; M.H.A., O.M. No. 6/52/61-Estt. (A), dated the 16th February, 1961; No. 16/10/66-Estt. (D), dated the 2nd December, 1966; No. 14/1/68-Estt. (C), dated the 12th February, 1969 and D.P. & A.R., O.M. No. 45014/19/84-Estt. (C), dated the 26th October, 1984.]

### 3. Regularization of service of casual workers, not recruited through Employment Exchange before 7-5-1985, in Group 'D' posts

3.1. The services of casual workers may be regularized in Group 'D' posts in various Ministries/Departments, etc., subject to certain conditions, in terms of the general instructions issued by this Department. One of these conditions is that the casual workers concerned should have been recruited through the employment exchange. Sponsorship by the employment exchange being a basic and essential condition for recruitment under the Government, it has repeatedly been brought to the notice of the various administrative authorities that recruitment of casual workers should always be made through the employment exchange. It has, however, come to the notice of this Department that in certain cases these instructions were contravened and casual workers were recruited otherwise than through the employment exchange. Though these persons may have been continuing as casual workers for a number of years, they are not eligible for regular appointment and their services may be terminated any time. Having regard to the fact that casual workers belong to the weaker section of the society and termination of their services will cause undue hardship to them, it has been decided, as a one time measure, in consultation with the Director-General, Employment and Training, that casual workers recruited before the issue of these instructions may be considered for regular appointment to Group 'D' posts, in terms of the general instructions, even if they were recruited otherwise than through the employment exchange, provided they are eligible for regular appointment in all other respects.

3.2. It is once again reiterated that no appointment of casual workers should be made in future otherwise than through the employment exchanges. If any deviation in this regard is committed, responsibility should be fixed and appropriate departmental action taken against the official concerned.

[G.I., D.P. & T., O.M. No. 49014/18/84-Estt. (C), dated the 7th May, 1985.]

### 4. Ban on engagement of casual workers for duties of Group 'C' posts

There is a complete ban on engagement of casual workers for performing duties of Group 'C' posts and hence no appointment of casual workers should be made in future for performing duties of Group 'C' posts. If any deviation in this regard is committed, the administrative officer in charge in the rank of Joint Secretary or equivalent will be held responsible for the same.

[G.I., M.F., O.M. No. 49014/16/89-Estt. (C), dated the 26th February, 1990.]

### 5. Payment of wages to unskilled casual workers in Archaeological Survey of India

It has been decided that the unskilled casual worker whose nature of work is the same as that of the regular employees may be paid at the rate of 1/30 of Rs. 750 plus DA for work of 8 hours a day with effect from 7-6-1988. The guidelines issued by the Department of Personnel and Training should be strictly observed. On a reference made to them, it has been clarified as under—

- (i) The persons on daily wages on regular nature of work should not be engaged. In case casual workers have been engaged to do duties of regular nature, they shall have to be paid at the minimum time-scale of pay plus DA for work of 8 hours a day.
- (ii) The casual workers are required to be paid for the day on which they actually perform duties.
- (iii) If the casual worker is called for duty on a holiday, he will have to be paid for that day. In case this holiday happens to be paid holiday for the casual worker that he will have to be allowed additional wages for the duty for that holiday.
- (iv) The practice of engaging a casual worker on his weekly off day should be avoided. The question of allowing paid weekly off to casual workers in the offices following five days week work pattern is under consideration of the Department of Personnel and Training.

As for revision of rates in respect of skilled labour is concerned, the matter is being examined separately and the orders will be issued shortly.

[G.I., Archaeological Survey of India, O.M. No. 27-1/86-Admn. III, dated the 15th December, 1988.]

### IN THE DEPARTMENT OF POSTS

1. Part-time and Full-time Casual Labourers.—It is hereby clarified that all daily wagers working in Post Offices or in RMS Offices or in Administrative Offices or PSDs/MMS under different designations (mazdoor, casual labourer, contingent paid staff, daily wager, daily-rated mazdoor, outsider) are to be treated as casual labourers. Those casual labourers who are engaged for a period of not less than 8 hours a day should be described as full-time casual labourers. Those casual labourers who are engaged for a period of less than 8 hours a day should be described as part-time casual labourers. All other designations should be discontinued.

Substitutes engaged against absentees should not be designated casual labourer. For purposes of recruitment to Group 'D' posts, substitutes should be considered only when casual labourers are not available. That is, substitutes will rank last in priority, but will be above outsiders. In other words, the following priority should be observed:—

- 19 -
- (i) NTC Group 'D' officials. (*Non-Test Category*)
  - (ii) EDAs of the same Division. (*Extra-Department Agents*)
  - (iii) Casual labourers (full-time or part-time. For purpose of computation of eligible service, half of the service rendered as a part-time casual labourer should be taken into account. That is, if a part-time casual labourer has served for 450 days in a period of 2 years he will be treated, for purposes of recruitment, to have completed one year of service as full-time casual labourer).
  - (iv) EDAs of other divisions in the same Region.
  - (v) Substitutes (not working in Metropolitan cities).
  - (vi) Direct recruits through employment exchanges.

NOTE.—Substitutes working in Metropolitan Cities will, however, rank above No. (iv) in the list.

[G.I., Dept. of Posts, Lr. No. 65-24/83-SPB. 1, dated the 17th May, 1989.]

2. Casual Labourers (Grant of Temporary Status and Regularization) Scheme.—In compliance with the directions of the Hon'ble Supreme Court, a scheme was drawn up by this Department in consultation with the Ministries of Law, Finance and Personnel and the President has been pleased to approve the said scheme. The scheme is as follows:—

1. 'Temporary Status' would be conferred on the casual labourers in employment as on 29-11-1989 and who continue to be currently employed and have rendered continuous service of at least one year; during the year they must have been engaged for a period of 240 days (206 days in the case of offices observing five days week).

2. Such casual workers engaged for full working hours, viz., 8 hours including ½ hour's lunch time will be paid at daily rates on the basis of the minimum of the pay-scale for a regular Group 'D' official including DA, HRA and CCA.

3. Benefit of increment at the same rate as applicable to a Group 'D' employee would be taken into account for calculating per month rate wages, after completion of one year of service from the date of conferment of Temporary Status. Such increment will be taken into account after every one year of service subject to performance of duty for at least 240 days (206 days in establishments observing five days week) in the year.

4. Leave entitlement will be one day for every 10 days' of work. Casual leave or any other kind of leave, except maternity leave, will not be admissible. No encashment of leave is permissible on termination of services for any reason or on the casual labourers quitting service.

5. Maternity leave to lady full time casual labourers will be allowed as admissible to regular Group 'D' employees.

6. 50% of the service rendered under Temporary Status would be counted for the purpose of retirement benefits after regularization as a regular Group 'D' official.

7. Conferment of Temporary Status does not automatically imply that the casual labourers would be appointed as a regular Group 'D' employees within any fixed time frame. Appointment to Group 'D' vacancies will continue to be done as per the extant recruitment rules, which stipulate preference to eligible ED employees.

8. After rendering three years' continuous service after conferment of temporary status, the casual labourers would be treated at par with temporary Group 'D' employees for the purpose of contribution to General Provident Fund. They would also further be eligible for the grant of Festival Advance/Flood Advance on the same conditions as are applicable to temporary Group 'D' employees, provided they furnish two sureties from permanent Government servants of this Department.

9. Their entitlement to Productivity-Linked Bonus will continue to be at the rate applicable to casual labourers.

10. Temporary status does not debar dispensing with the service of a casual labourer after following the due procedure.

11. If a labourer with temporary status commits a misconduct and the same is proved in an enquiry after giving him reasonable opportunity, his services will be dispensed with.

12. Casual labourers may be regularized in units other than recruiting units also, subject to availability of vacancies.

13. For purpose of appointment as a regular Group 'D' official, the casual labourers will be allowed age relaxation to the extent of service rendered by them as casual labourers.

14. The casual labourers can be deployed anywhere within the recruitment unit/territorial circle on the basis of availability of work.

15. The engagement of the casual labourers will continue to be on daily rates of pay on need basis.

16. The conferment of temporary status has no relation to availability of sanctioned regular Group 'D' posts.

17. No recruitment from open market for Group 'D' posts except compassionate appointments will be done till casual labourers with the requisite qualification are available to fill up the posts in question.

Further action may be taken in regard to the casual labourers by each unit, as per the above-said scheme. This issues with the approval of Ministry of Finance and concurrence of Integrated Finance, vide their Dy. No. 1282-FA/91, dated 10-4-1991.

[G.I., Dept. of Posts, Lr. No. 45-95/87-SPB. 1, dated the 12th April, 1991.]

Attested  
by  
Adm. Secy.

# SWAMY'S—ESTABLISHMENT AND ADMINISTRATION

**Clarification (1).**—Further to Letter No. 45-95/87-SPB-I, dated 12-4-1991 (Order 2 above), it is hereby clarified that the scheme is effective from 29-11-1989 and hence the eligible casual labourers may be conferred temporary status and the benefits indicated in the above-said circular with effect from 29-11-1989.

2. Eligibility for weekly off to casual labourers continue to remain the same as before, viz., after 6 days of continuous work, they will be entitled to one weekly off. They will also be entitled for 3 paid National Holidays.

3. Leave salary to the casual labourers with temporary status will be paid at the rate of daily wages being paid to the casual labourers concerned.

4. Casual labourers who work in offices observing 5 days a week are not entitled to Paid Off on Saturday on Sunday. In other words, the weekly paid off after 6 continuous working days is permissible only to those Casual workers who work at the rate of 8 hours per day in establishments having 6 days a week.

5. The Scheme is also applicable to casual workers in the civil wing of this Department. It is not, however, applicable to any person working on casual basis in Group 'C' posts.

6. Vacancies of Casual labourers caused by their absorption in Group 'D' posts are not to be filled by recruiting fresh casual labourers. In other words, engagement of fresh casual labourers is not permissible as already reiterated time and again.

[ G.I., Dept. of Posts, Lr. No. 45-37/91-SPB. I, dated the 5th June, 1991. ]

**Clarification (2).**—Attention is invited to the Department of Per. & Trg., OM, dated 7-6-1988, as per which engagement of fresh full time casual labourers is not permissible. In the said OM, it has also been made clear that where the work of more than one type is to be performed throughout the year but each type of work does not justify a separate regular employee, a multi-functional post could be created for handling these items with the concurrence of Ministry of Finance. The possibility of creation of multi-functional posts in offices for discharging the items of work each of which does not justify a full-time post may be explored in the first instance. In case this is not found possible to entrust, part-time casual hands may be engaged as per the outlines contained in OM, dated 7-6-1988.

It is once again reiterated that the decision regarding engagement of fresh part-time casual hands should be taken with care and at a fairly high level so that the provisions of OM, dated 7-6-1988, are not diluted.

[ G.I., Dept. of Posts, Lr. No. 45-111/90-SPB. I, dated the 13th January, 1992. ]

**Clarification (3).**—1. Casual labourers conferred with temporary status can accumulate leave up to a maximum limit of 240 days.

## CASUAL LABOUR

2. Such casual labourers may be allowed paid leave as and when they require, provided leave is available at their credit.

3. No substitute arrangements should be made on such occasions, since engagement of fresh casual labourers is not permissible.

4. Casual labourers conferred with temporary status are to be paid OTA at the existing OTA rates for casual labourers, if they are engaged for extra hours.

[ G.I., Dept. of Posts, Lr. No. 45-26/92-SPB. I, dated the 28th October, 1992. ]

**Clarification (4).**—1. The service book of the casual labourers conferred with temporary status is required to be maintained as in the case of temporary Government employees.

2. Temporary status casual labourers are entitled to increment on par with the departmental officials on completion of one year of engagement for 240 days, i.e., the increment would be taken into account for calculation of wages with effect from 1-11-1990, for the casual labourers conferred with temporary status on 29-11-1989, if they have completed one year of service at least 240 days.

3. The services of temporary status casual labourers can be dispensed with in case of misconduct after giving due opportunity on the lines of those available to regular employees.

4. A ban on employment of casual labourers had been put to by the Government prior to 29-11-1989. Therefore, there should not be any casual labourer employed after 29-11-1989. If there are any, their full particulars may be furnished along with the circumstances under which they were taken and under whose orders.

5. Employment of substitutes against the leave vacancy or paid weekly off days of temporary status casual labourer is not permissible.

6. Casual labourers engaged in P & T dispensaries where the full working hours are less than 8 hours daily are not eligible for temporary status.

[ G.I., Dept. of Posts, Lr. No. 45-56/92, dated the 1st March, 1993. ]

**NOTE.**—For the purpose of para. 3 above, the following procedure would be followed:—

Temporary status does not debar dispensing with the service of a casual labourer after following the due procedure.

If a labourer with temporary status commits a misconduct and the same is proved in an enquiry after giving him reasonable opportunity, his services will be dispensed with.

[ G.I., Dept. of Posts, Lr. No. 45-56/92, dated Nil, June, 1993. ]

Attended  
13/11/92



3. Regularization of part-time Casual Labourers as full-time.—If part-time casual labourers are working for five hours or more, it may be examined whether they can be made full-time by readjustment or combination of duties. However, there should be no engagement of fresh casual labourers.

[ G.I., Dept. of Posts, Lr. No. 45-14/92-SPB. I, dated the 16th September, 1992. ]

4. Entitled leave availed by temporary status casual labourers be treated as duty for grant of weekly-off.—As per the temporary status scheme, the casual labourers conferred with temporary status are entitled for one day's leave after every ten days of work. Therefore, this leave is to be treated as day of work for purposes of grant of weekly off. Hence they may be granted a weekly off after six days of continuous work including leave, if any, taken in between as per the above-said entitlement.

[ G.I., Dept. of Posts, No. 45-14/92-SPB. I, dated the 16th September, 1992. ]

5. Benefits to casual labourers on completion of three years service in temporary status.—In their judgment, dated 29-11-1989, the Hon'ble Supreme Court have held that after rendering three years of continuous service with temporary status, the casual labourers shall be treated at par with temporary Group 'D' employees of the Department of Posts and would thereby be entitled to such benefits as are admissible to Group 'D' employees on regular basis.

2. In compliance with the above-said directive of the Hon'ble Supreme Court it has been decided that the casual labourers of this Department conferred with temporary status as per the scheme circulated in the above-said circular No. 45-95/87-SPB. I, dated 12-4-1991, be treated at par with temporary Group 'D' employees with effect from the date they complete three years of service in the newly acquired temporary status as per the above-said scheme. From that date they will be entitled to benefits admissible to temporary Group 'D' employees such as—

- (1) All kinds of leave admissible to temporary employees;
- (2) Holidays as admissible to regular employees;
- (3) Counting of service for the purpose of pension and terminal benefits as in the case of temporary employees appointed on regular basis for those temporary employees who are given temporary status and who complete three years of service in that status while granting them pension and retirement benefits after their regularization;
- (4) Central Government Employees' Insurance Scheme;
- (5) General Provident Fund;
- (6) Medical Aid;
- (7) Leave Travel Concession;
- (8) All advances admissible to temporary Group 'D' employees;
- (9) Bonus.

3. Further action may be taken accordingly and proper service record of such employees may also be maintained.

[ G.I., Dept. of Posts, Lr. No. 66-9/91-SPB. I, dated the 30th November, 1992. ]

6. Superannuation age for temporary status Casual Labourers.—The services of a temporary status Casual Labourer may be dispensed with after giving notice that he/she attained 60 years of age and since the retirement age is 60 years for regular Group 'D' employees, he/she cannot be retained further. One month's notice may be given before dispensing with the services of a casual labourer.

[ G.I., Dept. of Posts, No. 45-48/92-SPB. I, dated the 23rd February, 1993. ]

### IN THE DEPARTMENT OF TELECOMMUNICATIONS

1. Regularization of Casual Labourers of Department of Telecom and conferment of temporary status.—1. A scheme for conferring temporary status on casual labourers who are currently employed and have rendered a continuous service of at least one year has been approved by the Telecom Commission. Details of the Scheme are furnished in the Annexure.

2. Immediate action may be taken to confer temporary status on all eligible casual labourers in accordance with the above Scheme.

3.1. Instructions were issued to stop fresh recruitment and employment of casual labourers for any type of work in Telecom Circles/Districts. Casual labourers could be engaged after 30-3-1985, in Projects and Electrification Circles only for specific works and on completion of the work the casual labourers so engaged were required to be retrenched. According to the instructions subsequently issued, fresh recruitment of casual labourers even for specific works for specific periods in Projects and Electrification Circles also should not be resorted to.

3.2. In view of the above instructions normally no casual labourers engaged after 30-3-1985, would be available for consideration for conferring temporary status. In the unlikely event of there being any cases of casual labourers engaged after 30-3-1985, requiring consideration for conferment of temporary status, such cases should be referred to the Telecom Commission with relevant details and particulars regarding the action taken against the officer under whose authorization/approval the irregular engagement/non-retrenchment was resorted to.

3.3. No casual labourer who has been recruited after 30-3-1985, should be granted temporary status without specific approval from this office.

4. The Scheme furnished in the Annexure has the concurrence of Member (Finance) of the Telecom Commission, vide No. SMIF/78/89, dated 27-9-1989.

[ G.I., Dept. of Telecom. Circular No. 269-10/89-STN, dated the 7th November, 1989. ]

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ANNEXURE-7

EXTRACT.

CASUAL LABOURERS (GRANT OF TEMPORARY STATUS AND  
REGULARISATION ) SCHEME.

NO.66-52/92-SPB/I

dated 1.11.95.

I am directed to refer to the scheme on the above subject issued by this office vide letter No 45-95/87 SPB-I dated 12.4.91 and 66-9/91-SPB-I dated 30.11.92 as per which full time casual labourers who were in employment as on 29.11.89 were eligible to be conferred "temporary status" on satisfying other eligibility conditions.

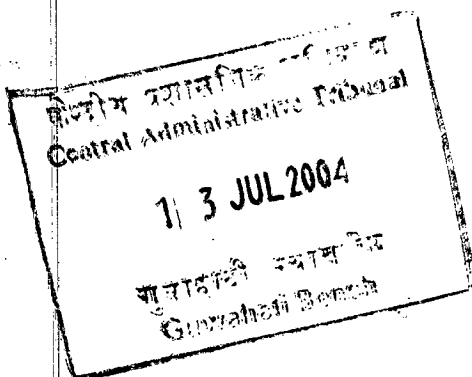
The question of extending the benefit of the scheme to those full time casual labourers who were engaged /recruited after 29.11.89 has been considered in the office in the light of the judgement of the CAT Earnakulam Bench delivered on 13.3.95 in O.A. No 750/94 .

It has been decided the full time casual labourers recruited after 29.11.89 and up to 10.9.93 may also be considered for the grant of benefit under the scheme.

This issue with the approval of I.S and F.A. vide Dy. No 2423/95 dated 9.10.95.

Attn:

Adm.



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9/17/04

CC. S. S. C.

File by

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH ::: GUWAHATI

O.A. NO. 27 OF 2004

Smt. Suriya Begum.

- Vs - ..... Applicant.

Union of India & Ors.

..... Respondents.

In the matter of :

Written Statements submitted by  
the respondents.

The respondents beg to submit a  
brief history of the case which  
may be treated as a part of the  
written statement.

( BRIEF HISTORY OF THE CASE )

1/A. Smt. Suriya Begum, wife of Md. Fazlul Haque was engaged as part-time safaiwala vide Sub-Divisional Inspector, Barpeta memo No. A2/Safaiwala dated 16.10.91. But as per Annexure-2 of the OA, the memo No is A3/Safaiwala dated 16.10.90 which is conflicting. Moreover, some words appeared in that Annexure carries no meaning and the memo also bears no signature of issuing authority. Therefore it may be a false one. However, she was engaged for sweeping work for 3 hours duty since 22.10.91.

Her husband Md. Fazlul Haque, also worked as Extra Departmental Packerman now called Gramin Dak Sevak (GDS) Packerman, in the same office at Bhella P.O. While working as such Md. Fazlul Haque committed fraud in SB/RD accounts and Telephone Revenue Collection. He accepted money from the depositors for deposits in Savings Bank and Recurring Deposit accounts, entered the amounts in the pass books and impressed postal stamps on the pass books as usual and returned the pass books to the depositors. But the amounts so collected neither handed over to the Sub-Postmaster, Bhella P.O. nor deposited to the Govt. account. Thus he misappropriated an amount of Rs. 1,02,650/- collected from the depositors.

Again he accepted the amounts of Telephone bills from the Telephone subscribers on several dates, granted them P.O. receipts acknowledging the money. But the amounts were neither handed over to the Sub-Postmaster Bhella P.O. nor deposited to the Govt. account. Thus he misappropriated the amount of Rs. 90,795/- collected from the Telephone subscribers.

In order to prevent further fraud and manipulation/destruction of records Md. Fazlul Haque was placed on put off duty (suspension) w.e.f. 9.7.05 and disciplinary action under Rule-10 of GDS (Conduct and Employment) Rules, 2001 has been initiated against him. The Inquiry Officer and Presenting Officer ~~was~~

has already been appointed to inquire into the case and now it is in progress. In the meantime some records connected to that fraud case were disappeared from Bhella P.O. It is to be mentioned that the Sub-Postmaster of Bhella Post Office working at that time was also involved in the fraud case of the same nature for which he was also suspended and disciplinary action is continuing against him also.

Smt. Suriya Begum, while working as Part-time Safaiwala at Bhella Post Office got ample scope to help her husband ( who was on put off duty ) by supplying some official documents without the knowledge of the postal staff working there. She supplied some official papers to her husband, which was produced by her husband during inquiry by preparing some false money receipts. There is no such provision in this Department to hand over money daily to somebody by such receipts. But her husband prepared such bogus receipts on day to day basis showing transfer of money to the Sub-Postmaster, Bhella, although the Sub-Postmaster denied his signature appeared on those receipts. Moreover, the slips bears no receipts of money by the Sub-Postmaster. Thereby her husband cunningly tried to absolve himself from the monetary responsibility by producing those slips. If the receipts were prepared by her husband during his duty period those were official documents and should have been kept in the office. But

- 4 -

her husband produced photocopies of those receipts during inquiry, which tends to prove that she has obtain the same from office during her working. The particulars of such receipts were mentioned in the charge sheets enclosed in the parawise comments as Annexure-A. Photocopies of those receipts are enclosed herewith for perusal and marked as Annexures - R ( series ).

Apprehending commitment of some other mischief by Smt. Suriya Begum, while working in the office, it was decided to remove her from the contingent duty immediately.

Smt Suriya Begum, who is almost illiterate was engaged as part-time "Safaiwala" for specific duty of sweeping for 3 hours a day. Part-time workers are contingent staff, who are paid from contingent fund. They are not a regular Departmental staff and having no service condition, conduct rules, service books, leave, pension, gratuity etc. They were employed on "no work no pay" basis.

As per clarification issued by the Department such contingent paid staff engaged for more than 8 hours a day termed as full-time casual labour and less than 8 hours it is termed as part-time casual labour. While the full-time casual labour have got the benefit of absorbtion in regular Departmental Group 'D' post subject to fulfillment of certain conditions, the part-time casual labours are not entitled for such benefits. Therefore, smt Suriya Begum, being a part-time casual labour cannot claim for regular absorbtion in Departmental post.

Smt Suriya Begum, was terminated from service without any notice as per terms and condition imposed in her engagement memo. She was terminated from service to maintain secrecy in the Departmental Inquiry and to prevent manipulating, tempering and destruction of official records. As no service Rule is prescribed for such contingent paid staff, the question of issuing notice for termination does not arise.

PARAWISE COMMENTS :

1. That with regard to the statement made in para 1, of the application the respondents beg to state that the applicant was not appointed but engaged as part-time Safaiwala vide memo No. A2/Safaiwala dated 16.10.91 (Annexure-2 of OA). Smt Suriya Begum was terminated from service w.e.f. 28.1.04 vide SDIPOs, Barpeta Sub-Division, memo No. A1/Part time Safaiwala dated 27.1.2004 (Annexure-4 of the O.A.) as per condition imposed in her engagement memo (Annexure-2 of the O.A.) that her engagement ( not appointment ) may be terminated at any time without prior notice. She was a part-Time contingent staff and not a regular Departmental employee. Such staff are paid out of contingency only and not born on regular establishment of the Departmental No Service Rule, conduct rules, leave Rules, increment, pay, service records are available for such staff. They are termed as part-time casual labour, engaging for 2/3 hours a day for some specific works.

-2-

2. That with regard to paras 2, 3, 4.1, 4.2 and 4.3, of the application the respondents beg to offer no comments.

3. That with regard to the statement made in para 4.4, of the application the respondents beg to state that the termination order was essential to maintain office secrecy and to prevent manipulation/tempering/destroying records by the applicant to help her husband Md. Fazual Haque who was the employee of the same office and who was involved in misappropriation case for which he was already put off duty. Therefore the order of termination was issued to protect the Govt. records, which was just and fair.

4. That with regard to the statement made in para 5 of the application the respondents beg to state that Annexure 5 of the O.A. was as relieving charge report of the applicant which is made by every official of the Department for joining to and relieving from a particular job. Therefore, it was not a separate order as narrated by the applicant in the O.A. Moreover, the applicant did not approach any authority for consideration of her termination order. As she could not submit any proof of contact or submission of representation etc to the Authority concerned her statement can be termed as baseless and therefore liable to be rejected.

5. That with regard to the statement made in para 4.6 of the application the respondents beg to state that Md. Fazlul-Haque, her husband while working as GDS Packerman Bhella Post Office, unauthorisedly accepted huge amounts from the depositors



of several Savings Bank and Recurring deposit accounts and instead of depositing the same to the Govt. accounts he misappropriated entire amount of Rs. 1,02,650/-. Again he collected huge amounts from the Telephone subscribers, who went to deposit the amounts of telephone bills in that post office, by issuing receipts unauthorisedly by him for Rs. 90,795/- and not depositing the money to the Govt. account. For such offence he was charge sheeted under Rule-10 of GDS (Conduct and Employment) Rules, 2001 by the Sub Divisional Inspector of Posts, Barpeta vide memo no A2/Bhella/F. Haque dated 13/23.1.04. The Inquiry Officer and presenting Officer has already been appointed and the inquiry is in progress. As his continuance in office will prejudice investigation, he was put off duty w.e.f. 8.9.03. Due to the above circumstances, the presence of his wife ( the applicant ) in the same office found to be undesirable for safety and security of Govt records, as well as for wider public interest. Therefore, she was terminated from service to safeguard the Govt records.

~~\_\_\_\_\_~~

6. That with regard to the statement made in para 4.7, of the application the respondents beg to state that the post of her husband governed by GDS (Conduct and Employment) Rules, 2001, the post held by her is a

part-time contingent post, which is not governed by any service Rules, and therefore there is no question of offering reasonable opportunity to her. The applicant is a part-time contingent staff, who is paid out of contingency who may be terminated at any time without notice and engaged on part-time casual basis and therefore she cannot claim for benefits available for regular Departmental staff. She could not be allowed to continue at Bhella Post Office due to security reason also as the local public become furious to know the corrupt practices of her husband and for that the public may misbehave or mishandle her in the office failing to contact her husband.

7. That with regard to the statement made in para 4.8, of the application the respondents beg to state that the applicant was not appointed as a regular staff. She was engaged only for 2/3 hours duty on part-time basis and no service & records are maintainable for such job. As her engagement on part-time basis is not governed by any conduct Rules, or service Rules, etc no formal notice of termination deemed necessary for her termination. She was never utilized as regular employee except her basic duty of "Safaiwala" as she was not literate enough. The scheme introduced by the Department for regularization of service of the casual labours are applicable to the full-time casual labour only. As the applicant is a part-time casual labour having 3 hours duty such facility is not

applicable to her. Annexure 6 and 7 cited by the applicant are meant for full-time casual labours only and therefore it is infractious, to cite such circular.

8. That with regard to the statement made in para 4.9, of the application the respondents beg to state that the job requirement in Bhella Post Office was for 3 hours and the applicant was engaged accordingly for 3 hours part-time job. There was no justification to treat her as full-time casual labour as there is no job, requirement for more than 3 hours at Bhella Post Office. Therefore, her claim to convert her to full-time casual labour is not tenable. As the benefit of absorbtion as regular Group 'D' is available for full-time casual labour only having more than 8 hours duty, the applicant being apart-time contingent staff with 3 hours duty cannot claim for such benefit.

9. That with regard to the statement made in para 4.10, of the application the respondents beg to state that it was already been made clear that the applicant neither submitted any representation nor approached any authority for modifying or set aside her termination order, although there were so many higher authority than the terminating authority to represent her case. But instead of representing to the Departmental authority she has submitted this application before the Hon'ble CAT by passing her appropriate channel. As she has not exhausted the Departmental channel, it is bad in law to approach the Hon'ble Tribunal for the said casuse and therefore it is liable to be rejected.

-10-

10. That with regard to the statement made in para 5.1, of the application the respondents beg to state that the action on the part of the respondent in issuing the termination order dated 27.1.2004 was quite reasonable and appropriate to prevent illegal activities on the part of the applicant.

11. That with regard to the statement made in para 5.2, of the application the respondents beg to state that the reasons assigned in the termination order was appropriate and as per law and therefore not liable to be set aside.

12. That with regard to the statement made in para 5.3, of the application the respondents beg to state that there is no violation of article 14 and 16 of the Constitution in issuing the termination order of the applicant as there is no such statutory Rule governing the service of the applicant.

13. That with regard to the statement made in para 5.4, of the application the respondents beg to state that it has already been made clear that the applicant being a part-time contingent staff cannot claim for regular absorption in regular Departmental post as such advantage is made applicable to full-time casual labours only vide Annexure - 6 & 7 enclosed by the applicant in her O.A.

14. That with regard to the statement made in para 5.5, of the application the ~~xxx~~ respondents beg to state that there is no such instance in the Department of Posts to regularize such part-time contingent staff as regular Departmental employee. Therefore, this statement is false and fabricated and liable to be rejected.

15. That with regard to the statement made in para 5.6, of the application the respondents beg to state that in view of the above, the termination order was issued in the right moment and it was justified and not liable to be quashed. The Department is also ready to advance more grounds both legal as well as factual at the time of hearing, if needed.

16. That with regard to the statement made in para 6, of the application the respondents beg to state that the applicant is misleading the Hon'ble Tribunal saying that she has exhausted all the remedies available to her as she has not submitted any representation against that termination order to any Departmental Authority as yet.

17. That with regard to para 7, of the application the respondents beg to offer no comments.

18. That with regard to the statement made in para 8, of the application the respondents beg to state that under the above circumstances, the Hon'ble Tribunal is requested to dismiss the application of the applicant.

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19. That with regard to the statement made in para 8.1, of the application the respondents beg to state that the applicant has already been terminated from "Safaiwala" *at present there is no justification for Part-Time Safaiwala at Bhella B.O. as per Departmental norms. Therefore, there is no scope to re-instate her as Safaiwala at Bhella B.O. now.*

20. That with regard to the statement made in para 8.2, of the application the respondents beg to state that the Contingent Staff is engaged on "no work no pay" basis and as the applicant did not work since the date of termination, she is not entitled for any remuneration, further on that principle. Again the question of benefits of seniority and other service benefits also not admissible to her as there is no such service condition prescribed for the contingent paid staff like "Safaiwala".

21. That with regard to para 8.3, of the application the respondents beg to state that the ~~prayer~~ is not *justified*

22. That with regard to para 8.4, of the application the respondents beg to state that the ~~prayer of the applicant is not justified~~ *prayer of the applicant is not justified* in view of above.

23. That with regard to the statement made in para 9, of the application the respondents beg to state that no such interim order is justified as she was terminated from service basically on the ground of maintaining office secrecy and preventing illegal activities.

Verification.....

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

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- 35 -

*in S. Das, Superintendent of Post offices, Barpeta*  
I, ~~A. Ali, Sub Divisional Inspector of Posts~~  
*Barpeta DIV*  
~~Barpeta Sub Division, Barpeta,~~ do hereby verify that the  
statements made in paragraph 1 to 23 of  
the written statement are true to my knowledge, those made  
in paragraphs 1(A) being matter of records  
are true to my information derived therefrom which I  
believe to be true and those made in the rest are humble  
submissions before the Hon'ble Tribunal. I have not suppressed any material facts.

And I signed this verification on this      th day  
of June, 2004.

*Sukreswar Das*  
Deponent.

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ANNEXURE-2 (Series)

1. The following is the list of the items which are to be purchased for the purpose of the project.

5

9347 - 31-12-02 - 500

9416 - 31-12-02 - 1000

9379 - 31-12-02 - 500

9378 - 31-12-02 - 500

9561 - 31-12-02 - 500

9562 - 31-12-02 - 500

2500

2. The items are to be purchased and

Ex- P/X(18)

27/12/04

Sub: Pongee  
Challa - 78138



-37-

15

20H-P/Y(17)

(1)

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22/04

1566/15 H/D 11/12/02 11/12/02  
20/04 (11/12/02) 11/12/02 11/12/02  
11/12/02 11/12/02 11/12/02 11/12/02

9261-20-12-02= 200

9572-20-12-12= 300

500

Five hundred only

MAIP (F1) Stat. - 29 Pass/95 - 6/15/17 - 30 - 11/12/02  
Cholla - 23150

-38-

16

(16)

58

பிரதான அமைச்சர் R/D மூலமாக அமரூர் கிராம நிதியை  
(செய்து S.I.P) நிதியை உயர்வாக மாற்றி 42 மாத SPM ன் க்கு  
ஏற்பட்ட தகவல்

9379 = 27-11-02 = 500

9378 = 27-11-02 = 500

9561 = 27-11-02 = 500

9562 = 27-11-02 = 500

9416 = 27-11-02 = 1000

2000

-T. K. S. / K. S. and

Ext - P/x(16)

2/5/01  
SA

Sub: Poultry  
Shella - 24134

-39-

17

(15)

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የገንዘብ ደ/ወ ስራ ላይ ለሚገኙ ሰራተኞች  
(የገንዘብ ስራ) የሰራተኞች ስራ ላይ ለሚገኙ ሰራተኞች  
የሰራተኞች ስራ ላይ ለሚገኙ ሰራተኞች

9456	12-11-02	4000
9607	12-11-02	200
		<hr/> 4200

From the above ~~and~~ two hundred only

Exh P/X(15)

3/28/5106  
GA

Subs. Found  
Serials - 7813

-40-

18

(11)

60

સિદ્ધિ પેપરના નીચેના નંબરના સમૂહના સમાવેશ કરવામાં આવેલો  
(Pay ins. slip) નિમ્નલેખિત નંબરના સમૂહના સમાવેશ કરવામાં આવેલો  
રકમ /

9561 = 30-10-02 = 500  
9572 = 30-10-02 = 500  
9111 = 30-10-02 = 1000  
9379 = 30-10-02 = 500  
9378 = 30-10-02 = 500  
9507 = 30-10-02 = 500 (9507)

~~9582 = 17-10-02 = 500~~  
~~24-10-02 = 500~~

કુલ રકમ :- 3500

Three thousand five hundred only

Em. P/R (H)  
78/5/04  
SA

78/5/04  
SA  
Sub. Postmaster  
Shalla - 781304

✓ +

- 41 -

19

(13)

61

સિદ્ધાંત ઉપરથી R/P ના બે-પાસે કાઢીને ઉપર મિત્ર વાળા  
(R/P) ના S(P) મિત્રને રાખી મારે. કારણકે SPM ને મારે  
મિત્ર રાખી

9562.30.9.02.507  
9561.30.9.02.507  
9416.30.9.02.1000  
9379.30.9.02.507  
9106.30.9.02.100  
9545.30.9.02.217  
9378.30.9.02.507

3600

A-P/K(13)

10706  
9A

Three thousand six hundred only

Sub. Secy. - 1107  
Room - 701209

42-

20

(12)

ਇਸ ਪ੍ਰਤਿਬੱਧਤਾ ਦੇ 17 ਸਾਲਾਂ ਦੌਰਾਨ ਸਮੁੱਚਾ ਆਮ ਜਨਤਾ (Agriculture)  
 ਵਿਸ਼ੇਸ਼ਤਾ ਦੇ ਅਨੁਸਾਰ ਸਮੁੱਚੇ ਆਮ ਜਨਤਾ ਦੇ 2%

26. 8. 03 = 250  
 23. 7. 02 = 31. 8. 02 = 500  
 24. 16 = 31. 8. 02 = 1000  
 17. 50

Ex-8/x-12... hundred seven-hundred fifty only

7  
 72123

-43-

2/

(11)

23

ମିତ୍ରା ପ୍ରତିଷ୍ଠାନର ୧୨୦ ନମ୍ବର ସ୍ଥଳ - ଗଞ୍ଜାମ ଜିଲ୍ଲା ମିଳିତ କାର୍ଯ୍ୟ  
(କମ୍ପାନୀ ୧୮୦) ବିଲ୍ଡିଂ ଡିପାର୍ଟମେଣ୍ଟର ଅନୁମତି S.P.M.ର ସ୍ୱାକ୍ଷର  
ଦ୍ୱାରା ମିଳିତ ହେବ ।

୨୩୬୧-୨୭-୭-୦୨ = ୨୦୦  
୨୩୪୦ = ୨୭-୭-୦୨ = ୩୦୦  
୨୧୦୬ = ୨୦-୭-୦୨ = ୨୦୦  
୨୩୬୨ = ୩୦-୭-୦୨ = ୫୦୦  
୨୩୪୫ = ୩୦-୭-୦୨ = ୨୦୦  
୨୩୨୫ = ୩୦-୭-୦୨ = ୧୦୦  
୨୩୦୪ = ୩୦-୭-୦୨ = ୧୦୦  
୨୩୨୮ = ୩୦-୭-୦୨ = ୩୦୦୦  
୨୩୧୬ = ୩୦-୭-୦୨ = ୬୦୦୦  
୨୩୭୭ = ୩୦-୭-୦୨ = ୫୦୦  
୨୩୭୮ = ୩୦-୭-୦୨ = ୫୦୦  
୨୩୬୧ = ୩୦-୭-୦୨ = ୫୦୦

Ent. P/X(11)

2/10/04  
SA

12/100

one hundred and one hundred of

f ✓

Sub. Postmaster  
Bhalla - 18/10/04

- 44 -

22 (10)

64

First 5000 R/D are given to the first 5000  
(Payroll slip) from the 1st to 5000 SPM to the first  
2nd /

$$9399 \times 28 \times 0.02 = 500$$

$$9571 \times 28 \times 0.02 = 300$$

$$9361 \times 28 \times 0.02 = 200$$


$$9378 \times 28 \times 0.02 = 500$$

1500

Zahl - P / X (10)

23/5/00  
GA

10000 R/D are given to the first 10000

  
Date: 23/5/00  
Page: 781300



Ex-18/x(a)

9/2/54

1. பெரிய கிணறு - கிணறு  
 2. பெரிய கிணறு - கிணறு  
 3. பெரிய கிணறு - கிணறு  
 4. பெரிய கிணறு - கிணறு  
 5. பெரிய கிணறு - கிணறு  
 6. பெரிய கிணறு - கிணறு  
 7. பெரிய கிணறு - கிணறு  
 8. பெரிய கிணறு - கிணறு  
 9. பெரிய கிணறு - கிணறு  
 10. பெரிய கிணறு - கிணறு

9361-21-5-02 = 200

$$9540 - 315.02 = 300$$

55

Five hundred only

6

Sub. Po. = 281396

24.

(f)

b6

[illegible]

$9378 = 29-1-02 = 500$   
 $9347 = 29-1-02 = 500$   
 $9361 = 29-1-02 = 200$   
 $9416 = 29-1-02 = 1000$

2200

Two thousand two hundred and

sub. PONTIAC  
Phila - 781325

- 47 -

25

(7)

67

ମିଳିତ ଶ୍ରମିକମାନଙ୍କୁ (R/D) କାର୍ଯ୍ୟ ସମ୍ପର୍କରେ ସମ୍ବନ୍ଧିତ କରାଯିବାର ନିମ୍ନ ସମ୍ବନ୍ଧ  
(ଅନୁମୋଦିତ) ମିଳିତ ଶ୍ରମିକମାନଙ୍କୁ କାର୍ଯ୍ୟ ସମ୍ବନ୍ଧରେ S.F.M. କାର୍ଯ୍ୟ ସମ୍ବନ୍ଧ  
ଅନୁମୋଦିତ ।

9347 29-12-01 = 1000

9361 = 29-12-01 = 200

9416 = 29-12-01 = 1000

2200

Exch. - P/A (9)

ଅନୁମୋଦିତ

Two thousand two hundred and

Sub Postmaster  
Ghanta - 20/03

+

Exh - P/x(6)  
281102

1000 46/1000 P/D - 28-11-01  
 1000 46/1000 (P/D - 28-11-01) 1000  
 1000 46/1000 (P/D - 28-11-01) 1000  
 1000 46/1000 (P/D - 28-11-01) 1000

9416 = 28-11-01 = 1000/-

1000/-

one thousand and

96

GIP (FLO) 28-11-01 - 28-11-01

Sub. P. 28-11-01  
 28-11-01

2

-49- 27

(5)

69

First 3000 R/D - no sum added for the first 3000  
(Approved) for the first 3000 - 3000 R/D in the first 3000  
2nd.

9317 = 30-10-01 = 500

9416 = 30-10-01 1000

1500

~~Exm - P/x(5)~~  
2000  
30

are thousand hundred only

\* ~~Exm - P/x(5)~~  
2000  
30

844- P/B(1)

3/2/04  
9.4

(4)

1	2	3	4	5
21	21	21	21	21
22	22	22	22	22
23	23	23	23	23
24	24	24	24	24
25	25	25	25	25
26	9347	= 29-9-11	=	500
27	9416	= 29-9-11	=	1000
28				
29				1500
30				
31				
32				
33	one thousand five hundred only			
34				
35				
36				
37				
38				
39				
40				
41				
42				
43				
44				
45				
46				
47				
48				
49				
50				

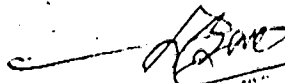
50-  
28

2

1 - 51 - 29  
 (3)  
 21  
 (Copy in slip) विम्वर देन अर्द्धा - मन्त्रालय SPM 2  
 अन्तर विम्वर 200/

1347 = 31.8.01 500  
 2416 = 31.8.01 1000  
 1000

one thousand five hundred and

  
 Joba Podman  
 2002 2003

7

52-

(Payin-S(OP) branch 2 m) m 2001/04 SPN 100  
2027 8220 200/

②  
(30)

Enu-P/KO  
2001/04

2349-31-7-01-500  
3416-31-7-01-1000  

---

1500

one thousand five hundred only

Sub. P. Office  
Shells - 781249

②



- 53 -

பிழை செய்து கொடுத்திருக்கிறார்.

31

73

ਸਮਾਜ (ਸੰਘੀ-ਦਲੀ) ਸਮਾਜ ਦੇ ਸਮਾਜ ਦੇ ਸਮਾਜ ਦੇ  
ਦਲੀ ਦੇ ਸਮਾਜ ਦੇ ਸਮਾਜ ਦੇ

9347-306-015 Str.

2416: 3.c. 6-01 = 1000

1500

Encl-P/K(1)

2-15-04  
WJ

one thousand five hundred and

Sub. P...  
Cholla - 22134

-54-

32

24

For the purpose of the receipt of the  
amount of the bill of exchange of the  
amount of the bill of exchange of the

Amount = 24-2-02

PN No = Receipt No = Bill No = Amount  
51145 = 53 = 1024845 = 869  
Rs = 869

Eight hundred sixty nine only



Dr. P. P. P. P. P.  
F 1118 - 781309

-55-

33

5

For the year 1997-98  
From 120101267100000 SPAN  
Time 120101267100000

Dated - 29-9-01

PR No. - Rect No. - DIM No. - Amount

51128 - 246 - 5547998 - 731

Rs - 131

Seven hundred thirty one only

34

-56-

BH - P/NY (1-58)

22.5.04  
X

THE CHAIRMAN T. P. C. - 11/12/04  
S. P. M. 20/11/04

Dated - 27-8-01

PR No.	Rect No.	Bill No.	Amount
81067	96	5512266	176

one hundred seventy six only

1000 Pads  
Sub. Postmaster  
Bhella - 781309

35-57-

27

निम्न संश्लेषित TAC 114321 अन्तर्गत निम्न  
अर्थन निम्नानुसार 27/07/01 - 114321/01 SPN2  
अन्तर्गत निम्न 2/11/01

Rated = 9/11/01

PN No =	Receipt No.	Bank No.	Amount
51034	= 153	= 7977715	= 888
		Rs =	888

Eight hundred eighty eight  
only

Sd/-  
Bhalla - 781309

Sub. Postmaster  
Bholla - 781309

- 59 - 37


79

PAID BY T.P.C. - 11/10/01  
2000 2000 2000 2000 2000  
2000 2000 2000 2000 2000

Dated = 21-10-01

PA No = Recd No = B.N. No = Amount  
51003 = 154 = 79772106 = 320  
PS = 320

Three hundred twenty only

  
5275

098

Date = 5-11-01

Four hundred sixteen only

Bob Postmaster  
10/19/09  
Holla



THE SIGNATURE OF THE SIGNATORY  
 THE SIGNATORY OF THE SIGNATORY  
 THE SIGNATORY OF THE SIGNATORY

Dated - 28/11/07

PA No -	Rec No -	Bill No -	Amount
51094	204	7978310	267
		Rs =	267

Two hundred sixty seven and

- 62 -

40 2

જાણકારી તથા ગણતરી બાબતેની જાણ  
 14મી જાણ અંગેની નોંધણી સપ્ટેમ્બરમાં  
 રાખી

દાખલ = 6-11-01

પા. નં. -	પેક્ટ નં. -	ડી. નં. -	અનુક્રમ.
51067	= 172	= 7978043	231
51117	= 175	= 7978546	253
51033	= 176	= 7977710	817
51128	= 183	= 7978656	289
51128	= 184	= 7024672	1176
51034	= 185	= 7024735	869
51051	= 186	= 7977888	231

3866

Three thousand eight hundred sixty  
 six only

- 63 - 41 8

502100 T. R. 214 20 214 20 214 20 214 20  
214 20 214 20 214 20 214 20 214 20 214 20 214 20  
214 20 214 20 214 20 214 20 214 20 214 20 214 20

dated = 15-12-9

No = 228 = 8171746 = 2027

2 = 228 = 8171746 = 2027

Two thousand twenty seven and

Postmaster.  
pholla - 751309

- 6p-

42<sup>84</sup>

1st 3rd 4th 5th 6th 7th 8th 9th 10th 11th 12th  
1st 2nd 3rd 4th 5th 6th 7th 8th 9th 10th 11th 12th  
1st 2nd 3rd 4th 5th 6th 7th 8th 9th 10th 11th 12th

Dated = 12/12/01

PIA No.	Recd No.	RETN No.	Amount
51125	220	8399521	953
			<u>953</u>

Nine hundred fifty three only

- 65 43. 98

First Receipt from the  
2nd from the 1st receipt from  
the 1st receipt from the 1st

Dated - 3-1-02

PANo = Rick No = Bill No = Amount  
510414 = 262 = 8520710 = 241  
PS = 241

Two hundred forty only

Sub. Postmaster  
Bholla - 781309

- 66 -

44

86

9. 4 3/4 1/2 1/4 1/8 1/16 1/32 1/64 1/128 1/256 1/512 1/1024 1/2048 1/4096 1/8192 1/16384 1/32768 1/65536 1/131072 1/262144 1/524288 1/1048576 1/2097152 1/4194304 1/8388608 1/16777216 1/33554432 1/67108864 1/134217728 1/268435456 1/536870912 1/1073741824 1/2147483648 1/4294967296 1/8589934592 1/17179869184 1/34359738368 1/68719476736 1/137438953472 1/274877906944 1/549755813888 1/1099511627776 1/2199023255552 1/4398046511104 1/8796093022208 1/17592186044416 1/35184372088832 1/70368744177664 1/140737488355328 1/281474976710656 1/562949953421312 1/1125899906842624 1/2251799813685248 1/4503599627370496 1/9007199254740992 1/18014398509481984 1/36028797018963968 1/72057594037927936 1/144115188075855872 1/288230376151711744 1/576460752303423488 1/1152921504606846976 1/2305843009213693952 1/4611686018427387904 1/9223372036854775808 1/18446744073709551616 1/36893488147419103232 1/73786976294838206464 1/147573952589676412928 1/295147905179352825856 1/590295810358705651712 1/1180591620717411303424 1/2361183241434822606848 1/4722366482869645213696 1/9444732965739290427392 1/18889465931478580854784 1/37778931862957161709568 1/75557863725914323419136 1/151115727451828646838272 1/302231454903657293676544 1/604462909807314587353088 1/1208925819614629174706176 1/2417851639229258349412352 1/4835703278458516698824704 1/9671406556917033397649408 1/19342813113834066795298816 1/38685626227668133590597632 1/77371252455336267181195264 1/154742504910672534362390528 1/309485009821345068724781056 1/618970019642690137449562112 1/1237940039285380274899124224 1/2475880078570760549798248448 1/4951760157141521099596496896 1/9903520314283042199192993792 1/19807040628566084398385987584 1/39614081257132168796771975168 1/79228162514264337593543950336 1/158456325028528675187087900672 1/316912650057057350374175801344 1/633825300114114700748351602688 1/1267650600228229401496703205376 1/2535301200456458802993406410752 1/5070602400912917605986812821504 1/10141204801825835211973625643008 1/20282409603651670423947251286016 1/40564819207303340847894502572032 1/81129638414606681695789005144064 1/162259276829213363391578010288128 1/324518553658426726783156020576256 1/649037107316853453566312041152512 1/1298074214633706907132624082305024 1/2596148429267413814265248164610048 1/5192296858534827628530496329220096 1/10384593717069655257060992658440192 1/20769187434139310514121985316880384 1/41538374868278621028243970633760768 1/83076749736557242056487941267521536 1/166153499473114484112975882535043072 1/332306998946228968225951765070086144 1/664613997892457936451903530140172288 1/1329227995784915872903807060280344576 1/2658455991569831745807614120560689152 1/5316911983139663491615228241121378304 1/10633823966279326983230456482242756608 1/21267647932558653966460912964485513216 1/42535295865117307932921825928971026432 1/85070591730234615865843651857942052864 1/170141183460469231731687303715884105728 1/340282366920938463463374607431768211456 1/680564733841876926926749214863536422912 1/1361129467683753853853498429727072845824 1/2722258935367507707706996859454145691648 1/5444517870735015415413993718908291383296 1/10889035741470030830827987437816582766592 1/21778071482940061661655974875633165533184 1/43556142965880123323311949751266331066368 1/87112285931760246646623899502532662132736 1/174224571863520493293247799005065324265472 1/348449143727040986586495598010130648530944 1/696898287454081973172991196020261297061888 1/1393796574908163946345982392040522594123776 1/2787593149816327892691964784081045188247552 1/5575186299632655785383929568162090376495104 1/11150372599265311570767859136324180752990208 1/22300745198530623141535718272648361505980416 1/44601490397061246283071436545296723011960832 1/89202980794122492566142873090593446023921664 1/178405961588244985132285746181186892047843328 1/356811923176489970264571492362373784095686656 1/713623846352979940529142984724747568191373312 1/1427247692705959881058285969449495136382746624 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1/1496577676626844588240573268701473812127674924007424 1/2993155353253689176481146537402947624255349848014848 1/5986310706507378352962293074805895248510699696029696 1/11972621413014756705924586149611790497021399392059392 1/23945242826029513411849172299223580994042798784118784 1/47890485652059026823698344598447161988085597568237568 1/95780971304118053647396689196894323976171195136475136 1/191561942608236107294793378393788647952342390272950272 1/383123885216472214589586756787577295904684780545900544 1/766247770432944429179173513575154591809369561091801088 1/1532495540865888858358347027150309183618739122183602176 1/3064991081731777716716694054300618367237478244367204352 1/6129982163463555433433388108601236734474956488734408704 1/12259964326927110866866776217202473468949912977468817408 1/24519928653854221733733552434404946937899825954937634816 1/49039857307708443467467104868809893875799651909875269632 1/98079714615416886934934209737619787751599303819750539264 1/196159429230833773869868419475239575503198607639501078528 1/392318858461667547739736838950479151006397215279002157056 1/784637716923335095479473677900958302012794430558004314112 1/1569275433846670190958947355801916604025588861116008628224 1/3138550867693340381917894711603833208051177722232017256448 1/6277101735386680763835789423207666416102355444464034512896 1/12554203470773361527671578846415332832204710888928069025792 1/25108406941546723055343157692830665664409421777856138051584 1/50216813883093446110686315385661331328818843555712276103168 1/100433627766186892221372630771322662657637687111424552206336 1/200867255532373784442745261542645325315275374222849104412672 1/401734511064747568885490523085290650630550748445698208825344 1/803469022129495137770981046170581301261101496891396417650688 1/1606938044258990275541962092341162602522202993782792835301376 1/3213876088517980551083924184682325205044405987565585670602752 1/6427752177035961102167848369364650410088811975131171341205504 1/12855504354071922204335696738729300820177623950262342682411008 1/25711008708143844408671393477458601640355247900524685364822016 1/51422017416287688817342786954917203280710495801049370729644032 1/102844034832575377634685573909834406561420991602098741459288064 1/205688069665150755269371147819668813122841983204197482918576128 1/411376139330301510538742295639337626245683966408394965837152256 1/822752278660603021077484591278675252491367932816789931674304512 1/1645504557321206042154969182557350504982735865633579863348609024 1/3291009114642412084309938365114701009965471731267159726697218048 1/6582018229284824168619876730229402019930943462534319453394436096 1/13164036458569648337239753460458804039861886925068638906788872192 1/26328072917139296674479506920917608079723773850137277813577744384 1/52656145834278593348959013841835216159447547700274555627155488768 1/105312291668557186697918027683670432318895095400549111254310977536 1/210624583337114373395836055367340864637790190801098222508621955072 1/421249166674228746791672110734681729275580381602196445017243910144 1/842498333348457493583344221469363458551160763204392890034487820288 1/1684996666696914987166688442938726917102321526408785780068975640576 1/3369993333393829974333376885877453834204643052817571560137951281152 1/6739986666787659948666753771754907668409286105635143120275902562304 1/13479973333575319897333507543509815336818572211270286240551805124608 1/26959946667150639794667015087019630673637144422540572481103610249216 1/53919893334301279589334030174039261347274288845081144962207220498432 1/107839786668602559178668060348078522694548577690162289924414440996864 1/215679573337205118357336120696157045389097155380324579848828881993728 1/431359146674410236714672241392314090778194310760649159697657763987456 1/862718293348820473429344482784628181556388621521298319395315527974912 1/1725436586697640946858688965569256363112777243042596638790631055949824 1/3450873173395281893717377931138512726225554486085193277581262111899648 1/6901746346790563787434755862277025452451108972170386555162524223799296 1/13803492693581127574869511724554050904902217944340773110325048447598592 1/27606985387162255149739023449108101809804435888681546220650096895197184 1/55213970774324510299478046898216203619608871777363092441300193790394368 1/110427941548649020598956093796432407239217743554726184882600387580788736 1/220855883097298041197912187592864814478435487109452369765200775161577472 1/441711766194596082395824375185729628956870974218904739530401550323154944 1/883423532389192164791648750371459257913741948437809479060803100646309888 1/1766847064778384329583297500742918515827483896875618958121606201292619776 1/3533694129556768659166595001485837031654967793751237916243212402585239552 1/7067388259113537318333190002971674063309935587502475832486424805170479104 1/14134776518227074636666380005943348126619871175004951664972849610340958208 1/28269553036454149273332760011886696253239742350009903329945699220681916416 1/56539106072908298546665520023773392506479484700019806659891398441363832832 1/113078212145816597093331040047546785012958969400039613319782796882727665664 1/226156424291633194186662080095093570025917938800079226639565593765455331328 1/452312848583266388373324160190187140051835877600158453279131187530910662656 1/904625697166532776746648320380374280103671755200316906558262375061821325312 1/1809251394333065553493296640760748560207343510400633813116524750123642650624 1/3618502788666131106986593281521497120414687020801267626233049500247285301248 1/7237005577332262213973186563042994240829374041602535252466099000494570602496 1/14474011154664524427946373126085988481658748083205070504932198000989141204992 1/28948022309329048855892746252171976963317496166410141009864396001978282409984 1/57896044618658097711785492504343953926634992332820282019728792003956564819968 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1/474284397516047136454946754595585670566993857190463750305618264096412179005177856 1/948568795032094272909893509191171341133987714380927500611236528192824358010355712 1/1897137590064188545819787018382342682267975428761855001222473056385648716020711424 1/3794275180128377091639574036764685364535950857523710002444946112771297432041422848 1/7588550360256754183279148073529370729071901715047420004889892225542594864082845696 1/15177100720513508366558296147058741458143803430094840009779784451085189728165691392 1/30354201441027016733116592294

- 67 -

45

For the TO C. 24424 other from  
the. From the other side of the  
in other part of  
dated 21-1-02

PA. No. - Recd. No. - Bill No. - Amount  
51003 - 663 - 8520306 - 241  
RS - 241

Two hundred forty only

2 -

-68-

46

For the sum of Rs. 7000/- for the sum of Rs. 7000/-

For the sum of Rs. 7000/- for the sum of Rs. 7000/-

Dated = 7-1-02

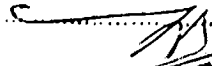
PA No = Recd No = Bill No = Amount

51132 267 - 8707007 = 2673

51041 = 269 = 8720683 = 241

88 = 2914

Two thousand nine hundred forty eight only



Sub. Registrar  
Bholla - 781309



69-

47

724-374100 T P.C. 24422 6th May  
24th 12:00 PM 24th 12:00 PM SPM  
6th May 2003

Dated 8-1-03

PA NO = Recd NO = Bill NO = Amount

51137 = 300 = 7978745 = 7410

RS = 7410

Seven hundred forty one

2  
Sd. Postmaster  
Bhalla - 781309

RECEIVED TREC 11/22/95  
LTH 11/22/95 SPM 11/22/95 2M

Dated: 29/1/00

PR No =	Rec No =	QTH No =	Amount
51133 =	8 =	8721460 =	1614
51086 =	9 =	2978258 =	244
			<u>1858</u>

one thousand eight hundred eighty five  
and

REC'D (1-1) Snt-24 Rec'd 1/95-1 RS/S-1/17/7-00.5 95) 11/1/95-400 000 Pds.

*[Signature]*  
Sub. Postmaster  
No. 11 - 781302

-71-

49

For 30 days T.R.C. with other bills then  
for 30 days T.R.C. with other bills  
Pay not dated - 19-2-02

PN No.	Rect No.	Bill No.	Amount
51029	28	8528568	270
			<hr/> Rs = 270

Two hundred seventy only

Sub. Postmaster  
Bhella - 701309

For 3/5/10 TAC-4420 with 1000000  
 TAC-4420 with 1000000 SPM with  
 1000000 dated 25-2-02

PH.No =	Recd No =	Bill No =	Amount
51085 =	34 =	9166784 =	231
51121 =	35 =	9167449 =	231
51086 =	37 =	9166790 =	231
51039 =	38 =	9166323 =	231
Total =			924

nine hundred twenty four only

GP (SU) SN 21 P. 10/95-4 PVS-1/17-22.5.5 ) 10/95-4.00.00.00.00.00

Sd. Postmaster  
 Bholla - 781309





-75-

53

For Subscribed to R.C. - 11/11/12

2000 - 2001 - 2002 - 2003 - 2004

SPM - 2001 - 2002

Dated - 5-3-02

PA No - Recd No - Bill No - Amount

51014 - 66 - 9466077 - 398

BS - 398

Three hundred ninety eight only

2

Sub. Postmaster  
Bhalla - 781309

1. 5000 TR 2000 0.0000  
 2. 1000 0.0000 0.0000 0.0000  
 3. 1000 0.0000 0.0000 0.0000

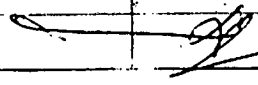
Dated = 6-3-02

PW No. Recd No. 0.0000 0.0000

SLO 28 = 68 = 9166218 = 347

PS = 347

Three hundred barely seven or 8





55

PANO = Rect No - Bill No = Invoice  
 511141 = 71 = 9167070 = 241  
 P8 = 241

Two hundred twenty one

ICLP (SU) Snt-24 Postal/95-1 FS/6-1/177-30 0 00 000005 10000

Sub. Foremaster  
Bhalla - 781309

- 78 -

56.

98

1.  $2.5 \times 10^3 \text{ kg} \times 9.8 \text{ m/s}^2 = 2.45 \times 10^4 \text{ N}$   
 2.  $2.5 \times 10^3 \text{ kg} \times 9.8 \text{ m/s}^2 = 2.45 \times 10^4 \text{ N}$   
 3.  $2.5 \times 10^3 \text{ kg} \times 9.8 \text{ m/s}^2 = 2.45 \times 10^4 \text{ N}$   
 4.  $2.5 \times 10^3 \text{ kg} \times 9.8 \text{ m/s}^2 = 2.45 \times 10^4 \text{ N}$   
 5.  $2.5 \times 10^3 \text{ kg} \times 9.8 \text{ m/s}^2 = 2.45 \times 10^4 \text{ N}$   
 6.  $2.5 \times 10^3 \text{ kg} \times 9.8 \text{ m/s}^2 = 2.45 \times 10^4 \text{ N}$   
 7.  $2.5 \times 10^3 \text{ kg} \times 9.8 \text{ m/s}^2 = 2.45 \times 10^4 \text{ N}$   
 8.  $2.5 \times 10^3 \text{ kg} \times 9.8 \text{ m/s}^2 = 2.45 \times 10^4 \text{ N}$   
 9.  $2.5 \times 10^3 \text{ kg} \times 9.8 \text{ m/s}^2 = 2.45 \times 10^4 \text{ N}$   
 10.  $2.5 \times 10^3 \text{ kg} \times 9.8 \text{ m/s}^2 = 2.45 \times 10^4 \text{ N}$

PVA No = Rec No = BTH No = mmmm  
 S1125 = 75 = 9390710 = 512  
 215708 = 512

$$5125 = 75 = 9390.710 = 512$$

Five hundred thirty one and

1/MGIP (SU) Smt-24 Postal 95-(SFS/S-1/17/7-30.5.95)-27.7.95-4,60,000 ru.

Sub. Postmaster  
Bhalla - 781309

-79-

57

99

පිටුපසට පිටුපසට පිටුපසට පිටුපසට  
පිටුපසට පිටුපසට පිටුපසට පිටුපසට  
පිටුපසට පිටුපසට පිටුපසට පිටුපසට

Dated = 26-3-02

PA No	Recd No	Bill No	Amount
5125	84	9766743	1851
		PS	1851

one thousand eight hundred  
fifty one only

PAID  
1000 Pds  
2002-2813

- 80 -

58

100

[illegible]

.....  
 30-3-02  
 .....

[illegible]
$$51041 = 37 = 91682.4 = 2411$$

03-241

Two hundred forty one

SP (SU) Snt-24 Penal/25-1118/8-1/17/7-20.5 2.1-21.7 954.00 100 Pds

**Sub. Postmaster.**  
Bhella - 781309

7-10-1954 + P.C. 11/10/54 21/10/54  
 21/10/54 11/10/54 21/10/54 21/10/54

2-10/54

Dated: 3-4-02

PA NO = Recd No. B.I. NO = Amount

510/8 = 11/10/54 9166119 = 241

P.S. = 241

Two hundred forty one only

Sub Postmaster  
 Bhalla - 781309

102

FILED 60-311103 T.R.C. HARRY BARRYMAN JR.  
 DEPT. OF JUSTICE - FEDERAL BUREAU OF INVESTIGATION  
 NEW YORK

2. Fed. = 21-41-02

DIA No = Recd No = Bill No = Amount

51076 = 115 = 9166695 = 341

51088 = 106 = 9166810 = 241

PS = 582

Five hundred eighty two and

FILED (NY) MAR 21 1954 (NY) 100-311103-102

60-311103-102  
 78  
 Col. Postmaster  
 Rholla - 781309







- 85- 63

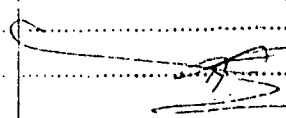
125

STH 5/1/02 T.R.C. 11/1/02. 11/1/02  
STH 5/1/02 T.R.C. 11/1/02. 11/1/02  
SPM 20 01/1/02 11/1/02 20/1/02

Dated 26-4-02

PN No.	Rect No.	Bill No.	Amount
ST134	143	9167271	307
		RS	307

Three hundred seven only



64

00

PIA No.	Rate No.	Bill No.	Amount
51086	1416	10006311	231
51037	1412	10005820	231
			462

four hundred sixty two only

(SU) Snt-24 Postal 95-0189/S-1/177-32.59 p.27.7 55-1 00000 Peds.

Sub. P. S. Bhella - 781309

-87-

65 <sup>107</sup>

নিম্ন উল্লিখিত + P.C. মাহাত্মা স্মৃতি স্মরণ  
নিমিত্ত ইচ্ছা করিয়া হাজির ১০.৫০ PM ২ ঘণ্টার  
২ম/ Dated - 29/4/02

PH No = Post No = Bill No = Amount  
5119 = 154 = 10006649 = 212  
Rs = 212

Two hundred twelve and

Sub. Postmaster  
Bholla - 781309

For further TQC work also you are  
in. - 100% CPM & other work /  
Date 30/11/02

Pr.No = Rec.F.No = Bill No = Amount

$$51039 = 156 \cdot 10005843 = 231$$
$$510141 = 157 = 7 \cdot 1005999 = 336$$
$$51069 = 158 - 10006096 = 327$$

458

Eight hundred Ninety four and 8

12/8/87 12:41 PM 1384068/5-1177-207 217.0 4.0100 7.003

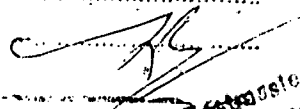
Perimeter  
1011A - 781309

For Billings + Rec. with 24 days after Billings  
 For 24 days after Billings + Rec. with 24 days after Billings  
 Dated - 4-5-02

PLN No =	Rec. No =	Bill No =	Amount
51003 =	175 =	10005487 =	264
51034 =	176 =	10005790 =	231
51044 =	177 =	10005895 =	231
51005 =	178 =	10005501 =	231

PR = 957

Nine hundred fifty seven only



- 90 - 68 110

THE SECRETARY TO THE GOVERNMENT OF INDIA  
MINISTRY OF DEFENSE  
NEW DELHI

Dated 9-5-02

Sl. No.	Recd No.	Bill No.	Amount
51032	182	10005283	304
51038	185	10006334	231
51046	186	10006216	382
RS			922

Nine hundred twenty two only

- 91 -

69

Pay to the order of the Treasurer of the  
City of New York (SPM) (for)

Date 22-5-02

PH No - Receipt No - Bill No - Amount

5111 = 196 = 100065641 = 241

Rs = 241

Two hundred and forty one only

NYCP (SU) Sub-21 Postal 9540889 1/1/02

Arch. Postmaster  
Phella - 781302

-92- 70. <sup>42</sup>

FOR THE YEAR THE 1990-91  
ANNUAL BUDGET FOR THE YEAR 1990-91  
IN THE YEAR 1990-91


Dated = 30-5-02

PA No. - Recd No. - Bill No. - Amount

SI 018 - 20.1. = 10005636 = 241

Rs = 241

Two hundred twenty one

  
Sd/-, Panchayat  
Ahalla - 781309



- 93 -

71

123

निम्नलिखित = ० समूह का निम्न  
अभिनिम्न = ० समूह का निम्न  
अभिनिम्न = ० समूह का निम्न

Arled = 6-6-02

PA No = Recd No = Bill No = Amount  
51021 = 206 = 10006162 = 928  
Rs = 928

Nine hundred twenty eight only

2  
885. Postmaster  
Bells - 791209

- 94 -

72

၂။ အောက်ဖော်ပြပါအတိုင်း တစ်စုံတစ်ရာမှန်ကန်သော အချက်များကို  
 ရှိပါက ဖြေဆိုရန် ပုဒ်မ ၁၀၃(က)၊ ၁၀၄(က)၊ ၁၀၅(က)၊ ၁၀၆(က)  
 နှင့် ၁၀၇(က) ကို ဖတ်ရှုပါ။

Filed - 9-6-02

PA No. = Recd No. = Bill No. = Amount  
51041 = 207 = 10005866 = 241

Prs. 241

Two hundred barely one and

Sub. Panchayat  
Bheila - 781300

- 95 -

73

WS


ମାଧ୍ୟମିକ ଶିକ୍ଷା ବିଭାଗ  
ଫାଉଣ୍ଡେସନ ପ୍ରୋଗ୍ରାମ  
ପ୍ରଥମ ବର୍ଷ ୨ମ

୧୫/୬/୦୨ = ୨୧-୬-୦୨

PN No - Recd No - Bill No = Amount  
51133 = 220 = 10260558 = 945

Rs = 945

Nine hundred forty five only

  
Sub. Postmaster  
Bholla - 781309

- 96 - 74 .

46

ମାଧବୀନାଥ T.R-4420 ଶାସନ  
ଅନୁସାରେ ଶାସନ-4420 SPM  
ଶାସନ ନମ୍ବର 2ମ/

dated = 1-7-02

PA No	=	Recd No	=	Bill No	=	Amount
51038	=	225	=	1090862	=	726
51018	=	226	=	1090738	=	231
51039	=	227	=	1090945	=	231
						<u>1188</u>

one thousand one hundred eighty  
eight only

Sub. Postmaster  
Bholla - 781308

-97- 75 . 11

For the T. R. 2000 and for  
the 2000 and 2000 and 2000  
and 2000 and 2000 and 2000

Dated = 2-2-02

PANo = RecdNo = BillNo = Amount  
S1005 = 230 = 10901603 = 503  
S1009 = 231 = 10005547 = 241  

---

744

Seven hundred and forty four

Sub. Postmaster  
Bhella - 781309

-98- 76 WA

PAID TO ORDER T. R. - 4/12/20 2018  
PAID TO ORDER T. R. - 4/12/20 2018  
PAID TO ORDER T. R. - 4/12/20 2018

Dated = 5-7-02

PA No = Recd No = Bill No = Amount

51145 = 238 = 10903000 = 4102

RS = 402

Four hundred two only

Sub. Postmaster  
Bhella - 781309

63

Adtd = 67.02

RS = 231

Two hundred thirty one only

Sub. Postmaster  
Bhella - 781309

100

78

420


For the first 100 - 78 - 420  
 For the next 100 - 78 - 420  
 For the next 100 - 78 - 420

Dated = 22-9-02

PN No = Rect No = Bill No. Amount  
 51029 = 291 = 10901840 = 391  
 51083 = 292 = 11687224 = 345  
 51086 = 293 = 11687253 = 231

Rs = 967

nine hundred six seven only

  
 Mr. Postmaster  
 Bhella - 781309



-101-

79.

121

පිටි පිටුවට T R තැබූ පත්තර  
අනුමාපිතය පත්තර තැබූ  
S.P.M. පත්තර පිටුව  
Dated = 29-10-02

PANo	-	RectNo	=	BillNo	=	Amount
51086	=	76	=	12469601	=	231
51076	=	78	=	12469506	=	318
51119	=	82	=	12469937	=	268
51088	=	84	=	12469570	=	231
51033	=	85	=	12469073	=	337
51034	=	86	=	12469080	=	669
51005	=	87	=	12468790	=	231
51016	=	88	=	12468903	=	282
51039	=	89	=	12469133	=	281
						2848

Two thousand eight hundred eighty eight

Sd/-  
Sub. Postmaster  
Shella - 781309

-102-

80

122

निम्नलिखित T.R. नं. 20 का मूल्य 2000 रु. का है।  
2000 रु. का मूल्य 2000 रु. का है।

2000 रु. का मूल्य 2000 रु. का है।

PA No = 51148 - Bill No = 103 - 11687833 = Amount = 241  
241

Two hundred and forty one only

-103-

81

123

RECEIVED THE AMOUNT OF Rs. 341/-  
FROM THE ACCOUNT OF THE GOVT. OF INDIA  
Dated - 5-1-02

PN No.	Rect No.	Bill No.	Amount
51029	107	11686680	341

Total = 341

Three hundred and forty one only

- 104 -

82

निम्नलिखित TRL-14420 का निम्न

अनुसार निम्न निम्न निम्न निम्न

SPM 60 अन्तर्गत अन्तर्गत

Dated 8/11/02

PA No = Recd No = Bill No = Amount

51049 = 109 = 12469/88 = 241

Rs = 241

Two hundred forty one only

Postmaster

Sub. Postmaster  
Bholla - 781309



-106-

89

120

निम्न स्थिति में TRC नम्बर 120 का नम्बर  
अनुसार निम्न में नम्बर 120 का नम्बर SPMA  
अनुसार नम्बर 120

Dated: 21-11-02

PH No = Recd No = B.M. No = Amount  
51133 = 122 = 12745463 = 265

Rs = 265

Two hundred sixty five and

Sd/-  
Sub. Postmaster  
Bhalla - 78130

См. 122/11X/11

Batch = 1-12-p2

PA No.	Recd No.	PIN No.	Amount
51041	125	12469156	241
	*	P8	241

Two hundred twenty one and

Formal 95. (S) 45-1572-30300

**Sgt. Postmaster**  
**Bhella #281309**

-108-

86 . . 128

निम्नलिखित T.R. नम्बर का निम्न निम्न  
निम्न निम्न निम्न निम्न निम्न निम्न निम्न निम्न  
निम्न निम्न निम्न निम्न निम्न निम्न निम्न निम्न

काल - 10/8/01

PRNO = Recd No = BLN No - Amount  
57152 = 98 = 7408527 = 1941

1941

one thousand nine hundred forty one  
only

Sub. Postmaster  
Bhella - 784302



109- 87 129

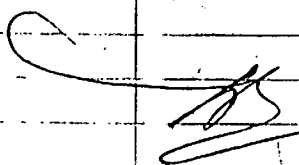
1. First 3 months of the year 1901  
after January 1st order 12000 SPM  
order 12000

Dated - 17-9-01

PA No.	Post No.	C.M. No.	Amount
51078-	129-	7024190-	301

Rs. 301

Three hundred one only



Sub. Postmaster  
B.M. 781309

110-

88

130

பெரிய சுவாமிநாதர் பி. ரெட்டி - பி. ரெட்டி  
 சி. ரெட்டி - பி. ரெட்டி - பி. ரெட்டி - பி. ரெட்டி  
 பி. ரெட்டி - பி. ரெட்டி - பி. ரெட்டி - பி. ரெட்டி

Dated = 11-9-01

PA No.	Rect No.	BIM No.	Amount
57029	= 102	= 7023884	= 303
51125	= 104	= 7667895	= 2250
			2553

Two thousand five hundred fifty three  
 only

*[Signature]*

111-

89.

131

THE TIRE SHOP  
 1000 S. 10th St.  
 SPM 2011

Dated 22/10/08

PAID No = Recd No = QUANT = Amount

51095 = 129 = 7023642 = 818

51111 = 130 = 7024502 = 241

1059

one thousand fifty nine and

Bob Postmaster  
 Bhalla 781309

— 112 —

90

132

பிரதமர் அலுவலகம் - சென்னை  
பிரதமர் அலுவலகம் - சென்னை  
பிரதமர் அலுவலகம் - சென்னை

Dated = 23/10/01

PN No = Recd No = B.A. No = Amount  
51110 = 134 = 7024494 = 929  
RS = 929

Nine hundred twenty nine and

100,000 Rs.

100,000

- 113 -

91

133

सिद्धार्थ प्रसाद - R.C. 11/22 असा प्रसादार्थ  
सिद्धार्थ प्रसाद - R.C. 11/22 असा प्रसादार्थ  
R.C. 11/22 असा प्रसादार्थ

Dated = 2.6.5.01

PN No -	Rack No -	Bill No -	Amount
51035 -	236 -	5511943 -	655
		Rs =	655

Six hundred fifty five only

Postal: 95- (SF 25-1/172-30 S.95)

Sd/- Postmaster  
Bhella - 781309

-114-

92 134

For Grover T. R. Wilson & Co. Inc.  
Payable to Grover T. R. Wilson & Co. Inc.  
New York City

Dated - 2/9/51

P.N. No.	Part No.	Bill No.	Amount
51071	- 244	- 594727	658

658

Six hundred fifty eight and

Rob. Postmaster  
Shella - 781309

93

115-

135

சென்னை த.நெ. அமைச்சு அலுவலகம்  
 சென்னை 121-ம் நெ. அமைச்சு அலுவலகம்  
 2.51/

Dated = 31-5-01

PA No.	Recd No.	Q.No.	Amount
51039 = 2.51	= 5511985 =		1006
51037 = 2.53	= 5947081 =		703
			1709

one thousand seven hundred minor

Postmaster (S.H.S.) 121-005

Sd/- Postmaster  
 E. alla - 781309

136

dated - 8-5-07



ମିତ୍ରମାନଙ୍କୁ ଟ୍ରାନ୍ସମିଟ୍ କରାଯିବା କାଳ  
ମିତ୍ରମାନଙ୍କୁ ଟ୍ରାନ୍ସମିଟ୍ କରାଯିବା ସମୟ କାଳ  
ମିତ୍ରମାନଙ୍କୁ

ଡାଟା = 3-5-01

PR No.	Recd No.	Q No.	Amount
51086	189	= 6378839	1673
51044	190	= 6378110	1315
			2988

Two thousand nine hundred eight  
eight only

Sub-Postmaster  
Bhalla - 781309

118- 96

138

विशेषज्ञादि प्रमाणपत्र प्राप्त किया कि  
यिक्तानुसार प्रमाणपत्र SPMD को  
प्रति 21

Dated = 21-5-01

PR No.	Rect No.	C. No.	Amount
51133-228	8707007		2000
			2000

Two thousand only

POST (P) Secy. to Govt. of India, New Delhi - 110 002

Sub Postmaster  
Bhella - 781308

129- 97

139

For Station TREMME Institution  
Phone 121-22122222 8111 2111  
May 2nd

Qtd. 11-6-01

PII No.	Recd No.	Di No.	Amount
51110	256	5512690	1544
			1544

one thousand five hundred forty four  
only

85

Sub. Postmaster  
Bhalla - 781309

-120-

98

140

निम्न लिखितों पर आदेश जारी किया गया  
अथवा निम्नलिखित आदेशों के अनुसार

SPM द्वारा जारी आदेश

Date = 13-6-01

PR No. Recd No. & Date Amount

51133 = 266 = 6949027 = 1527

51005 = 264 = 5076891 = 1310

2837

Two thousand eight hundred  
thirty seven only

Sub. Postmaster  
Bhalla - 781309  
1000 Pads

121- 99  
 TR-7420 3741 141  
 2422070  
 SP No. 2422070  
 Dated = 18/6/01

PR No.	Rect No.	Bill No.	Amount
51134	273	5948059	1738
			1738

one thousand seven hundred thirty eight only

AS

125 100

142

TRIP BOUND TRC HHS2 BARRICK

STATEMENT FOR THE MONTH OF

SPM. BARRICK 2011

Date = 21-6-01

PH No. Rec No. Bill No. Amount

51090-276-5077749- 311

311

Three hundred & eleven only

*[Signature]*

Form - 20 Post-1.95 (S.I. 11/11/11)

100,000 Pads

Sub. Postmaster  
Pholla - 781309

123- 101

143

For Billing TRC 111110 with bill  
21671000 127-11351-111110 3 PM  
01/11/11 2M

Dated = 8-7-01

PN No.	Recd No.	Bill No.	Amount
SN19:	36	= 7024583	= 237
		Rs.	237

Two hundred thirty seven only

Sub. Postmaster  
Bholla - 781309  
20,000 Pds

124- 102

144

સિદ્ધિ ભાઈ TRC 4420 સ્થાનિક અંક  
વિનય રાજા સ્થાનિક સ્પર્ધા સ્થાન  
સિદ્ધિ રાજા

Actual = 12-7-01

PN No - Ret No - Bin No - Amount

51133 = 40 = 7200613 = 1059

28 = 1059

one thousand fifty nine and

50,000 Pad:  
Sub. Postmaster  
Bhalla - 781309



125- 103

145

For the Treasurer's Office  
after payment in cash - 10/20/01  
SPM 2001 10/20/01

Dated = 6-8-01

PAY NO.	Rec No.	BILL NO.	Amount
51088	= 78	= 6378550	= 1615
			<u>1615</u>

one thousand six hundred fifteen  
and

10,000  
Bob. Postmaster  
Rhella - 781309

-126- 104.

146

Pay to the order of J. R. C. - 2000 dollars  
2000.00  
20/11/00

P.N. No. - Recd No. - P.N. No. - Amount  
51029 - 21 - 5074130 - 2814

2814

Two thousand eight hundred  
fourteen only

~~Exht - P/142 (1458)~~  
20/11/00

Sub. Postmaster  
Bhalla - 781300

147

94

1307



Sub. Postmaster  
Sholla - 781309  
V. 1000. Post

158

Sub. Postmaster  
Phone 781309

-129-

107

149

பிள்ளைகள் தரகை அட்டைகள்  
அட்டைகள் காணாமல் போனவை  
20 வாரியகம்

தேதி = 12/2/01

PH No = Ract No = B.M. No = Amount

51114 = 131 = 5947858 = 8

51034 = 132 = 5947058 = 2775

51003 = 138 = 5946748 = 143

51014 = 141 = 5946858 = 208

3334

Three thousand three hundred  
thirty four only

Sub. Postmaster  
Bhella - 781309

-130- 108.

150

પ્રતિ હોદ્દાના ટ્રસ્ટીના હાથે  
અથવા અન્ય કોઈ પણ વ્યક્તિના હાથે  
આ રકમ ચૂકવવાની છે.

Dated: 30/11/01

PRNO =	RCNO =	Bill No. =	Amount
51022 =	186 =	63778.91 =	1456

1456

one thousand four hundred fifty six

Postal 95-- (SF/JS-1/1772 -30.5.85)

Sub. Postmaster  
Bhalla 781309




132 110

152

Page 3 of 100 - R.C. 344.230 - 01/11/11  
 with payment for 126 days until 5 PM 11  
 01/11/11  
 dated = 5-5-01

PA. No.	Recd No.	Bill No.	Amount
51064	= 197	= 6378319	= 525
51054	= 199	= 6378914	= 1454
51101	= 201	= 6378680	= 1610
51029	= 203	= 6377960	= 787
		PS =	4276

four thousand three hundred  
 seventy six only

  
 Bob. Postmaster  
 Bhalla - 781309  
 100 Pds



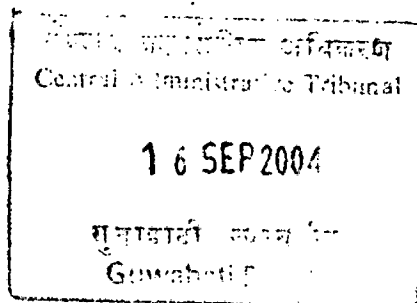
-133- 111 53

For Postmaster T.R.C. 7/21/20 6:30 AM  
 2167 12-11-20 2167 12-22-20  
 S.P.M. 12-22-20  
 Dated - 25/5/01

P.N. No.	Post No.	Bill No.	Amount
51099	233	6378660	794
			794

Seven hundred ninety four only

Sub Postmaster  
 Bhella 781309



Filed by  
the applicant through  
Alsha Das  
Advocate  
16/9/04

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL::  
GUWAHATI BENCH::

O.A. NO. 27 of 2004.

Smt. Suriya Begam.

.....Applicant.

-vs-

Union of India & ors

.....Respondents.

REJOINDER TO THE WRITTEN STATEMENT.

1. That the applicant has been served with a copy of the written statement filed by the respondents. The applicant has gone through the same and has understood the contents of the same. Save and except the statement which are admitted hereinbelow, other statements made in the Written Statement may be treated as total denial. The respondents are put to the strictest proof thereof.

2. That with regard to the statement made in para 1A of the written statement, the applicant while denying the contentions made therein begs to state that the statement made by the respondents rather carries no meaning. ~~in one~~

3. That with regard to the statement made in para 1 (A) of the Written Statement, the applicant while denying the contention made therein begs to state that the statement made by the respondents are contradictory. The statement regarding issuance

- 135 -  
155

of the order dated 16.10.91 is the creation of the respondents only as they being the issuing authority of the same order. The respondents however on the same breath confirmed that the applicant is continuing since joining. For better appreciation of the factual position the order dated 16.10.91 (in origin) is enclosed along with this rejoinder. It is unfortunate on the part of the respondents in doubting the existence of the said order dated 16.10.91. Infact this shows the callousness on the part of the respondents.

A Xerox copy of the order dated 16.10.91 is annexed herewith and marked as Annexure-RJ-1.

The respondents admittedly terminated their service of the applicant on the alleged ground of misappropriation by her husband. The law is well settled that on the ground of misappropriation by Govt. servant, service of his wife can not be terminated more so when there is no such categorical allegation against her. The facts narrated by the respondents regarding alleged misappropriation by her husband has got no nexus with the present case.

The contention of the respondents regarding handling of official papers is not at all correct. Infact as on date nothing has been communicated to her in this regard and the applicant for the first time got the knowledge about the same. As per their own admission the respondents have pointed out the fact that the alleged incident of misappropriation took place while her husband was on duty. During the course of enquiry some of the documents which were attached with the charge-sheet were produced and in the instant Written Statement the respondents highlighted the

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fact that those records were collected by the applicant fraudulently. The applicant being almost illiterate as admitted by the respondents has got no knowledge about the records and hence the allegation was baseless.

The respondents have admitted the fact that on apprehension of temperant of records pertaining to her husband's disciplinary proceeding, her service has been terminated which is per-se illegal and arbitrary.

The respondents have failed to take into consideration the fact that in terms of the full Bench judgment of this Hon'ble Tribunal, her service is required to be regularised following the procedure prescribed. It is pertinent to mention here that there are various guidelines issued by the Postal Deptt. in respect of regularisation of services of part time Casual Workers and her case is fully covered by those guidelines and as such appropriate direction need be issued to the respondents towards regularisation of her service with retrospective effect providing all consequential service benefits including arrear salary, seniority etc.

4. That with regard to the statement made in para 1 of the Written Statement, the applicant while reiterating and reaffirming the statement made above begs to state that under no circumstances the service of the applicant can be terminated without following the due process of law that too on the ground of pending departmental proceeding against her husband. The law laid down by the Apex Court as reported in 1977 SLJ (SC) 570 it is very clear that the temporary workers working under the postal deptt. are holders of Civil Posts and they are entitled to the

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159

protection as envisages in Article 311 of constitution of India and the laws framed thereunder.

5. That with regard to the statement made in para 2 & 3 of the Written Statement it is stated that the procedure adopted by the respondents in terminating the service of the applicant that to on suspicion is not at all sustainable. Admittedly the service of the applicant is an independent one and under any circumstances her service can not be dispensed with in the manner and method as adopted by the respondents.

6. That with regard to the statement made in para 4 of the Written Statement the applicant while denying the contentious made therein begs to state that pursuant to the orders dated 28.1.04 the applicant was released from her service. The applicant immediately made requests to the concerned authority for allowing her to continue but her said verbal prayer was rejected.

7. That with regard to the statement made in para 5 of the Written Statement the applicant begs to state that the contention relating to misappropriation etc. by her husband has got no nexus with the present case as there is no independent and definite allegation against her service. Apart from that the proceeding is pending in the office of the SDIPO, Head Qtr. and the records of the proceeding are lying in the Head Qtr. and the records of the proceeding are lying in the Head Qtr. and as such the question of tempering the records that too by the applicant who is an illiterate staff, it is therefore the ground of termination of the service of the applicant is not at all sustainable and liable to be set aside.

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158

8. That with regard to the statement made in para 6 of the Written Statement the applicant while reiterating and reaffirming the statement made above begs to state that the Respondents being a model employer ought not to have raised such contentions to it's employees without there being any material support.

9. That with regard to the statement made in para 7 & 8 of the Written Statement the applicant while reiterating and reaffirming the statement made above begs to state that by operation of law the service of the applicant who is continuing since 22.10.91 has been converted to full time casual worker and her case is now required to be considered for grant of temporary status under the relevant schemes with retrospective effect as has been done in case of other similarly situated employees.

10. That with regard to the statement made in para 9 of the Written Statement the applicant while reiterating and reaffirming the statement made above begs to state that under peculiar fact situation and seeking immediate and urgent relief has come before this Hon'ble Tribunal and as such she could not prefer representation or appeal which is not in fact a mandatory requirement to file an application under section 19 of the Administrative Tribunal Act, 1985.

11. That with regard to the statement made in para 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 of the written statement the applicant while reiterating and reaffirming the statements begs to state that the Rules guiding the field does not suggest any such termination order which is admittedly it founded and contrary to the settled proposition of law as laid down by the Hon'ble Apex Court reported in 1977 SLT SC532. Apart

5

139-  
151

from that the petitioner who has been continuing since 22.10.91 as admitted by the Respondents by operation of law has already become a part time casual worker and such her service is required to be regularised following the well settled principles laid down by the full Bench of this Hon'ble Tribunal.

In view of the above facts and circumstances the present OA deserves to be allowed with cost directing the Respondents to instate and regularise her service with retrospective effect with all consequential service benefit arrear salary, seniority etc.

-140-  
160

VERIFICATION

I, Suriya Begam, aged about 36 years, Wife of Md. Fazlul Haque, resident of Vill. Dorgahpur, P.O. Vella, Dist. Barpeta, do hereby solemnly affirm and verify that the statements made in paragraphs ..... 1, 2, ..... are true to my knowledge and those made in paragraphs ... 3, 4 to 11, ..... 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 15<sup>th</sup> day of Sept. of 2004.

সুরিয়া বেগম

Signature.

(SURIYA BEGAM)



5008

- 8 -

ANNEXURE - RI-1

141

Sub-Divisional Inspector (Postal)  
Barnala Sub-Division  
Barnala - 181801

Memorandum to the

Director of the

Sub-Divisional Inspector (Postal) Barnala  
Abdullah with Dargahpur B. Bolla is being  
engaged as the postman (supervisor)  
Bolla B. from the date of joining.

As Begam B. is not a  
member of any existing society.

His expenses will be paid to him  
from the post office as per  
order of the post office.

Sd/-

Sub-Divisional Inspector (Postal)  
Barnala Sub-Division  
Barnala - 181801

- 1) The Postmaster Barnala
- 2) The S.D. Bolla for the Bolla  
charge report and from the office
- 3) The Sub-Divisional Inspector (Postal) Barnala

Attested  
by  
Advocate

Sd/-

Sub-Divisional Inspector (Postal)  
Barnala Sub-Division  
Barnala - 181801