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CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH
GUWAHATI-05

(DESTRUCTION OF RECORD RULES, 1990)

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O.A/T.A No. 229/2005

R.A/C.P No.

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SECTION OFFICER (Judl.)

Shahid
06.11.17

CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH.

ORDER SHEET

Original Application No. 229/05

Misc. Petition No.

Contempt Petition No.

Review Application No.

Applicant(S): Gopal Chandra Saha

Respondant(S): U. O. I. Govt.

Advocate for the Applicant(S): M. U. Mandal, A. Hussain, M. H. Borbhuyan
A. P. N. O. Mulla

Advocate for the Respondant(S): Case

Notes of the Registry	Date	Order of the Tribunal
This application is in form is filed/C F. for Rs. 50/- deposited vide IPC/BD No. <u>209/1587/07</u> Dated <u>20.8.05</u>	7.9.2005	Heard learned counsel for the parties. The application is disposed of at the admission stage itself. in terms of the order passed in separ- ate sheets.

Dy. Registrar

Vice-Chairman

mb

Steps taken with
envelops.

b. 13226 not visible

1.9.05

22.9.05

Copy of the judgment
has been sent to the
D/Sec. for issuance to
the applicant as
well as to the Abg.
standing counsel.

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CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH

O.A. Nos. 229/2005

DATE OF DECISION: 07.09.2005

Shri Gopal Chandra Saha & Ors.

APPLICANT(S)

Mr. M.U. Mandal

ADVOCATE FOR THE
APPLICANT(S)

- VERSUS -

U.O.I. & Others

RESPONDENT(S)

Mr. Mr. J.L. Sarkar, S.C. Rly.

ADVOCATE FOR THE
RESPONDENT(S)

THE HON'BLE MR. JUSTICE G. SIVARAJAN, VICE CHAIRMAN.

THE HON'BLE

1. Whether Reporters of local papers may be allowed to see the judgments?
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.

.....

CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH

Original Application No. 229 of 2005

Date of Order : This the 7th day of September 2005.

The Hon'ble Mr. Justice G. Sivarajan, Vice-Chairman.

1. Sri Gopal Chandra Saha
S/o Lt. Lakshan Chandra Saha
Vill. & P.O. - Bhawraguri,
Dist. - Kokrajhar, Assam.
2. Sri Gopal Chandra Saha
S/o Lt. Basudev Saha
Vill & P.O. - Bhawraguri
Dist. - Kokrajhar.
3. Sri Narayan Roy
S/o Sri Jogendra Roy
Vill. - Mandarpara
P.O. - Bhawraguri
Dist. - Kokrajhar.
4. Sri Manmath Kr. Roy
S/o - Naratha Kr. Roy
Vill. - Khalishanimari
P.O. - Bhawraguri
Dist. - Kokrajhar.
5. Ajit Narayan Singha Baruah
S/o - Birendra Singha Baruah
Vill. - Mandarpara
P.O. - Bhawraguri
Dist. - Kokrajhar.
6. Sri Sanjit Ghosh
S/o - Sri Parna Ghosh
Vill - Babu Bill
P.O. - Gosaigaon
Dist. - Kokrajhar.

7. Sri Pran Krishna Dihidar
S/o - Sirish Chandra Dihidar
Vill. & P.O. - Gosaigaon
Dist. - Kokrajhar.
8. Sri Nirmal Chandra Pradhani
S/o - Dinesh Chandra Pradhani
Vill. - Khalishanimari
P.O. - Bhawraguri
Dist. - Kokrajhar.
9. Sri Kaushik Barman
S/o Sri Direndra Nath Barman
Vill. - Mandanpara
P.O. - Bhawraguri
Dist. - Kokrajhar.
10. Sri Mangal Singh
Vill. - Gosaigaon Rly. Coloney
P.O. - Gosaigaon
Dist. - Kokrajhar.

... Applicants

By Advocates : Mr. M.U. Mandal, Mr. A. Hussain, Mr. M.H.
Borbhuyain, A.F.N.U. Mollah

- Versus -

1. The Union of India, represented by the
Secretary to the Government of India,
Department of Railway, New Delhi.
2. The General Manager,
N.F. Railway,
Maligaon,
Guwahati - 11.
3. The Divisional Railway Manager (P),
Alipur Duar Division, Alipur,
District - Jalpaiguri.
4. The Chief Personnel Officer,
N.F. Railway, Maligaon,
Guwahati - 11.

By Advocate : Mr. J.L. Sarkar, Rly. Standing Counsel.

ORDER (ORAL)SIVARAJAN. J. (V.C.)

The applicants, 10 in number are stated to be casual workers employed under the respondents during the periods 1976, 1977, 1978, 1979, 1980 and 1987. Earlier, 13 such workers including the applicants had approached this Tribunal by filing O.A. No. 46/2005 seeking relief of absorption in Group 'D' posts under the Railway. The said application was dismissed with observation that "since the applicants are from very poor family the respondents may consider the representation of the applicants." Based on the said directions the Divisional Personnel Officer (DPO) had considered the case of the said 13 persons with reference to the relevant files and records produced by the applicants. The 2nd respondent issued a communication dated 18.08.2005 (Annexure - 16) wherein it is stated that after considering the matter and after conducting personal hearing of the applicants on 29.07.2005, the DPO, on behalf of the respondents had passed the following orders :-

"Though the Hon'ble Court was pleased to dismiss the O.A., but for their advise - grievances of the petitioners were thoroughly examined, petitioners were heard in person and pursued the records lying with them. From such perusal it is gathered that none of the petitioners except Sri Ram Krishan Saha S/o Joy Gobind Saha (Petitioner No. 3) had worked/utilize as C.L. as claimed. But Sri R.K. Saha did not apply within target date (31-03-87) given by the Railway Board for enlisting his name in the Live Register. The petitioners (except Petitioner No. 3) are appeared to be solely manipulation/ fabrication and with malafide intention. Thus they deserve 'Legal action' instead of any consideration."

The applicants challenge the said order in this proceeding.



2. Mr. M.U. Mandal, learned counsel for the applicants submits that the applicants had produced records - service book etc. which showed that they were engaged by the respondents during the periods mentioned earlier, and that the respondents without referring to any records maintained by them has simply stated that the documents produced by the applicants have appeared to be solely manipulated/fabricated and with malafide intention. Counsel further submits that the respondents have threatened the applicants by stating "Thus they deserve 'Legal action' instead of any consideration." Counsel submits that there is no due consideration of the matter with reference to the relevant records and that they were engaged as casual workers under the respondents.

3. Mr. J.L. Sarkar, learned Standing counsel for the Railways submits that all the casual workers engaged prior to 1987 were afforded an opportunity under the 1987 scheme which provided for registration of their names with the railways for future absorption which the applicants did not avail. The Standing counsel further submitted that in spite of the said position the respondents had considered the case of the applicants on merits with due reverence to the order passed by this Tribunal. The standing counsel further submits that it is with reference to the records maintained by the respondents that it was found that the applicants therein were not at all engaged as casual workers and that it is in the above circumstances, the respondents have stated that the documents produced by the applicants are solely manipulated /fabricated and with malafide intention. Standing counsel in short submits that there is no merit in this application.

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4. I have considered the rival submissions. Now, it is clear that the respondents had considered the case of the applicants in view of the direction issued by this Tribunal and found that the applicants were never engaged as casual workers. Though it is stated in the communication dated 18.08.2005 (Annexure - 16) that "in honour to court's advice the relevant file with records were put up to DPO and after perusal of the representation of the applicants the matter was thoroughly inquired afresh and heard the applicants in person on 29.07.2005 peruse their records" and had also stated that "the Petitioners (except Petitioner No.3) are appeared to be solely manipulation/fabrication and with malafide intention." There is no reference to any particular records either maintained by the respondents or produced by the applicants. The statements of fact are not specific with reference to any material. This is matter, which deserves to be considered by the respondents. Since the decision in the case of the applicants was taken by the DPO pursuant to the direction issued by this Tribunal in O.A. No. 46/2005, I am of the view that this application can be disposed of at the admission stage itself with certain directions. The applicants are directed to file an appeal/representation against the impugned order (Annexure - 16) before the 2nd respondents pointing out the illegalities in the impugned order within a period of one month from today. If any such appeal/representation is filed by the applicants, the 2nd respondent will dispose of the same in accordance with law and in the light of the observation made hereinabove within a period of three months thereafter. The applicants are free to produce copies of all the relevant records with them alongwith appeal/representation to be filed before the 2nd respondent. The 2nd respondent will pass a

for

reasoned order with reference to records taking note of the observation made earlier in the judgment.

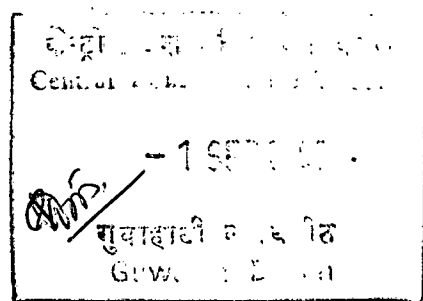
The O.A. is disposed of as above at the admission stage itself. The applicants will produce this order alongwith appeal/representation as directed hereinabove for compliance.



(G. SIVARAJAN)
VICE CHAIRMAN

/mb/

No. 100



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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH: GUWAHATI.

O.A. NO. 229 /2005

BETWEEN

Sri Gopal Chandra Saha & Ors

-VERSUS-

The Union of India & Ors

LIST OF DATES AND SYNOPSIS OF THE APPLICATION:

- 13.3.1987 :- Govt.circular has been issued by the General Manager(P) Alipur Duar for absorption of the project casual labour before 1.1.81.
- 9.10.2001 :- Govt. Notification for absorption of casual labourers who have worked more than 120 days.
- 02.12.2003,
03.03.2004,
12.02.2002 :- Application filed by the applicants for appointment as casual labourers.
- 25.11.2004 :- Pleader Notice served to the G.M.(P) Alipur Duar Division.
- 25.02.2005 :- Order passed in O.A. No.46/05.
- 12.07.2005 :- Letter to the applicants by the Divisional Railway Manager.
- 18.08.2005 :- Impugned order passed by the Divisional Railway Manager (P) Alipur Duar Junction in connection with order dated 25.02.2003 in O.A.No.46/2005.

Filed by

Advocate
Gauhati High Court

Gopal Chandra Saha

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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH: GUWAHATI.

O.A. NO. 229 /2005

BETWEEN

Sri Gopal Chandra Saha & Ors

-VERSUS-

The Union of India & Ors

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Filed by

✓

Advocate
Gauhati High Court

Gopal Chandra Saha

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL,
GAUHATI BENCH, GUWAHATI.

Filed by the applicants
through
Adv. Anil Kumar
Adv.
27/8/05

O.A. NO. 229 2005.

BETWEEN

1. Sri Gopal Chandra Saha
S/o.Lt.Lakshan Chandra Saha
Vill. & P.O.-Bhawraguri
Dist. Kokrajhar, Assam.
2. Sri Gopal Chandra Saha
✓ S/o.Lt.Basudev Saha
Vill. & P.O.-Bhawraguri
Dist. Kokrajhar.
3. Sri Narayan Roy
S/o.Sri Jogendra Roy
Vill.- Mandarpara
P.O.-Bhawraguri
Dist. Kokrajhar.
4. ✓ Sri Manmath Kr.Roy
S/o.Naratha Kr. Roy
Vill.-Khalishanimari
P.O.-Bhawraguri
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5. Ajit Nayaran Singha Baruah
S/o. Birendra Singha Baruah

Gopal Chandra Saha

Vill.- Mandarpara
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Dist. Kokrajhar.

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S/o. Sri Parna Ghosh
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S/o.Sri Direndra Nath Barman
Vill.-Mandanpara
P.O.-Bhawraguri
Dist. Kokrajhar.

10. ✓ Sri Mangal Singh
S/o.Sri Rajendra Singh
Vill.-Gosaigaon Rly.Coloney
P.O.-Gosaigaon
Dist. Kokrajhar.

.....APPLICANTS.

Gopal Chandra Saha

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-VERSUS-

1. The Union of India, represented by the Secretary to the Govt. of India, department of Rawaly, New Delhi.
2. The General Manager, N.F. Railway, Maligaon, Guwahati-11.
3. The Divisional Railway Manager(P), Alipur Duar Division, Alipur, District-Jalpaiguri.
- ✓ 4. The Chief Personnel Officer, N.F. Railway, Maligaon, Ghy-11.

..... **RESPONDENTS.**

DETAILS OF APPLICATION

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

The present application is made against the impugned order dated 18.8.05 issued by the Divisional Railway Manager (P) Alipur Duar Junction by which the petitioners claim for absorption in the cadre of Group 'D' post was rejected without considering the grievances of the petitioners which is against the spirit of service rules as well as inviolation of the Govt. Circular dated 9.10.01

Gopal Chandra Saha

issued by the Executive Director Establishment, Railway Board has provided that those persons who have worked for a period of minimum 120 days as ✓ casual labourer whether continuous or in broken spells would be absorbed in Group 'D' with prospective effect.

2. THE JURISDICTION OF THE TRIBUNAL

The applicants declare that the subject matter of the application is within the jurisdiction of this Hon'ble Tribunal.

3. LIMITATION

The applicants further declare that the application is filed within the limitation period prescribed under the section 2, of the Administrative Tribunal Act, 1985.

4. FACTS OF THE CASE

4.1. That the applicants are the citizens of India and permanent residents of the aforesaid address mentioned in the cause title of this application in the State of Assam and as such they are entitled to get all sorts of rights, privileges, protection and benefits guaranteed by the Constitution of India and other laws of the land.

✓ 4.2. That the applicant No.1 had been working as ✓ casual labourer since 16.7.1977 to 23.12.1977 and his

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Gopal Chandra Saha

✓ total working days ~~were~~ 157, applicant No.2 had been working since 10.5.1978 to 23.10.1978 and his total working days ~~were~~ 157, applicant No.3 had been working since 20.4.78 to 23.10.78, and total No. of his working days ~~were~~ 183, and applicant No.4 had been working since 16.1.77 to 23.8.77 and his total working days ~~were~~ 217, applicant No.5 had been working since 10.5.78 to 23.10.78 and his total working days ~~were~~ 157, applicant No.6 had been working since 22.3.78 to 16.10.78 and total No. of his working days ~~were~~ 207, applicant No.7 had been working since 22.11.78 to 23.6.79 and his total No. of working days 21, applicant No.8 had been working since 10.5.79 to 23.11.79 and his total No. of working days ~~were~~ 187, applicant No.9 has been working since 16.8.80 to 23.12.80 and his total No. of working days ~~were~~ 127 and applicant No.10 had been working since 11.2.81 to 12.5.81 and 23.6.81 to 15.10.81 and his total working days ~~were~~ 207 as casual labourers.

4.3. That all the petitioners were terminated from service in the year 1981. On 13.3.1987 the General Manager(P) Alipur Duar Junction has issued a notice to project casual labours where in it is stated that the casual labourers who have been terminated from service prior to 1.1.1981 for want of further work/ completion of work be absorbed in the cadre of group 'D' post in pursuance to the direction given by the Hon'ble Supreme Court in case of Indarpul Yadav & Ors -Vs- Union of India & Ors. Accordingly, all the petitioners applied for

Gopal Chandra Saha

absorption in pursuance to the notification dated 13.3.1987 and circular dated 9.10.2001, but till date no positive steps have been taken by the respondents to mitigate their grievance demand under the service rules framed thereunder. On 25.11.04 the petitioners served a legal notice to the respondents for necessary action in view of the notice dated 13.3.1987 and 9.10.01 but no response was given to the said legal notice.

- ✓ 4.4. That the petitioners in the earlier ~~occasions~~ approached before this Hon'ble Tribunal by filing on O.A. No.46/05 and this Hon'ble Tribunal was pleased to dispose of the said application by its order dated 25.2.05 with the direction to the respondents to consider the representation of the applicants in view of the poor family status of the applicants but the O.A. was dismissed. On 12.7.05 Divisional Railway Manager(P), Alipur Duar Junction wrote a letter to the applicants directing them to appear before the respondents with all original records on 29.7.05. Accordingly all the applicants appeared before the Divisional Railway Manager(P), Alipur Duar Junction on 29.7.05 but the claim of the applicants was rejected on the ground that they could not apply within the target date (13.3.1987) given by the Railway Board for enlisting their name
- ✓ in the live register which can not be ground for rejection of legitimate claims of the applicants in view of the circular dated 9.10.01 issued by the same respondent and as such the impugned order dated 18.8.05 is not in violation the notification

Gopal Chandra Saha

dated 13.3.1987, 9.10.01 and also inviolation of the fundamental rights of the applicants guaranteed under Article 14, 16, 19 and 21 of the Constitution of India and as such the impugned order dated 18.8.05 is bad in law and as such the same is liable to be set aside and quashed.

Copies of the Notice to project casual labourers dated 13.03.1987, absorption of casual labourers letter dated 9.10.01, copies of the Application for absorption in Group 'D' posts, legal Notice dated 25.11.04, Copies of the order dated 25.2.05 in O.A. No.46/05, letter dated 12.7.05 and the office letter dated 18.8.05 are annexed herewith and marked as **Annexure-1,2,3,4,5,6,7,8,9,10,11, 12,13,14,15,16 & 17** respectively.

Gopal Jhandra Saha

4.5. That considering the facts and circumstances of the case the petitioner should be absorbed in the case of the Group 'D' post as per the notification and ~~circular~~ dated 13.3.1987 and 9.10.01 respectively.

4.6. That this application is made bonafide and to secure the ends of the justice.

5. GROUND FOR RELIEF WITH LEGAL PROVISIONS.

5.1. For that the impugned order dated 18.8.05 is illegal, arbitrary, malafide, discriminatory,

without jurisdiction and inviolation of the circular and notification dated 13.3.1987 and 9.10.01 and hence the impugned order dated 18.8.05 passed by the Divisional Railway Manager (P) Alipur Duar Junction is bad in law and the same is liable to be set aside and quashed.

5.2. For that the impugned order is inviolation of Articles 14, 16, 19 and 21 of the Constitution of India and the same is nullity in the eye of law and not sustainable in law and as such the same is liable to be set aside and quashed.

✓ 5.3. For that the applicant's grievance ~~was~~ not at all considered in view of the order dated 25.2.05 passed in O.A. No.46/05 and on that ground the impugned order is liable to be set aside and quashed.

5.4. For that there are more than 500 posts are lying vacant under the respondents authority and as such the applicants may be absorbed considering their age group category and poor status and as such on the technical grounds the applicants and as such the impugned order was passed without any valid reason which is liable to be set aside and quashed.

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

Gopal Chandra Das

6. DETAILS OF THE REMEDIES EXHAUSTED

The applicants declare that they have no alternative and efficacious remedy except by way of filing this application.

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

✓ The applicants further declare that no other application, writ petition or suit in respect of the subject matter of any other Court Authority or any other Bench of the Hon'ble Tribunal for any such application, writ petition or suit is pending before any of them.

8. RELIEF SOUGHT FOR:-

Under the facts and circumstances stated above the applicants pray that this application be admitted, records be called for and notice be issued to the respondents to show cause as to why the impugned order dated 18.8.05 shall not be set aside and quashed and also to show cause as to why the applicants should not be appointed/absorbed in the cadre of Group 'D' post and/or upon hearing the parties of the records be pleased to grant the following relief:-

8.1 To set aside the impugned order dated 18.8.05 issued by the Divisional Railway Manager(P) Alipur Duar Junction.

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Gopal Chandra Deka

8.2 To direct the respondents to appoint the applicants in the cadre of Group 'D' post lying vacant under the respondents

8.3 Any other relief/reliefs to which the applicants are entitle to.

9. INTERIM ORDER PRAYER FOR

Pending disposal of the Rule the operation of the impugned order dated 18.8.05 may kindly be suspended and also direct the respondents to keep reserve 10 posts in the cadre of Group 'D' under the respondents and also there shall be no bar to the respondents to appoint the applicants in the vacant post in view of the circular dated 13.3.1987 and 9.10.01 respectively and also to provide regularisation of service as per the above noted circular.

Gopal Chandra Saha

10. The application is filed through advocates.

11. PARTICULARS OF THE I.O.P.

I. I.P.O. NO.

II. Date

III. Payable at Guwahati.

12. LIST OF ENCLOSURE

As stated in the index.

VERIFICATION

I, Sri Gopal Chandra Saha, S/o. Late Lakshan Chandra Saha, resident of village-Bhawraguri, P.O.- Bhawraguri, P.S.- Gosaigaon in the district of ~~Korrajm~~ do hereby solemnly affirm and declare and verify that the statement made in paragraphs 1, 5 to 11 are true to my knowledge those made in paragraph 2 to 4.6 rest are my humble submissions before this Hon'ble Tribunal.

And I sign this verification on this ~~31st~~^{31st} day of August/85 at Guwahati.

Gopal Chandra Saha

DEPONENT

Gopal Chandra Saha

Dated : 13.03.1987.

NOTICE TO PROJECT CASUAL LABOURERS.

No. E/57/11 (C)

The Casual Laborers who had worked in N.F. Rly. as project Casual Labourers before 1.1.81 & were discharged for want of further work of due to completion of work, are hereby given an opportunity to apply if they so wish, to be considered for inclusion in the seniority list of project Casual labour in pursuance of direction given by the Hon'ble Supreme Court in the case of Indrapal Yadav & others - Vs-Union of India & others.

1. They should submit their written representation with adequate documentary proof in this regard so as to reach the concerned Rly. Divl. Manager's office on or before 31.3.87.
2. The application should be sent by registered post to the Divl. Rly Manager of the Division in the territorial jurisdiction of which the person was initially engaged as open line Casual Labourer. A copy thereof should also be sent to the Divl. Rly Manager of the Division in the territorial Jurisdiction of the office from which the person was last discharged. A copy should also be marked in the PWI/LOW etc. under whom they worked.
3. The applications reaching after 31.3.87 or those which are incomplete will not be considered.
4. The application should contain the following particulars and documents mentioned below :-
 1. Name :-
 2. Father's Name :-
 3. Date of birth :-
 4. Permanent address :-
 5. Present address :-
 6. Educational qualifications :-
 7. Personal marks of identification :-
 8. Office, department & place in which initially engaged & date :-
 9. office, department & place from which finally discharged-
 10. Date of discharged and reasons for the same :-
 11. Whether employed at present, if and if so, details :-
 12. Two attested copies of casual labour card or any other proof of his casual labour service, should accompany the application :-
 13. An attested copy of photograph and attested I.II should also accompany the application :-
 14. Any other relevant information :

Sd/-

for Genl. Manager (P)
Alipurduar Junction.

Certified to be true copy


Advoc te

(P)

mp

RECT- 923
No. E/5770/TE.XIII(C)

Dated: 2-1-2001

To
GM/MLG, GM(CON)/MLG, AGM/MLG,
All PHODs, All DMs, ADTs, Jr. DEOs,
Dy. CME/NBQs, DBTs, All DAOs, HAO/NBQs, DBTs,
All AEs, Jr. DEN/MLG, DEN/DBT,
All Area Manager, All Sr. DMs(D), JSD/RNY,
All Non-divisionalised Units, All SFOs of AGOs, MLG,
The GS/NFRU, NFRU, AISOTREA & NPROBCEA/MLG.

Sub:- Absorption in the Railways of ex-casual
Labour borne on the Live/Supplementary
Live Casual Labour Registers.

A copy of Railway Board's letter No. E(NG)11/99/CL/19
dated 20.9.2001 (RUE No. 190/2001) on the above subject is forwarded
for information and necessary action. Board's earlier letters
15.7.91, 11.1.99 and 28.2.2001 are referred to in their present letter
are circulated as under :-

Board's letter No. E(NG)11/99/CL/19 dated 20.9.2001

E(NG)11/99/CL/71 dt. 25.7.91 RECT-8102/227/14 dt. 21.12.2001

E(NG)11-99/CL/1 dt. 11.1.99 RECT-8352/227/14 dt. 11.12.2001

E(NG)11-99/CL/19 dt. 28.2.01 RECT-8102/227/14 dt. 21.12.2001

(P. G. Johnson)

A.I.O. (P)

(Copy of Rly. Bd's letter No. E(NG)11/99/CL/19 dated 20.9.2001)

Sub:- Absorption in the Railways of ex-casual labour borne on
the Live/Supplementary Live Casual Labour Registers.

In terms of para 6 of this Ministry's letter of even number dated 28.02.01,
relaxation of upper age limit for absorption of ex-casual labour borne on Live Casual
Labour/Supplementary Live Casual Labour Registers has been allowed upto 40 years in the
case of general candidates, 43 years in the case of OBC candidates and 45 years in the case
of SC/ST candidates, provided that they have put in minimum three years service in
continuous spell or in broken spells as per instructions contained in this Ministry's letter
No. E(NG)-11/91/CL/71 dated 23.7.1991, read with their letter No. E(NG)-195-PAT-1
dated 11.1.1999.

2. The question of removal of minimum three years service condition (continuous or
broken) for the purpose of grant of age relaxation to ex-casual labour as mentioned above
has been taken up in the PNMENIR vide agenda item No. 41/2001. AIRF have also taken
up the question of enhancing the upper age limit. The matter has been carefully considered
by this Ministry. It has been decided that, in partial modification of the instructions quoted
above, the ex-casual labour who had put in minimum 120 days casual service, whether
continuous or in broken spells and were actually engaged as casual labour within the
prescribed age limit of 25 years for general candidates and 33 years for SC/ST candidates,
would be given age relaxation upto the upper age limit of 40 years in the case of general
candidates, 43 years in the case of OBCs and 45 years in the case of SC/ST candidates.
Other provisions for their absorption in Group D will remain unaltered.

3. It has also been decided that the ex-casual labour who become eligible as a result
of above modification will be considered for absorption with protective effect.

Please acknowledge receipt.

(Deputy Chairman)

Executive Director for P. & S.

Railway Board

Certified to be true copy

Advocate

To
The Divisional Railway Manager (P)
N.F. Railway, Alipuri Junction.

Sub : Application for absorption in Group 'D' Post.

Ref : Railway Board's letter No. E (NG) 11/99/CC/-19 dated
20.9.2001. and GM (I) Maligaon's L/No. RECT. 923/E/57/OPT. XXII
(C) dt. 9.10.2001.

Respected Sir,

In response to Railway Board's and GM (I) Maligaon's L/No. cited above, I beg to offer myself as a candidate for absorption in Group 'D' Post as I had worked 120 days as casual labour borne on the line/ supplementary casual labour register and I am filling the other terms and conditions as ex-casual labour.

Necessary particulars of my candidature as required for ready reference are furnished below.

1. Name in Block letters.

1. GOPAL CHANDRA SAHA

2. Father's Name.

2. Late Lakshmi Chandra Saha

3. Working under.

3. ENCC/C-PW-1/C.L.O

4. Working period.

FROM 16.07.77 To 23.12.77

From

To

From

To

5. Date of birth.

5. First January Ninety Five
(1-1-1955)

6. Whether SC/ST/OBC?

6. NO

7. Academic qualification

7. Commerce Graduate

8. Address Vill. Bhalsagor

P.O. Bhalsagor

DIST. Korumu

Hope, You will kindly declare me a eligible candidate for the post of my Group 'D' category and thus obliged, Photostat copies of all papers are enclosed herewith.

Yours faithfully,

Gopal Chandra Saha

Certified to be true copy

h
Advocate

सं/No.
यू. सी. रेलवे/N.F. RAILWAY
कार्यालय विभाग

Office/Department ENR/CP/MY/CLP
अनियत मजदूर के रूप में सेवा का रेकार्ड

Service book for Casual Labour
पूरा नाम साफ-साफ

1. Name in full GOPAL CHANDRA
(In Block letters) SAHA

पिता का नाम
2. Father's Name Laxman chandra
Saha

3. Date of Birth 01-01-1955

प्रारम्भ में अनियमित नौकरी पाने के समय आयु

4. Age at initial casual employment
वर्ष/year 22 माह/month 6

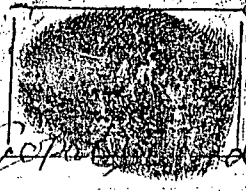
शरीर पर पहचान के चिह्न

5. Personal marks
identification One Cut mark on left
leg.

प्रारम्भिक नियुक्ति के समय ड्यूटी

6. Nature of job on initial
employment Casual Labour.

बायें अंगुठे का निशान
L. T. 1.



Gopal Chandra Saha

प्रथम नियुक्ति प्रवर पत्र के जर्नल/Signature
of the First Appointing Senior Supervisor

16-5-78

Certified to be true copy

m

Advocate

मजदूर के रूप में सेवा का रेकार्ड

क्र.सं./Sl. No.	नौकरी की अवधि period of Employment		ड्यूटी की किस्म
	से/From	तक/To	
1	16/11/77	29/11/77	4 = 15 days (One Hundred fifty Seven)

Record of Service as Casual Labour.

Nature of assignment

तारीख सहित पय व चक का
हर ताक्षर और पदनामा
Signature & Designation
of the Supervisor
with date

Worked against
C.T.R Work time
to time as
Casual Labour.

Signature of
G. S. S. S.
16-05-78

certified to be true copy

m
Advocate

To :
The Divisional Railway Manager (F)
N.F. Railway, Alipurduar Junction.

Sub : Application for absorption in Group 'D' Post.

Ref : Railway Board's letter No. E (NG) 11/99/CC/-19 dated
20.9.2001, and GM (L) Mailgaon's L/No. RECT-923/E/57/OPT-X
(C) dt. 9.10.2001.

Respected Sir,

In response to Railway Board's and GM (L) Mailgaon's L/No
cited above, I beg to offer myself as a candidate for absorption in Group
'D' Post as I had worked 120 days as casual labour borne on the line/
Supplementary casual labour register and I am filling the other terms
and conditions as ex-casual labour.

Necessary particulars of my candidature as required for
ready reference are furnished below.

1. Name in block letters.

GOPAL CHANDRA S.

2. Father's Name.

Shri Bhawan Basudev Saini

3. Working since.

Chalera

4. Working section.

FROM 16.5.0780 23 10 78

FROM To

FROM To

5. Date of Birth.

28.11.58

6. Whether SC/ST/OBC ?

7. Academic qualifications

In Pass.

8. Address : Vill. Bhawaniguri po Bhawaniguri Dist Kokrajhar

I hope, You will kindly declare me a eligible candidate for the
post of my Group 'D' category and thus obliged. Photostat copies of all
papers are enclosed herewith.

03/03/04

Yours faithfully,

(Signature)

Certified to be true copy

Advocate

M. No.

N.F. RAILWAY

कार्यालय विभाग

Office/Department ENG 6/C.P.H./CLD

अनियत मजदूर के रूप में सेवा का कार्य

Service book for Casual Labour

परा नाम साफ-साफ

1. Name in full Gopal Chandra SHAHA
(In Block letters)

पिता का नाम

2. Father's Name Bhandu Shaha

जन्म तिथि

3. Date of Birth 28-11-1958

प्रारम्भ में अनियमित नौकरी पाने के समय आय

4. Age at initial casual employment

वय/year 12 माह/month 05

अंगुष्ठ पर पहचान के चिह्न

5. Personal marks

identification One Cup mark on Right Leg

प्रारम्भिक नियुक्ति के समय ड्यूटी

6. Nature of job on initial

employment Casual Labour

बायें अंगुष्ठ का निशान
L. T. I.

171

Gopal ch Shaha

प्रथम नियुक्ति प्रमाणित करने वाले का हस्ताक्षर
of the First Appointing Officer
CHH 58
25-12-78

Certified to be true copy

Advocate

कनिष्ठ राजद्वार के मण में सेवा का रिकार्ड

Record of Service as Casual Labour.

क्र.सं./Sl. No.	रोजगारी की अवधि period of Employment		कुल दिनों की काम Total days of work
	से/From	तक/To	
1.	16/05/78	23/10/78	= 157 days.
			(One Hundred and fifty seven)

Nature of assignment

Signature & Designation of the Supervisor with date

5

(Work done against
C.I.B. Work
time in time
as Casual
Labour)

May Inspector
C. H. N. H. H.
CHALSA
12-12-78

Certified to be true copy

Advocate

To
The Divisional Railway Manager (D)
N.F. Railway, Alipurduar Junction.

Sub : Application for absorption in Group 'D' Post.

Ref : Railway Board's letter No. E (NG) 11/99/CC/-19 dated
20.9.2001, and GM (L) Maligaon's L/No. RECT. 923/E/57/OPT. XXII
(c) dt. 9.10.2001.

Respected Sir,

In response to Railway Board's and GM (L) Maligaon's L/No. cited above, I beg to offer myself as a candidate for absorption in Group 'D' Post as I had worked 120 days as casual labour borne on the line/ supplementary casual labour register and I am filling the other terms and conditions as ex-casual labour.

Necessary particulars of my candidature as required for ready reference are furnished below.

1. Name in block letters.

NARAN RAY

2. Father's Name.

gogendra Ray

3. Working under.

Mal Bazar P.W.I

4. Working periods.

From. 16.10.76 To 31.3.79

From.

To

From.

To

5. Date of Birth.

19.1.58

6. Whether SC/ST/OBC ?

S.C

7. Academic qualifications

L.

8. Address - Vill. Mandar Para P.O. Howrah gaure Dist. Hooghly

Hope, You will kindly declare me a eligible candidate for the post of my Group 'D' category and thus obliged. Photostat copies of all

[Signature]
21/9/03

Yours faithfully,

[Signature]

Certified to be true copy

Advocate

सं/No
पू. सी. रेलवे/N.F. RAILWAY
काम का विभाग
Office/Department ENGGR/C.P.W.I/C.L.D
अनिमित्त मजदूर के रूप में सेवा का रेकार्ड

Service book for Cosual Labour
पूरा नाम साफ-साफ

1. Name in full SHRI NARAYAN RAY
(In Block letters)

पिता का नाम

2. Father's Name Agendra Ray

ज-म तिथि

3. Date of Birth 19-01-1958

प्रारम्भ में अनियमित मुकदमों पाने के समय आयु

4. Age at initial casual employment

वर्ष/year 20 माह/month 02

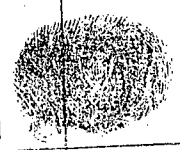
शरीर पर पहचान के चिह्न

5. Personal marks
identification One Cut mark on left leg Knee joint.

प्रारम्भिक नियुक्ति के समय ड्यूटी

6. Nature of job on initial employment Casual Labour.
D.O.A - 20-4-78

बाय अंगुठे का निशान
L. T. I.



श्री नारायण राय

प्रथम नियुक्ति प्रवर पर्यवेक्षक का हस्ताक्षर
of the First Appointing Senior Supervisor
01/12/78

Certified to be true copy

Advocate

निम्न मजदूर के रूप में सेवा का रिकार्ड

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Record of Service as Casual Labour.

क्र.सं./Sl. No.	नौकरी की अवधि period of Employment		इ.गु.टी की किताब
	से/From	तक/To	
1	2	3	4
1.	4/8	27/10	= 183 days (One Hundred Eighty three)

Nature of assignment

तारीख सहित पर्यवेक्षक का
हस्ताक्षर और पदनामा
Signature & Designation
of the Supervisor
with date

5.

(Hacked again
O.T.R. Now time
to time to
Casual Labour)

16-10-78
G. E. R. N. S. S.
CHALSI

Certified to be true copy

Advocate

To

The Divisional Railway Manager (P)
N.F. Railway, Alipurduar Junction.

Sub : Application for absorption in Group 'D' Post.

Ref : Railway Board's letter No. E (NG) 11/99/CC/-19 dated
20.9.2001. and GM (L) Maligaon's L/No. RECT-923/E/57/OPT-XXII
(5) dt. 3.12.2001.

Respected sir,

In response to Railway Board's and GM (L) Maligaon's L/No. cited above, I beg to offer myself as a candidate for absorption in Group 'D' Post as I had worked 120 days as casual labour borne on the line/Supplementary casual labour register and I am filling the other terms and conditions as ex-casual labour.

Necessary particulars of my candidature as required for ready reference are furnished below.

1. Name in block letters.

MANMATHA KR. Roy

2. Father's Name.

Lait Nesh Kr. Roy

3. Working under.

P.W. I CHALSA

4. Working period.

From 16.01.77 To 23.8.77

From To

From To

5. Date of Birth.

27.5.54

6. Whether SC/ST/OBC?

O.B.C.

7. Academic qualifications.

8. Address. Vill. Khatunmura P.O. Bhoringu Dist. Kokrajhar

Hope, You will kindly declare me a eligible candidate for the post of my Group 'D' Category and thus obliged, Photostat copies of all papers are enclosed herewith.

Yours faithfully,

Certified to be true copy

Advocate

सं०/No _____

०. ग्री रेलवे/N.F. RAILWAY

कार्यालय विभाग

Office/Department ENGG/CPWT/C.L.D

अनियत मजदूर के रूप में सेवा का रेकार्ड

Service book for Cosual Labour

पूरा नाम साफ-साफ

1. Name in full MANMATHA KUMAR
(In Block letters) ROY

पिता का नाम

2. Father's Name Lal-Narath K. Roy

ज-म तिथि

3. Date of Birth 27-5-54

प्रारम्भ में अनियमित नौकरी पाने के समय आयु

4. Age at initial casual employment

वर्ष/year 22 माह/month 7

शरीर पर पहचान के चिह्न

5. Personal marks identification One Cut mark on Left Leg

प्रारम्भिक नियुक्ति के समय ड्यूटी

6. Nature of job on initial employment Casual Labour.

बायें अंगुठे का निशान
L. T. 1. 4



Manmatha K. Roy
Permanent Way Inspector
C.T.R.N.F.R.

प्रथम नियुक्ति प्रवर पर्यवेक्षक का हस्ताक्षर/Signature
of the First Appointing Senior Supervisor

22-11-77

Certified to be true copy

Advocate

kar

रूप में सेवा का रेकार्ड

Record of Service as Casual Labour.

क्र.सं.	नौकरों की अवधि Period of Employment		उ.यु.वों की किस्म
	से/From	तक/To	
1	2	3	4
1.	16 ^{01/11}	23 ^{09/11}	= 217 days (Two Hundred and Seventeen)

प्रकृति Nature of assignment	नियोजक सहित पर्यवेक्षक का हस्ताक्षर और पदनाम Signature & Designation of the Supervisor with date
	5
(Worked against C.T.R. Worked time to time Casual Labour)	

पर्यवेक्षक
G. S. R. N. F.
CHAUSA
22-11-77

Certified to be true copy

Advocate

36

22

ajke
re
all

- 26 -

ANNEXURE - 7 37 (2)

To
The Divisional Railway Manager (D)
N.F. Railway, Alipurduar Junction.

SUB : Application for absorption in Group 'D' Post.

Ref : Railway Board's letter No. 14(6) 11/99/SC/L19 dated
20.9.2001. and M.A. Hallgion's L.No. RECL 913/6/57/01
(c) dt. 9.10.2001.

Respected Sir,

In response to Railway Board's M.A. (D) Hallgion's
cited above, I beg to offer myself as a candidate for absorption in
'D' Post as I had worked in Group 'A' casual labour and on the
supplementary casual labour register and I am willing to accept the terms
and conditions as ex-casual labour.

Necessary particulars of my candidature as required
ready reference are furnished below.

1. Name in block letters.

AJIT VARADYAN SINGHA
BARUA

2. Father's Name.

Late Binodindia Singha Barua

3. Working under.

Chakra. C.P.W./C.L.D

4. Working period.

From 16-05-78 To 23-10-78

FROM

TO

FROM

TO

5. Date of Birth.

22-01-1959

6. Whether SC/ST/OBC?

OBC

7. Academic qualification.

B.A. (H) with Mahendrapur, P.O. Bhadrachal, Dist. Nellore

Hope you will kindly consider me for the said post and

post of my Group 'D' in the N.F. Railway.

Yours faithfully,

10/10/01

10/10/01

Advocate

- 27 -

सं/No

शरीर पर पहचान के चिह्न

पू. री. रेलवे N.F.RAILWAY

5. Personal marks

identification one *Cut mark on left leg*

कार्यालय विभाग

Office/Department *ENGG/C.P.M.T./C.L.D*

प्रारम्भिक नियुक्ति के समय डायरी

अनियमित मजदूर के रूप में सेवा का रिकार्ड

Service book for Cosual Labour

पूरा नाम साफ-साफ

6. Nature of job on initial

employment *Casual Labour*

1. Name in full

AJIT NARAYAN SINGHA BARUAH

(In Block letters)

पिता का नाम

2. Father's Name

Late Birendra Singh Baruah

ज-म तिथि

3. Date of Birth

28-01-1959

प्रारम्भ में अनियमित नौकरी पाने के समय आयु

4. Age at initial casual employment

19 वर्ष/year *12* माह/month *3* ...

बायें अंगुठे का निशान

L. T. I.

Narayan Singh Baruah

प्रथम नियुक्ति प्रवर पर्यवेक्षक का हस्ताक्षर
of the First Appointing Officer of Supervisor

CHALSA

7-12-78

12

Certified to be true

Advocate

*Non-Resident
Ascom
and for the*

Narayan Singh Baruah

my

Record of Service as Casual Labour.

नौकरी की अवधि Period of Employment		इ. यू. सी. की किस्म	Nature of assignment	तारीख सहित पर्यवेक्षक का हस्ताक्षर और पदनाम। Signature & Designation of the Supervisor with date
से/From	तक/To			
1	2	3	4	5
16/5/88	30/10/88	= 157 days (One Hundred Fifty Seven)	(Worked against C.T.R. Work time to time on Casual Labour.)	<p>अनुमोदित पर्यवेक्षक C.T.R. N.P. Singh CBALS 2-12-88</p>

Certified to be true copy

Advocate

may have
Assam
the

Singha Bahadur



Divisional
Railway, R.R. Manager (P)
Bar Junction.

Sub: Application for absorption in Group 'D' Post.

Ref: 1. Railway Board's Letter No. E (NG) 11/99/CC/119 dated 10.8.2001, and GM (L) Maligaon's L/No. REGD. 923/E/ST/OPT/AXL (C) dt. 9.10.2001.

Respected sir,

In response to Railway Board's and GM (L) Maligaon's L/No. 10.8.2001, I beg to offer myself as a candidate for absorption in Group 'D' Post as I had worked 120 days as casual labour borne on the line/Supplementary Casual labour register and I am filling the other terms and conditions of ex-casual labour.

Necessary particulars of my candidature as required for ready reference are furnished below.

1. Name in Block letters. SANJIT GOSH
 2. Father's Name. Purna Gosh
 3. Working under. P.W.I Casual labour
 4. Working periods. From 22.3.78 To 16.10.78
From. To
From. To
 5. Date of Birth. 22.01.1960
 6. Whether SC/ST/OBC? whelan
 7. Academic qualification. Forth Passed
 8. Address. Vill. Baba bill Po. Goshgaon Dist. Goudal Pura
- Hope, you will kindly declare me a eligible candidate for the post of my Group 'D' category and thus obliged. Photostat copies of all papers are enclosed herewith.


22/10/03

Yours faithfully,

Sanjit Gosh

Advocate

सं. / No. _____
य. सो. रेलवे / N.F. RAILWAY
कार्यालय विभाग
Office/Department
अनियमित मजदूर, क. ह. प. मे. से. का. र. का. ड.
Service book for Casual Labour
पुनः नाम सफ-साफ
1. Name in full SANJEE GOSH
(In Block letters)
पिता का नाम
2. Father's Name Purna Gosh
जन्म तिथि
3. Date of Birth 22-01-1960
अनियमित नौकरी पाने का समय आयु
4. Initial casual employment
वर्ष/year 18 माह/month 1

व्यक्तिगत पहचान का चिह्न
5. Personal marks
identification One foot mark
on Left leg
प्रथम नियुक्ति के समय दस्तावेज
6. Nature of job on initial
employment Casual Labour
नाम अंगुठी का निशान
L T

Sanjee Gosh
प्रथम नियुक्ति प्रवर परम व. का. नि. का. र. का. ड. का. ड.
Signature
of the First Appointing Sanjee Gosh Supervisor
12.2.60

Certified to be true copy

Advocate

मजदूर के रूप में सेवा का रेकार्ड

Record of Service as Casual Labour

नौकरी की अवधि
Period of Employment
से/From क/To

ड्यूटी की किस्म

Nature of assignment

तारीख सहित पर्यवेक्षक का
हस्ताक्षर और पदनाम
Signature & Designation
of the Supervisor
with date

5

20/10/80
20/10/80

202 days
Two Hundred two

Worked general
e. t. r. work
time to time
Casual Labour

पर्यवेक्षक का हस्ताक्षर
G. D. N. P. S. S.
G. D. N. P. S. S.

12/2/80

Certified to be true

Advocate

Pura

10

2.1.1



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ANNEXURE - 9

43

(21)

Assistant Railway Manager (P)
Way, Alipourduar Junction.

Sub : Application for absorption in Group 'D' Post.

Ref : Railway Board's letter No. E (NG) 11/99/CC/-19 dated
20.9.2001, and GM (D) Mallgaon's L/No. RECT-923/E/57/OPT-XXII
(c) dt. 9.10.2001.

Respected Sir,

In response to Railway Board's and GM (D) Mallgaon's L/No. cited above, I beg to offer myself as a candidate for absorption in Group 'D' Post as I had worked 120 days as casual labour borne on the line/ supplementary casual labour register and I am filling the other terms and conditions as ex-casual labour.

Necessary particulars of my candidature as required for ready reference are furnished below.

1. Name in Block letters.

PRAN KRISHNA DIHIDAR

2. Father's Name.

Sirish Chandra Dihidar.

3. Working under.

P.W.I casual labour.

4. Working periods.

From. 22.11.78 To 23.6.79

From.

To

From.

To

5. Date of Birth.

13.6.1960

6. Whether SC/ST/OBC ?

M.O.B.C

7. Academic qualification.

Four Passed.

8. Address ^{TOWN} Gossai gaon. W/No 3 P.O. Gossai gaon Dist Kokraighar.

Hope, You will kindly declare me a eligible candidate for the post of my Group 'D' Category and thus obliged, Photostat copies of all papers are enclosed herewith.

Yours faithfully,

प्रान कृष्ण दिहदार

11/11/02
11/11/02

Certified to be true copy

Advocate

(21)

<p>पं०/No. _____</p> <p>य. ए. रेलवे/N.F. RAILWAY</p> <p>कार्यालय/Office</p> <p>Office/Department _____</p> <p>अनियत/सज्जदुर के रूप में सेवा/कारिकाइ</p> <p>Service book for Casual Labour</p> <p>प्रारंभिक/प्रारंभिक</p>		<p>व्यक्तिगत चिह्न/Personal mark</p> <p>5. Identification <i>One cut mark on left leg</i></p> <p>व्यक्तिगत नियुक्ति के संदर्भ/इसका</p> <p>6. Nature of job on initial employment <i>Casual Labour</i></p>	
<p>1. Name in full <i>PRAN RAI SHNA DINDIA</i></p> <p>(In Block letters)</p> <p>पिता का नाम</p> <p>2. Father's Name <i>Sirindh Chandra</i></p> <p>जन्म तिथि</p> <p>3. Date of Birth <i>13-06-1960</i></p> <p>प्रारंभिक से अनियमित नौकरी/पानी के समय अ. य.</p> <p>4. Age at initial casual employment</p> <p>वर्ष/Year <i>18</i> - माह/Month <i>5</i></p>		<p>व्यक्तिगत चिह्न/Personal mark</p> <p>5. Identification <i>One cut mark on left leg</i></p> <p>व्यक्तिगत नियुक्ति के संदर्भ/इसका</p> <p>6. Nature of job on initial employment <i>Casual Labour</i></p> <p>प्रारंभिक नियुक्ति प्रत्यक्ष/प्रत्यक्ष</p> <p>Signature of the First Appointing Senior Supervisor</p> <p><i>Sirindh Chandra</i></p>	

Certified to be true copy

h
Advocate

Period of Employment		Nature of assignment	Signature & Designation of the Supervisor with date
From	To		
	210 days (Two hundred ten)	(Worked) C.T. R. W. R. Time to time Casual Labour	Signature Date

Certified to be true copy

Advocate

The Divisional Railway Manager (P)
New Railway, Alipurduar Junction.

Sub : Application for absorption in Group 'D' Post.

Ref : Railway Board's letter No. E (AG) 11/99/CC/L19 dated
20.9.2001. and GM (L) Mailgeon's L/No. RECL-923/E/57/OPT-XXII
(C) dt. 9.10.2001.

Respected Sir,

In response to Railway Board's and GM (L) Mailgeon's L/No. cited above, I beg to offer myself as a candidate for absorption in Group 'D' Post as I had worked 120 days as casual labour borne on the line/Supplementary Casual labour register and I am fulfilling the other terms and conditions as ex-casual labour.

Necessary particulars of my candidature as required for ready reference are furnished below.

1. Name in block letters. SRI NIRMAL CHANDRA PRODHANI
 2. Father's Name. Late Dinush Chandra Prodhani
 3. Working under. P.W.I., CHALSA
 4. WORKING PERIODS.

FROM 16.5.79	TO 23.11.79
FROM	TO
FROM	TO
 5. Date of Birth. 03-03-1958
 6. Whether SC/ST/OBC? NO
 7. Academic Qualification. IV passed.
 8. Address: Vill/Khalisanimari Po Bhowraguri Dist Kokrajhar (Assam)
- Hope, You will kindly declare me a eligible candidate for the post of my Group 'D' category and thus obliged, Photostat copies of all papers are enclosed herewith.

2/11/03

Yours faithfully,
[Signature]

Certified to be true copy

[Signature]
Advocate

सं०/No

प० सं० रेलवे / N F. RAILWAY

कार्यालय/विभाग

Office/Department E.N. 6267 / C.P. 161 / C.W.

आनेयत मजदूर के रूप में सेवा का रेकार्ड

**Service book
for Casual Labour**

परा नाम साफ-साफ

Name in full NIRMAL CHANDRA(In Block letters) PROD HANT

पिता का नाम

2. Father's Name Dinesh Chandra

ज-म तिथि

3. Date of Birth 08-03-1958

प्रारम्भ में अनियमित नोकरी पाने के समय आयु

4. Age at initial casual employment

वर्ष/Year 21 माह/months 02

शरीर पर पहचान के चिह्न

5. Personal marks of
identificationOne Cut mark on
Left leg.

प्रारम्भिक नियुक्ति के समय ड्यूटी

6. Nature of job on
initial employmentCasual Labourवायि अंगठे का निशान
L. T. I.Nirmal Ch. Prodhan

ATTESTED

प्रथम नियुक्ति प्रवर पर

Signature of the First Appointing
Sr. Engineer

S.D. 612. Division, Sahibganj

CHALSI

12-03-80

Certified to be true copy

Advocate

RECORD OF SERVICE AS CASUAL LABOUR

<p>Nature of assignment</p>	<p>तारिख सहित पयबे चक्र का हस्ताक्षर और पदनाम Signature and designation of the Supervisor with date</p>
<p>(Worked against C.T.R. work time to time in Council (Labour))</p>	<p>12-02-80</p>

Advocate

To
The Divisional Railway Manager (R)
N.F. Railway, Alipurduar Junction.

Sub : Application for absorption in Group 'D' Post.

Ref : Railway Board's letter No. E (RG) 11/99/CC/L19 dated
20.9.2001; and GM (C) Maligaon's L/No. REGD. 923/E/57/OPF.XXI
(C) dt. 9.10.2001.

Respected Sir,

In response to Railway Board's and GM (C) Maligaon's L/No. cited above, I beg to offer myself as a candidate for absorption in Group 'D' Post as I had worked 120 days as casual labourer on the line/ supplementary casual labour register and I am filling the other terms and conditions as ex-casual labourer.

Necessary particulars of my candidature as required for ready reference are furnished below.

1. Name in block letters. Koushik BARMAN
2. Father's Name. Dhirendra Nath Boroman
3. Working under. ENGG/C.P.W.I/C.L.O Mal Section
4. Working periods. FROM 16.08.1980 to 23.12.1980
FROM. To
FROM. To
5. Date of Birth. 02-03-1964
6. Whether SC/ST/OBC? OBC
7. Academic qualification. IV passed.
8. Holder of S. Vill Mandarpara Po Bhownaguri Dis Kokrajhar

Hope, you will kindly declare me a eligible candidate for the post of my Group 'D' category and thus obliged. Photostat copies of all papers are enclosed herewith.

Koushik Barman
Yours faithful

Certified to be true copy

Advocate

सं/No

सौदे लवे/N.F. RAILWAY

ऑफिस विभाग

Office/Department *Engg./C.P.W./C.L.*

अनियत मजदूर के रूप में सेवा का रेकार्ड

Service book for Casual Labour

पूरा नाम साफ-साफ

1. Name in full *KOUSATIK BARMAN*
(In Block letters)

पिता का नाम

2. Father's Name *Shri. Andree Nathi*
Barmann.

ज-म तिथि

3. Date of Birth *02-03-1964*

प्रारम्भ में अनियमित नौकरी पाने के समय आयु

4. Age at initial casual employment

वर्ष/year *16* माह/month *5* - 14 day

शरीर पर पहचान के चिह्न

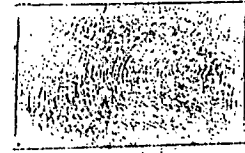
5. Personal marks

identification *One Cut mark on Right Hand.*

प्रारम्भिक नियुक्ति के समय ड्यूटी

6. Nature of job on initial employment *Casual Labour.*

नाथ अंगुठी का निशान
L. T. I.



Koushik Barmann
प्रथम नियुक्ति प्रथम पद के लिए का हस्ताक्षर
of the First Appointing Senior Supervisor
29-12-80

Certified to be true copy

Advocate


क्र.सं./Sl No.	नौकरी की अवधि period of Employment		ड.यू.सी की किस्म
	से/From	तक/To	
1	2	3	4
1.	16 ⁰⁸ 80	23 ¹² 80	= 127 days. (One Hundred Twenty Seven days)

Nature of assignment	नारोख सहित पर्यवेक्षक का हस्ताक्षर और पदनाम Signature & Designation of the Supervisor with date
	5

(Worked
again as
Casual Labour
from 16⁰⁸
to 23¹²
80)

CHALWA
29-12-80

Certified to be true copy


Advocate

To

The Divisional Railway Manager (A)
N.F. Railway, Alipurduar Junction.

Sub : Application for absorption in Group 'D' Post.

Ref : Railway Board's Letter No. E (NG) 11/99/CC/-19 dated
20.9.2001. and GM (D) Maligaon's L/No. RECT-923/E/57/OPT-XXII
(C) dt. 9.10.2001.

Respected sir,

In response to Railway Board's and GM (D) Maligaon's L/No. cited above, I beg to offer myself as a candidate for absorption in Group 'D' Post as I had worked 120 days as casual labour borne on the line/ supplementary casual labour register and I am filling the other terms and conditions as ex-casual labour.

Necessary particulars of my candidature as required for ready reference are furnished below.

1. Name in block letters.

MONGOL SINGH

2. Father's Name.

Rengendra Singh

3. Working under.

Sarkilug, P.W.I.

4. Working periods.

FROM 23.6.81 To 16.10.81
FROM To
FROM To

5. Date of Birth, 01.7.59

6. Whether SC/ST/OBC/CN. CN.

7. Academic qualification.

8. Address. Borsai gaon, Rail Colony, P.O. Borsai gaon, Kokrajhar.

Hope, You will kindly declare me a eligible candidate for the Assam post of my Group 'D' category and thus obliged, Photostat copies of all papers are enclosed herewith.

Yours faithfully,

Mongol Singh

12.2.2002

Certified to be true copy

Advocate

सं./No.....
सी रेन्ड/N. F. RAILWAY
कार्यालय विभाग

Office / Department Engg

अनियत मजदूर के रूप में सेवा का रिकार्ड

Service book for Casual Labour

पूरा नाम साफ-साफ

1. Name in full Mangal Singh
(In Block letters)

पिता का नाम

2. Father's Name Rajendra Singh

जन्म-तिथि

3. Date of Birth 01-7-57

प्रारम्भ में अनियमित नौकरी पाने के समय आयु

4. Age at initial casual employment

वर्ष / Year माह/month

बायें पर पहचान के निशान

5. Personal marks of identification One Scar on Left knee

प्रारम्भिक नियुक्ति के समय आयु

6. Nature of job on initial employment C.L. Gangwar Molder

दायें अंगूठे का निशान
L. T. I.



प्रथम नियुक्ति पर नियंत्रक का हस्ताक्षर/

Signature of the First Appointing Senior Supervisor

Certified to be true copy

Advocate


अनियत मजदूर के रूप में सेवा का रिकार्ड

क्रम सं० Sl. No.	नौकरी की अवधि Period of Employment		इयूटी की किस्म
	से/From	तक/To	
1	2	3	4
1.	23-6-81	15-10-81	CTR
2, 11.2.81 to 12.5.81 FKM			
Total - 204 days			

Record of Service as Casual Labour.

Nature of assignment	तारीख सहित पर्यवेक्षक का हस्ताक्षर और पदनाम Signature & Designation of the Supervisor with date
	5

Certified to be true copy


Advocate



Sri Putul Sarma, LL.B.
(ADVOCATE)

P.O. & DIST. - KOKRAJHAR
PIN - 783370 (BAC)

70481 (R)
70542 (O)

RESIDENCE

Near - Kokrajhar Girls' H.S.
School, Kokrajhar

Date : 25/11/2004

Ref. No.

To,

The General Manager (P),
N. F. Railway,
Makigaon, Guwahati

Sub:-

Pleader's Notice.

Dear Sir,

Under the instructions of my clients, (1) Sri Gopal Chandra Saha, S/O Late Laxman Chandra Saha, (2) Sri Gopal Chandra Saha, S/O Late Basudev Saha, (3) Sri Ram Krishna Saha, S/O Sri Joy Gobinda Saha, (4) Sri Tapan Kumar Dev, S/O Sri Sishir Kumar Dev, (5) Sri Narayan Roy, S/O Sri Jogendra Roy, (6) Sri Sanjit Ghosh, (7) Ashutosh Chakdar, S/O Sri Khitish Chandra Chakdar, (8) Manmath Kumar Roy, S/O Late Nesath Kr. Roy, (9) Ajit Narayan Singha Barua, S/O Late Birendra Singha Barua, (10) Sri Pran Krishna Dihidar, S/O Sri Sirish Chandra Dihidar, (11) Sri Nirmal Chandra Prodhani, S/O Late Dinesh Chandra Prodhani, (12) Sri Koushik Barman, S/O Dharendra Nath Barman and (13) Sri Mangal Singh, S/O Rajendra Singh all are resident of Bhowraguri, P. S. Gossaigaon, Dist. Kokrajhar, (Assam). Client Nos. 2 to 13 under C/O Sri Gopal Chandra Saha S/O Late Laxman Chandra Saha, Bhowraguri, P. S. Gossaigaon, Dist. Kokrajhar, Assam for and on behalf of my said clients I am tenricted to write you as follows:-

- 1) That, my client No-1 was engaged as casual labour under the Deptt. of ENGG/cpwl/cl. D, N. F. Railway, Alipurduar Division. He served as casual labour in the said deptt. from 16-7-77 to 23-12-77 i.e. for total days of 157. Service Book was issued to the name of my said client by your departmental officer on 16-5-78. (Zerox copy of the said Service Book is enclosed herewith.)
- 2) That, my client No-2 was engaged as casual labour under the Deptt. of ENGG/cpwl/c.l. D, N. F. Railway, Alipurduar Division. He served as casual labour in the said deptt. from 16-5-78 to 23-10-78 i.e. for total days of 157. Service Book was issued to the name of my said client by your departmental officer

(Contd to page no-2)



Sri Putul Sarma, LL.B
(ADVOCATE)

P.O. & DIST. - KOKRAJHAR
PIN - 783370 (BAC)

RESIDENCE
Near Kokrajhar Girls' H.S.
School, Kokrajhar.

Date 25/11/2004

Ref. No.

officer on 25-12-78. (Zerox copy of the said Service Book is enclosed herewith.)

3) That, my client No-3 was engaged as casual labour (casual Gangman) under the Deptt. of PWI/BNQ/Engg. N. F. Railway, Alipurduar Divn. He served as casual gangman in the said deptt. from 22-1-76 to 15-7-76 i.e. for total days of 167. Service Book was issued to him by your departmental officer on 30-4-83. (Zerox copy of the said Service Book is enclosed herewith.)

4) That, my client No-4 was engaged as casual labour under the Deptt. of ENGG/C. A. W. T/cld, N. F. Railway, Alipurduar Divn. He served as casual labour in the said deptt. from 16-7-80 to 23-11-80 i.e. for total days of 127. Service Book was issued to him by your departmental officer on 7-12-80. (Zerox copy of the said Service Book is enclosed herewith.)

5) That, my client No-5 was engaged as casual labour under the Deptt. of ENGG/c.p.w. I/c.l.D, N. F. Railway, Alipurduar Divn. He served as casual labour in the said deptt. from 20-4-78 to 23-10-78 i.e. total days of 183. Service Book was issued to him by your departmental officer on 16-12-78. (Zerox copy of the said Service Book is enclosed herewith.)

6) That, my client No-6 was engaged as casual labour under the Deptt. of N. F. Railway, Alipurduar Divn. He served as casual labour in the same from 22-3-78 to 16-10-78 i.e. total days of 202. Service Book was issued to him by the deptt. on 12-2-80. (Zerox copy of the said Service Book is enclosed herewith.)

7) That, my client No-7 was engaged as casual labour under the Deptt. of ENGG/c.l.D, N. F. Railway, Alipurduar Divn. He served as casual labour in the same from 17-11-78 to 15-2-79 and 23-3-79 to 15-5-79 i.e. total days of 142. Service Book was issued to him by the deptt. on 10-11-78. (Zerox copy of the said Service Book is enclosed herewith.)

8) That, my client No-8 was engaged as casual labour under the Deptt. of ENGG/c.p.w. I/C.L.D. N. F. Railway, Alipurduar Divn. He served as casual labour in the same from 16-01-77 to 23-08-77 i.e. total days of 217. Service Book was issued to him by the deptt. on 22-11-77. (Zerox copy of the said Service Book is enclosed herewith.)

(Contd to page No-3)

Certified to be true copy

Advocate



Sri Putul Sarma, LL.B
(ADVOCATE)

P.O. & DIST. - KOKRAJHAR
PIN - 783370 (BAC)

70481 (R)
70542 (C)

RESIDENCE
Near Kokrajhar Girls' H.S.
School, Kokrajhar.

Date: 25/11/2004.

Ref. No.

- 9) That, my client No-9 was engaged as casual labour under the aforesaid Deptt. N. F. Railway, Alipurduar Divn. He served as casual labour in the said deptt. from 16-5-78 to 23-10-78 i.e total days of 157. Service Book was issued to him by the deptt. on 7-12-78. (Zerex copy of the said Service Book is enclosed herewith.)
- 10) That, my client No-10 was engaged as casual labour in the said deptt. He served as casual labour in the said deptt. from 22-11-78 to 23-6-78 i.e total days of 210. Service Book was issued to him by the deptt. on 5-12-79. (Zerex copy of the said Service Book is enclosed herewith.)
- 11) That, my client No-11 was engaged as casual labour under the Deptt. of ENGG/c.p.w.I/c.l.D. N. F. Railway, Alipurduar Divn. He served as casual labour in the said deptt. from 16-5-79 to 23-11-79 i.e total days of 187. (Zerex copy of the said Service Book is enclosed herewith.)
- 12) That, my client No-12 was engaged as casual labour under the aforesaid Deptt. N. F. Railway, Alipurduar Divn. He served as casual labour in the said deptt. from 16-08-80 to 23-12-80 i.e total days of 127. Service Book was issued to him by the deptt. on 29-11-80. (Zerex copy of the said Service Book is enclosed herewith.)
- 13) That, my client No-13 was engaged as casual Gangman under the Deptt. of ENGG. N. F. Railway, Alipurduar Divn. He served as Cl. Gangman in the said deptt. from 23-6-81 to 15-10-81 and 11-2-81 to 12-5-81 i.e total days of 204. Service Book also was issued to him by the deptt. on 24-11-91 (24-11-91.) (Zerex copy of the said Service Book is enclosed herewith.)
- 14) That, my clients mentioned above had worked as casual labours/casual Gang man more than 120 days in their respective categories in the aforesaid deptt. under N. F. Railway, Alipurduar Divn. and they were initially engaged as casual labours/casual Gangmen by the said deptt. within the prescribed age limit. Now, they are all ex-casual labours/casual Gangmen and they have been spending their lives without any job. My said clients are very poor persons and they have been maintaining themselves along with their respective families with great troubles as well as financial crisis. They are all in acute financial crisis.

(Contd to page no-4)

Certified to be true copy

Advocate



Sri Putul Sarma, LL.B
(ADVOCATE)

P.O. & DIST. - KOKRAJHAR
PIN - 783370 (BAC)

70481 (H)
70542 (O)

RESIDENCE

Near - Kokrajhar Girls' H.S.
School, Kokrajhar.

Date: 25/11/2004.

Ref. No.

- 15) That, with reference to the Railway Board's Letter No. E (E) 11/99/CC/-99 dated 20-9-2001 and GM (D) Maligaon L/No. RECT-923/E/57/OPT-XXII (C) dated 9-10-2001 my client No-1 submitted an application to the Divisional Railway Manager (P), N.F. Railway, Alipurduar Jn. for absorption in Group 'D' post which was received by the office of the Divisional Railway Manager (P), N.F. Railway, Alipurduar Jn. on 02-12-2003. My clients No-2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13 also submitted the same applications to the Divisional Railway Manager (P), N.F. Railway, Alipurduar Jn. basing upon the above mentioned letters for absorption in Group 'D' posts which were received by the office of the Divisional Railway Manager (P), N.F. Railway, Alipurduar Jn. on 03-03-2004, 26-08-2003, 03-03-2004, 04-09-2003, 22-10-2003, 22-09-2003, 02-12-2003, 03-03-2004, 11-11-2003, 02-12-2003, 02-12-2003 and 04-03-2004 respectively.
- 16) That, after receiving the said applications from my said clients the Divisional Railway Manager (P), N.F. Railway, Alipurduar Jn. had not taken any step in respect of absorption of my said clients in Group 'D' posts nor communicated any information to my said clients till date. So, my client No-1 wrote a Regd. letter on 7-10-2004 to you requesting you to absorb him along with the aforesaid applicants. But you have not given any response to the said letter.
- 17) That, having no alternative my said client No-1 along with aforesaid other clients serve this Pleader's Notice through me requesting you to take necessary steps in respect of absorption in Group 'D' posts and absorb my said clients in Group 'D' posts within 60 days from the date of receipt this Pleader's Notice. Failing which my said clients shall resort to the Court for getting redressal against you and in that case you will have to bear the costs of the litigation, too.

(Contd to page No-5)

Certified to be true copy

Advocate



Sri Putul Sarma, LL.B

(ADVOCATE)

P.O. & DIST. - KOKRAJHAR
PIN - 783370 (BAC)

RESIDENCE

Near Kokrajhar Girls' H.S.
School, Kokrajhar.

Ref. No.....

Date: 25/11/2004.

I, therefore, on behalf of my said clients request you to take necessary steps in respect of absorbing my said clients in Group 'D' posts for which they submitted applications as early as possible or within the two months from the date of receipt of this notice.

Thanking you.

Yours faithfully,

Enclosed:

- 1) Zerox copy of Service Book of my clients No- 1 to 13.
- 2) Zerox copy of the applications submitted by my clients No-1 to 13.
- 3) Zerox copy of the letter written by my client No-1.

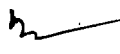
(Sri Putul Sarma.)

Advocate, Kokrajhar.

Cpy to:- 1) The Divisional Railway Manager(F),
N.F. Railway, Alipurduar. Jn.

N. B. A copy of this notice is kept in my sherista for ready reference.

Certified to be true copy


Advocate

- 49 -

ANNEXURE - 14

BY POST/BY HAND

CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH

Applicant

DESPATCH NO. CAT/GHY/JUDL/ 382 DATED GUWAHATI THE 10-3-05

ORIGINAL APPLICATION NO. 46 / 2005

MISC. PETITION NO. / 200

CONTEMPT PETITION NO. / 200

REVIEW APPLICATION NO. / 200

Sri Gopal Ch. Saha & Mrs. APPLICANT(S)

-VERSUS-

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

TO Sri Gopal Chandra Saha,
s/o Late Lakshan Ch. Saha,
Vill & P.O. Bhowraguri,
Dist. Kokrajhar

Please find herewith a copy of Judgment/Order dated 25.2.05 Passed by the Bench of this Hon'ble Tribunal Comprising of Hon'ble Justice Sri Vice-Chairman and Hon'ble Sri K. V. Prasad Member(A.Dmn.) in the above noted case for information and necessary action, if any.
Please acknowledge the receipt of the same.

Encls :: As above.
(Copy of the Original
Application in O.A.No.)

By Order

9.3.05
SECTION OFFICER (J)

Memo No. Dated 16.7/3/05

Copy for information to:

1. Mr./Mrs. S. L. Sarkar, Pky. Standing Counsel.
2. Mr./Mrs.

Certified to be true copy

Advocate

CENTRAL ADMINISTRATIVE TRIBUNAL : GUWAHATI BENCH

Original Application No. 46/2005

Date of Order : This the 25th day of February, 2005

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

1. Sri Gopal Chandra Saha
S/o Late Lakshan Chandra Saha
Vill. & P.O.: Bhowraguri
District - Kokrajhar.

2. Shri Gopal Chandra Saha
S/o Basudev Saha
Vill. & P.O. - Bhowraguri
Dist. - Kokrajhar.

3. Shri Ram Kishan Sha
S/O Joygobind Sha
C/o - Gopal ch. Saha
Vill. & P.O.: Bhowraguri
District - Kokrajhar

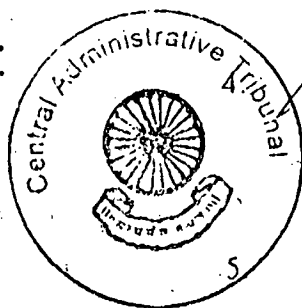
Sri Tapan Kumar Dev
S/o Sushil Kr. Dev
C/o - Gopal Chandra Saha
Vill. & P.O. - Bhowraguri

5. Sri Narayan Ray
S/o Sri Jogendra Roy
Vill. Mandarpara,
Vill. & P.O.: Bhowraguri
District - Kokrajhar

6. Sri Asutosh Chakdar
S/o Sri Gopal Chakdar
C/o - Sri Gopal Ch. Saha
Vill. & P.O.: Bhowraguri
District - Kokrajhar.

7. Sri Manmath Kr. Roy
S/o - Naratha Kr. Roy
Vill. - Khalsinimari
P.O. - Bhowraguri, Kokrajhar.

8. Sri Ajit Narayan Singha
S/o - Sri Birendra Singha
Vill. - Mahendrapur



Certified to be true copy

[Signature]
Advocate

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ORDER

K.V. PRAHLADAN, MEMBER (A):

Heard Mr. H.P. Borman, learned counsel for the applicant and also Mr. J.L. Sarkar, learned counsel for the respondents.

2. This application has been filed by a group of 13 applicants seeking absorption in the post of Group 'D'. They submitted representations dated 2.12.2003, 3.3.2004, 26.8.2003, 1.1.2003, 4.9.2003, 2.9.2003, 2.12.2003, 3.3.2004, 22.10.2003, 11.11.2003, 2.12.2003, 2.12.2003, 12.12.2003 and a legal notice to the General Manager (P), N.F. Railway, Maligaon on 25.11.2004 (Annexure - A/15). The applicants 1 to 12 were employed as Casual Labour during the year of 1976, 1977, 1978, 1979, 1980. Applicant No. 13 was employed in 1987.

3. The Railway Board's letter for absorption of Casual Labours to Group 'D' posts dated 20.09.2001, the representations have been made two to three years after the order of 20.09.2001. Thus the application is filed beyond the period of limitation as per rule 21 of Central Administrative Tribunals Act 1985. However, since the applicants are from very poor families the Respondents may consider the representations of the applicants. Barring the above observations, the O.A. stands dismissed. No order as to costs.

Sd/MEMBER (A)

TRUE COPY
प्रतिलिपि

JS 9.7.05
Section Officer (J)
C.A.T. GUWAHATI BANCH
Guwahati-781005

7/8/05

Certified to be true copy

n
Advocate

N.F. RAILWAY.

OFFICE OF THE
DIVL. RLY. MANAGER (P),
ALIPURDUAR JUNCTION.

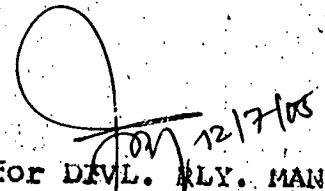
No. E/208/2/DA/46/05/GHY.

DATED 12/07/05.

To:
Shri Gopal chandra Saha
S/o. Late Lakshan chandra Saha
vill B P.O. Bhowraguri
Dist. Kokrajhar (Assam)

Sub: - Compliance of Hon'ble CAT/GHY's order
dated 25.2.05 in OA/46/05 - G.C. Saha
& others -Vrs.- U.O.I. & others.

In connection with above, the competent authority
is desirous to heard you in person and inspect/verify your
original records before disposing of your representation. As
such, you are advised to attend this office with all original
record on 29.7.05 if desires so.


for DIVL. RLY. MANAGER (P),
ALIPURDUAR JUNCTION.

(un/12705.)

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Advocate



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ANNEXURE - 16

7766

OFFICE OF THE
DIVL. RLY. MANAGER [P]
ALIPURDUAR JUNCTION.

No.E/208/2/O.A./46/05./GHY.

Date:- 18-08-2005.

To
Sri... Gopal ch. Saha
S/o Late Lakshan ch. Saha
Vill & P.O. Bhowraguri
Dist. Kokrajhar
(Assam)

Sub= Compliance of Hon'ble CAT/GHY's order
Dated 25-2-05 in OA/46/05- Sri Gopal
Ch. Saha & Others Vs Union of India &
Others.

Ref= This office letter of even dated 12-07-2005.
=====

The above cited O.A was dismissed on 25-02-05 by the hon'ble CAT/GHY. But in their order the hon'ble court was pleased to advice the respondent as to- since the applicants are from very poor families - respondent may consider the representation of the applicants. In honour to court's advice the relevant file with records were put up to DPO. And after perusal of the representation of the applicants the matter was thoroughly enquired a fresh and heard the applicants in person on 29-7-05 peruse their records. Thereafter, on behalf of the respondents [DPO- being respondent No.2] has passed the following orders-

Though the Hon'ble Court was pleased to dismiss the O.A., but for their advise- grievances of the petitioners were thoroughly examined, petitioners were heard in person and pursued the records lying with them. From such perusal it is gathered that none of the petitioners except Sri Ram Krishan Saha S/o Joy Gobind Saha (Petitioner No.3) had worked/utilize as C.L. as claimed. But Sri R.K.Saha did not apply within target date (31-03-87) given by the Railway Board for enlisting his name in the Live Register. The Petitioners (except Petitioner No.3) are appeared to be solely manipulation/fabrication and with malafide intention. Thus they deserve 'Legal action' instead of any consideration.

This is for your information please.

[Handwritten signature]

For Divl. Rly. Manager [P]
Alipurduar Junction.

Certified to be true copy

[Handwritten signature]
Advocate