

FORM NO. 42
(See Rule 42)
CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH.

ORDER SHEET

Original Application No. 21/06
Misc. Petition No. _____
Contempt Petition No. _____
Review Application No. _____

Applicant(s) T.C. Day & Anns.
Respondent(S) Wol & Anns.

Advocate for the Applicants Mr T.C. Chittha, Mrs. M. Chandray,
Mrs N. Nalin

Advocate for the Respondent(S) _____
EGSC
Rly St. Counsel

Notes of the Registry Date _____ Order of the Tribunal

23.1.06 present: The Hon'ble Shri K.V. Sachidana-
ndan, Vice-Chairman.

This application is in form
is filed/C.F. No. _____
deposited _____
No. 266 317980
Dated 23.1.06

1/c Dy. Registrar 20.1.06

Steps Taken

The claim of the applicants is that they ~~are~~ were Railway employees having put more than 120 days in service entitled under the Scheme for regularisation in the Group 'D' posts. The applicant approached the Tribunal by way of O.A. 77/05 but the O.A. was dismissed on the ~~question~~ ground of delay. The matter was taken before the High Court in W.P.(C) No. 5188/2005. The High Court has directed the respondents to dispose of the representation filed by the applicants afresh within a time frame. Vide order dated 28.9.05 the respondents have again rejected the claim on the ground that the applicants failed to represent within the stipulated period. The applicants have now produced copies of the applications submitted by them as far as of 1987 and also a list showing that they have actually worked during the period.

Contd.....

Contd.

23.1.2006

Mr. J.L. Sarkar, learned Standing counsel for the Railways submits that ~~when~~ the legal question is when the Tribunal has dismissed the earlier O.A. on the ground of limitation even though the High Court had granted the benefit of disposal of the representations, whether that will entitle this Tribunal again to try on the subject. This matter is kept open and the respondents are directed to file a written statement after six weeks.

Post the matter on 7.3.2006.

Vice-Chairman

bb

07.03.06.

None for the applicant. Post the matter on 9.3.06.

Vice-Chairman

Vice-Chairman

lm

09.03.06.

None appears for the applicant. Post the matter on 29.3.06.

Vice-Chairman

Vice-Chairman

lm

29.3.2006

Heard learned counsel for the parties. Order passed, kept in separate sheets.

The O.A. is disposed of at the admission stage itself in terms of the order. No costs.

Vice-Chairman

bb

Pl copy for respondents.

30.3.06

C Copy of the judgment has been collected by the Advocate for the applicant.

6-3-04

No Wls have been filed.

28-3-06

No Wls have been filed.

Mr. B. Dey, Rly Adv
for Valuation on b/h
of Respondents.

by 29/3/06
CO

Need cross for reply get (4 copies)
25.1.06

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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH, GUWAHATI

.....

21 of 2006

O.A. No.

29.03.2006

DATE OF DECISION

Tapan Chandra Dey & 11 Others
..... Applicant/s

Mr. T.C. Chutia
..... Advocate for the
Applicant/s.

- Versus -

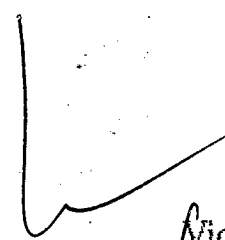
Union of India & Others
..... Respondent/s

Mrs.B.Devi
..... Advocate for the
Respondents

CORAM

HON'BLE MR.K.V.SACHIDANANDAN, VICE-CHAIRMAN

- | | | |
|----|---|-------------------|
| 1. | Whether reporters of local newspapers may be allowed to see the Judgment ? | Yes/No |
| 2. | Whether to be referred to the Reporter or not ? | Yes/No |
| 3. | Whether to be forwarded for including in the Digest Being complied at Jodhpur Bench ? | Yes/No |
| 4. | Whether their Lordships wish to see the fair copy of the Judgment ? | Yes/No |


Vice-Chairman (J)

29/3/06

N

**CENTRAL ADMINISTRATIVE TRIBUNAL,
GUWAHATI BENCH.**

Original Application No. 21 of 2006.

Date of Order: This, the 29th Day of March 2006.

THE HON'BLE MR. K.V.SACHIDANANDAN, VICE CHAIRMAN.

1. Tapan Chandra Dey
S/O Shri Munindra Kr, Dey
Village & P.O: Rangapara
P.S: Rangapara
Dist: Sonitpur, Assam.
 2. Md. Abdul Rahim Khan
S/o Late Md. Ranjan Khan
Village & P.O: Rangapara
P.S: Rangapara
Dist: Sonitpur, Assam.
 3. Shri Kanaiya Goswami
S/o Shri Bali Narayan Goswami
Village & P.O: Rangapara
P.S: Rangapara
Dist: Sonitpur, Assam.
 4. Shri Kripa Sankar Tewari
S/o Late Boli Ram Tewari
P.O: Towbhanga, Vill: Nabill
Tezpur, Dist: Sonitpur
Assam.
 5. Shri Ram Pratap Bharati
S/o Late Satya Narayan Bharati
Vill. & P.O: Rangapara
P.S: Rangapara
Dist: Sonitpur, Assam.
 6. Shri Biswanath Mandal
S/o Lakhan Mandal
Vill. & P.O: Rangapara
P.S: Rangapara
Dist: Sonitpur, Assam.
 7. Md. San Mahamad Ali
S/o Late Nazer Ali
Vill: Agiathuri
P.O: Dadara, P.S: Hajo
Dist: Kamrup, Assam.
 8. Shri Phatik Chowdhury
S/o Abdul Haque Chowdhury
Vill. & P.O: Rangapara
- L

P.S: Rangapara
Dist: Sonitpur, Assam.

9. Shri Sajal Dhar
S/o Shri Matilal Dhar
Vill. & P.O: Rangapara
P.S: Rangapara
Dist: Sonitpur, Assam.
10. Md.Tayab Ali
S/o Late Kudrat Ali
Vill.& P.O: Kaniha
P.S: Rangia
Dist: Kamrup, Assam.
11. Shri Subhas Sarkar
S/o Shri Sudhir Sarkar
Vill: Narendra Palli, Rangapara
P.O. & P.S: Rangapara
Dist: Sonitpur, Assam.
12. Shri Gautham Sarkar
S/o Late Shasi Bhusan Sarkar
Vill: Namanigaon
P.O. & P.S: Rangapara
Dist: Sonitpur, Assam.

.....Applicants

By Advocates Mr. T.C. Chutia, Ms.M.Choudhury & Mrs.N.Nath.

- Versus -

1. The Union of India
Represented by General Manager
N.F.Railway, Maligaon
Guwahati-11.
2. The Chief Personnel Officer
N.F.Railway, Maligaon
Guwahati-11.
3. Deputy Chief Engineer
Bridge Line, N.F.Railway
Maligaon, Guwahati-11.
4. Inspector
Bridge Line, N.F.Railway
Rangapara North, Assam.

..... Respondents

By Mrs. B. Devi counsel for the Railways.

.....



ORDER (ORAL)

SACHIDANANDAN, K.V., (V.C.):

The applicants, 12 in number, have worked in the Bridge Line, N.F.Railway, Rangapara for more than 120 days as casual labourers. They started working in the Railway department in the year 1975 and some of them had worked till 1984 and their names have been recorded in the service record as casual labour. Some of the applicants received permanent salary alongwith bonus. But the respondents have irregularly dropped them from service. The applicants have submitted several representations and for non-consideration of the same has forced them to approach this Tribunal by way of O.A. No.77/2005 praying for a direction upon the respondents for absorption in Group 'D' posts. The said O.A. was dismissed vide order dated 7.6.2005 on the ground of delay. However, the matter was taken before the Hon'ble High Court in W.P.(C) No. 5188/2005 and the Hon'ble High Court vide order dated 22.7.2005 passed the order, relevant portion of which is reproduced below:-

" In view of the specific provision under the Act, we find that the learned Tribunal in passing the impugned order has committed no illegality and hence, the petitioners are not entitled to get any relief. Accordingly, the petition shall stand dismissed. However, the dismissal of this petition will not be a bar on the part of the Respondent authority to consider the representation, if any,

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filed by the writ petitioners within a period of six months."

In furtherance of that order the applicants have filed representations which were rejected by the respondents by the Annexure-1 order dated 28.9.2005, relevant portion of which is quoted below:-

" Accordingly, the Competent Authority has consider the representation of the applicants in compliance of the above order. It is observed that as per Railway Board's letter NO. E/NG/II-78/CL/2 dt. 4.3.87, circulated vide GM(P)/MLG letter No.E/57/0-Pt.XI(C) dt.13.3.87, all the Casual Labour were asked to apply by 31.3.87 for consideration of their cases to Deputy Chief Engineer, N.F.Railway (Bridge), Maligaon. But the applicants failed to prefer representation within the stipulated period i.e. 31.3.87. Hence their names could not be registered in the Live Casual Register. It is not possible to accommodate them at this distant date."

The grievance of the applicants is that their claim has been rejected on the ground that they have not preferred their claim before the respondents before the cut off date i.e. 31.3.87. Being aggrieved the applicants have filed this O.A. seeking for the following reliefs:-

"8.(a) In the premises as stated above it is humbly prayed that this Hon'ble Tribunal would graciously be pleased to pass order/orders as directions to the

respondents to absorb the applicants in Group 'D' post as per scheme of the Railway Board and as per Railway Board's letter dtd. 4.3.87 setting aside the impugned order dtd. 28.9.05 (annexure-1) passed by Respondent No.3.

(b) Directions may be given to respondents to register the names of the applicants in the Live Casual Register and to absorb the applicants in the Group 'D' post.

(c) Pass such any order or orders as to give complete relief to the applicants which the Hon'ble Tribunal may deem fit and proper."

2. Mr. T. Chutia, learned counsel appeared for the applicants and Mrs. B. Devi, learned counsel represented the Railways. When the matter came up for consideration, Mr. Chutia, learned counsel for the applicants submitted that the applicants have already annexed some documents with the O.A. to show that they have preferred their claim well before the cut off date i.e. 31.3.1987 but that fact has not been considered by the respondents without application of mind. Counsel for the applicants submits that applicants will be satisfied if a direction is issued to the respondents to consider the case of the applicants on the basis of the relevant documents and pass appropriate orders. Counsel for the respondents submits that such recourse will meet the ends of justice and therefore she has no objection in adopting such exercise. This Tribunal

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also feels that such exercise will suffice the ends of justice. Therefore, this Tribunal directs respondent No.3 or any other competent authority, as directed by him, to consider representation, for which the applicants are at liberty to file comprehensive representation alongwith all documents within a period of two weeks from today. The concerned respondent shall consider and dispose of the same within a time frame of three months from the date of receipt of such representation. It is also made clear that the respondents shall afford personal hearing to the applicants, if they so seek for.

The O.A. is disposed of as above. In the circumstances, there is no order as to costs.



(K.V.SACHIDANANDAN)
VICE CHAIRMAN

BB

**CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH**

ORIGINAL APPLICATION

20/06

1. a) Name of the Applicant:- *T.C. Dey & Sons*
b) Respondents :- Union of India & Ors
c) No. Of applicant:- *11 others*
2. Is the application in the proper form :- *Yes/NO*
3. Whether name & Description and address of all the papers been furnished in cause title:- *YES/NO*
4. Has the application been duly signed and verified: *YES/NO*
5. Have the copies duly signed :- *YES/NO*
6. Have sufficient number of copies of the application been filed:- *YES/NO*
7. Whether all the annexures parties are impleaded:- *YES/NO*
8. Whether English translation of documents in the Language:- *YES/NO*
9. Is the application is in time :- *YES/NO*
10. Has the Vakalatname/MEMO/ of Appearance/Authorisation filed:- *YES/NO*
11. Is the application by IPO/ED/FOR Rs. 50/-: *206 317980 dt-16-7-06*
12. Has the application is maintainable :- *YES/NO*
13. Has the impugned order original duly attested been filed:- *YES/NO*
14. Has the legible copies of the annexures duly attested filed:- *YES/NO*
15. Has the Index of documents been filed all available:- *YES/NO*
16. Has the required number of enveloped bearing full address of the respondents been filed :- *YES/NO*
17. Has the declaration as required by item 17 of the form:- *YES/NO*
18. Whether the relief sought for arises out of the Single:- *YES/NO*
19. Whether the interim relief is prayed for :- *YES/NO*
20. In case of condonation of delay is filed is it supported:- *YES/NO*
21. Whether this case can be heard by ~~SINGLE BENCH~~/DIVISION BENCH:
22. Any other points :-
23. Result of the scrutiny with initial of the Scrutiny Clerk:-

This application is in form

L.N. OFFICER

20.1.06
DEPUTY REGISTRAR

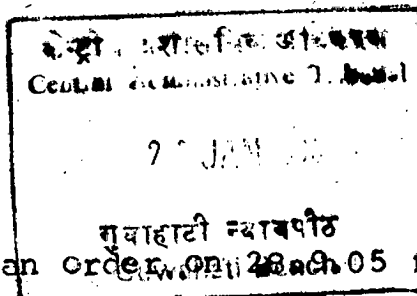
23/1/86

केन्द्रीय प्रशासनिक अधिकरण Central Administrative Tribunal 70 JAN 2006 गुवाहाटी ब्याचपीठ NR Guwahati Bench
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S Y N O P S I S

The applicants worked as casual labourers in the Bridge Line, N.F. Railway, Rangapara for more than 120 days. They started working in the Railway Department in the year 1975 and some of them worked till 1984 and their names have been recorded in the service record as casual labour. Some of the applicants received permanent salary along with bonus. But the Railway Authority illegally dropped them from services. The applicants submitted several representations before the Railway Authority, pursuant to Railway Board's letter dtd. 4.3.87 and on several occasions for their permanent absorption in the Group 'D' post which was duly acknowledged by the Railway Authority without any objection and was forwarded for disposal. But no action is taken till today. Being aggrieved by the inaction of the Railway Authority the applicants earlier filed an application before this Hon'ble Tribunal being O.A. NO. 77/2005 praying for absorption in the Group 'D' posts. The applicants had filed a Misc. Petition being Misc. Petition No. 75/2005 for condonation of delay. But the Hon'ble Judge dismissed the case on 7.6.05 on the ground of delay without going to the merit of the case. Thereafter, the applicants moved a writ petition before the Division Bench of the Hon'ble High Court being W.P. (C) No. 5188/2005 against the impugned order dtd. 7.6.05 passed by this Tribunal. The Hon'ble High Court on 22.7.05 dismissed the petition upholding the order dtd. 7.6.05 and further ~~xxxi-~~ ~~xxxi-~~ respondents are directed to consider the representations submitted by the applicants. Considering the representations

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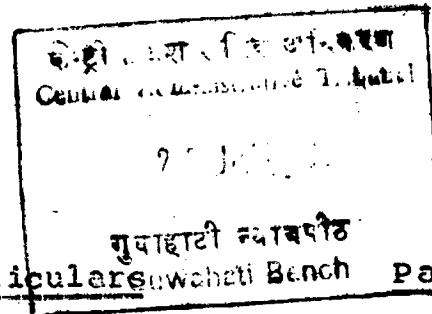
the Railway authority passed an order on 28.9.05 refusing to register the names of the applicants in the Live casual Register. In this impugned order the Railway Authority observed that the applicants failed to prefer the representations within the stipulated period, though the representations were duly acknowledged by the Railway Authority and were forwarded for disposal without any objection. Hence this application is filed before this Hon'ble Tribunal against the order dtd.28.9.05 passed by the Railway Authority.

Filed by

Manika Choudhury
Advocate.

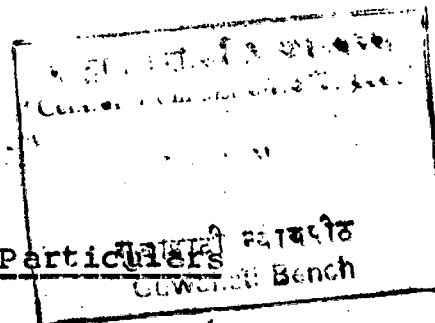
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I N D E X



<u>Sl.No.</u>	<u>Annexure</u>	<u>Particulars</u>	<u>Page No.</u>
1.	1	Order dtd.28.9.05 issued by the Deputy Chief Engineer, Bridge <i>Line</i> , N.F. Railway, Maligaon.	19
2.	2	Railway's Board's letter dtd.20.9.01.	20 - 22
3.	3	Representation dtd.12.3.87 submitted by the applicant NO.1.	23 - 24
4.	4.	Representation dtd.10.3.87 submitted by the Applicant NO.2.	25 - 26
5.	5.	Representation dtd.10.3.87 submitted by the applicant NO.3.	27 - 28
6.	6	Representetion dtd.12.3.87 submitted by the Applicant NO.4.	29 - 30
7.	7	Representation dtd.11.3.87 submitted by the Applicant NO.5.	31 - 33
8.	8	Representation dtd.15.2.87 submitted by the applicant NO.6.	34 - 38
9.	9	Representation dtd.12.4.87 submitted by the applicant NO.7.	39
10.	10	Representation dtd.11.4.87 submitted by the applicant NO.8.	40 - 41
11.	11	Representation dtd.11.4.87 submitted by the applicant NO.9.	42 - 44
12.	12	Representation dtd.12.4.87 submitted by the applicant NO.10.	45 - 48

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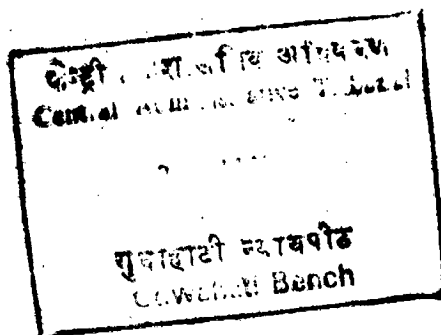
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<u>Sl.No.</u>	<u>Annexure</u>	<u>Particulars</u>	<u>Page No.</u>
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- | | | | |
|-----|----|---|-------|
| 13. | 13 | Order dtd.7.6.05 passed
by the CAT, Guwahati Bench
in Misc. Case NO.75/2005 and
O.A. NO.77/2005. | 49-53 |
| 14. | 14 | Order dtd.22.7.05 passed
by the Hon'ble High Court
in W.P. (C) NO.5188/2005. | 54-60 |
| 15. | 15 | Order dtd.2.8.2000 passed
by the Hon'ble Tribunal,
Calcutta in O.A.NO.160/1990 | 61-63 |

Filed by

Manisha Choudhury
Advocate.



IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH .

ORIGINAL APPLICATION NO. 21 /2006.

Filed by -
Pr. vice - Chowdhury
through
Manish Choudhury
Advocate

1. Tapan Chandra Dey ,
son of Shri Munindra Kr. Dey,
Village & P.O. Rangapara,
P.S. Rangapara, District -
Sonitpur, Assam.
2. Md. Abdul Rahim Khan ,
son of Late Md. Ranjan Khan ,
Village & P.O. Rangapara,
P.S. Rangapara , District-
Sonitpur, Assam.
3. Shri Kanaiya Goswami,
son of Shri Bali Narayan Goswami,
Village & P.O. Rangapara,
P.S. Rangapara, District -
sonitpur, Assam.
4. Shri Kripa Sankar Tewari ,
son of Late Boli Ram Tewari ,
P.O. Towbhanga, Vill.-Nabill.
Tezpur, District- sonitpur,
Assam.

contd...2.

2/18/11

Ranil chowdhury

5. Shri Ram Pratap Bharati,
son of Late Satya Narayan Bharati,
Village & P.O. Rangapara,
P.S. Rangapara, District -
Sonitpur, Assam.
6. Shri Biswanath Mandal ,
son of Lakhan Mandal,
Village & P.O. Rangapara,
P.S. Rangapara, District -
Sonitpur, Assam.
7. Md. San Mahamad Ali,
son of Late Nazer Ali ,
Village Agiathuri, P.O. Dapara,
P.S. Hajo, District- Kamrup,
Assam.
8. Shri Phatik Chowdhury ,
son of Abdul Haque Chowdhury,
Village and P.O. Rangapara,
District- Sonitpur, Assam.
9. Shri Sajal Dhar,
son of Shri Matilal Dhar ,
Village and P.O. Rangapara,
P.S. Rangapara, District-
Sonitpur, Assam.

contd...3.

7/8/11

10. Md. Tayab Ali ,
son of Late Kudrat Ali ,
Village- Kaniha, P.O. Kaniha,
P.S. Rangia, District- Kamrup, Assam.
11. Shri Subhas Sarkar,
son of Shri Sudhir Sarkar,
Village Narendra Palli, Rangapara,
P.O. & P.S. Rangapara,
District- Sonitpur, Assam.
12. Shri Gautam Sarkar ,
son of Late Shasi Bhusan Sarkar,
Village- Namanigaon, P.O. & P.S.
Rangapara, District- Sonitpur,
Assam.

- Applicants

- Versus -

1. Union of India ,
Represented by General Manager,
N.F. Railway, Maligaon ,
Guwahati - 11.
2. Chief Personnel Officer,
N.F. Railway, Maligaon,
Guwahati - 11.

contd...4.

2/18/

17
Rajeev Chowdhury

3. Deputy Chief Engineer ,
Bridge Line N.F.Railway ,
Maligaon, Guwahati -11.

4. Inspector ,
Bridge Line, N.F.Railway,
Rangapara North, Assam.

- Respondents.

DETAILS OF APPLICATION :

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

Order dtd.28.9.05 issued by the Office of the
Deputy Chief Engineer, Bridge Line, N.F.Railway,
Maligaon, Guwahati- 11 refusing to register the
name of the applicants in the Live Casual
Register.

Further, the applicants beg to state that
the application is made jointly for common cause
of action and the relief sought for herein is
identical in nature. The petitioners submitted
applications for absorption in the post of Group
'D' being casual labours/ Ex-casual labours as
per scheme of the Railway Board's letter dtd.
20.9.2001.

contd...5.

12/1871

Copies of order dtd.28.9.05 and 20.9.01
are annexed and marked as Annexure- 1 and 2

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Ravi Kumar Chowdhury

2. JURISDICTION OF THE TRIBUNAL :

The applicants declare that the subject matter of which they want redressal is within the jurisdiction of this Hon'ble Tribunal .

3. LIMITATION :

The applicants further declare that the application is within the limitation period .

4. FACTS OF THE CASE :

(i) The applicant NO.1 was employed as casual labour in the Railway Department and he rendered his service from 8.4.82 and onwards for more than 150 days and his name was recorded in the service record as casual labour. He submitted several representations before the Railway Authority for permanent absorption but nothing has been done. Again, pursuant to Railway Board's letter NO.E/NG/ii-78/CL/2 dtd.4.3.87, the applicant submitted another representation on 12.3.87 the receipt of which was acknowledged by the Railway Authority and that was duly forwarded for disposal. But no action has been taken till to-day. The

Contd...6.

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applicant craves leave of this Hon'ble Court to annex the aforesaid representation along with other available documents in the hands of the applicant with the application.

A copy of the representation dtd.12.3.87 is annexed and marked as annexure- 3.

(ii) The applicant No.2 was employed as casual labour in the year 1976 and he worked as casual labour from 28.1.76 upto 13.9.83 for all together, more than 354 days . His name was recorded in the service record of N.F.Railway, The applicant submitted several representations Before the Railway Authority for permanent absorption in the Group 'D8 post. Again pursuant to Railway Board's letter dtd. 4.3.87, the applicant submitted a representation before the Railway Authority on 10.3.87 the receipt of which was acknowledged and that was duly forwarded for disposal by the Railway Authority.

A copy of representation dtd.10.3.87 is annexed and marked as Annexure- 4.

(iii) The applicant NO.3 was employed as casual labour in the year 1978 and he rendered his service from 9.1.78 onwards and he rendered service more than 130 days in the Bridge Department of N.F. Railway. The applicant submitted representation

contd...7.

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Phark. Chowdhury

on 10.3.87 pursuant to the Railway Board's letter dtd.4.3.87. But the authority has not done anything.

21
Ranvir Chowdhary

A copy of the representation dtd.10.3.87 is annexed and marked as Annexure- 5.

(iv) The applicant No.4 was employed as casual labour in the Railway Department and he rendered his service from 29.1.78 upto 15.5.84 all together about more than 374 days and his name was appeared in the list of casual labours. Though the applicant submitted several representations on different dates before the Railway Authority, again on 12.3.87 he submitted another representation before the Railway Authority pursuant to Railway Board's letter dtd.4.3.87 the receipt of which was duly acknowledged and that was duly forwarded for disposal by the Railway Authority.

A copy of representation dtd.12.3.87 is annexed and marked as Annexure- 6.

(v) The applicant No.5 was employed as casual labour in the Railway Department and he rendered his services more than 156 days from 27.10.75 to 15.5.76. The applicant submitted several representations before the Railway Authority on different dates for permanent absorption. Again the applicant submitted another representation on 11.3.87

contd...8.

18/4

before the Railway Authority pursuant to Railway Board's letter dtd.4.3.87. But nothing has been done.

A copy of the representation dtd.11.3.87 is annexed and marked as Annexure- 7.

(vi) The applicant No.6 was employed as casual labour in the Railway Department and he rendered services as such for 744 days from 10.1.78 till 15.1.84 in the Bridge Department, Rangapara and he received CPC scale of pay and his contemporary persons have already been absorbed in the permanent post and his name was recorded in the service record. The applicant submitted several representations for permanent absorption in Group 'D' post from 15.2.87 onwards but nothing has been done. The representation submitted by the applicant on 13.3.87 pursuant to Railway Board's letter dtd.4.3.87 could not trace out to be annexed with this application. The copy of the aforesaid representation has been lost while he was coming to Railway Office for enquiry of his representation on 12.4.87.

A copy of the representation submitted on 15.2.87 is annexed and marked as Annexure-8.

(viii) The applicant No.7 was employed in the Railway Department as casual labour at the age of 24 years and he worked from 8.4.82 onwards for more

contd...9.

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Pratibha Chowdhury

12/181

Phable showing

than 120 days. The applicant submitted several representations before the Railway authority from 1984 to 2004 for permanent absorption. The applicant on 12.4.87 submitted a representation before the Railway Authority pursuant to Railway Board's letter dtd.4.3.87 but nothing has been done .

A copy of representation submitted on 12.4.87 is annexed and marked as Annexure- 9.

(viii) The applicant NO.8 was employed in the Railway Department as casual labour and he rendered service in the Bridge Department, under the Bridge Inspector, N.F.Railway, Rangapara for 223 days from 9.1.78 upto 23.5.83 which was recorded in the service book of N.F.Railway as casual labour. The applicant submitted several representations to the Railway Authority for permanent absorption in Group 'D' post from 1984 to 27.1.05 which are still pending and nothing has been done by the Railway authority. Again the applicant submitted a representation on 11.4.87 pursuant to Railway Board's letter dtd.4.3.87 the receipt of which was duly acknowledged and that was duly forwarded for disposal by the Railway authority. Though, the last date for submission of representation was 31.3.87, but the representation was received which was submitted in the month of April, 1987. The Railway Authority did

Contd. 10.

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not raise any objection about the late submission of representation, rather that was forwarded for disposal .

A copy of representation dtd.11.4.87 is annexed and marked as Annexure- 10.

(ix) The applicant No.9 was engaged as casual labour in the Railway Department at the age of 22 years and he worked from 8.4.82 onwards for more than 120 days. The applicant submitted representation on 11.4.87 before the Railway authority pursuant to the Railway Board's letter dtd.4.3.87.

A copy of representation dtd.11.4.87 is annexed and marked as Annexure- 11.

(x) The applicant No.10 was employed as casual labour in the Railway Department and he rendered services as casual labour from 22.11.77 to 15.5.82 for altogether more than 340 days. His name was appeared in the list of casual labour under BRI/ RPAM. His name was recorded in the service record of the Railway authority. He submitted several representations before the Railway authority from 1984 onwards for permanent absorption. Again the applicant submitted another representation before the Railway authority on 12.4.87 pursuant to Railway

contd...11.

12/181

Shankar Choudhary

Board's letter dtd.4.3.87, the receipt of which was duly acknowledged by the Railway authority and that was forwarded for disposal. The aforesaid representation was not disposed of till today and no communication has been made to the applicant till today .

A copy of the representation dtd.12.4.87 is annexed and marked as Annexure- 12.

- (xi) The applicant No.11 was engaged as casual labour in the Railway Department in the year 1978 and he rendered services more than 120 days as casual labour. He belongs to SC community. He submitted representation on 11.4.87 before the Railway authority pursuant to the Railway Board's letter dtd.4.3.87. The applicant is unable to annex the aforesaid representation as there is no copy of the aforesaid representation available with him and the same was not kept by him for future use.
- (xii) The applicant no. 12 was engaged as casual labour in the Railway Department and he rendered services as casual labour from 10.1.78 to 15.1.84 for all together 742 days. His name was appeared in the list of casual labour under BRI/RPAM prepared by the Railway authority on 3.1.86. The applicant submitted representation before the Railway authority on 13.3.87 pursuant to Railway Board's letter dtd.4.3.87 for permanent absorption. But nothing has been done till today .

A copy of the list dtd. 3-1-86 is annexed and marked as Ann-12(A). Contd...12.

Relist

2/18/87

24
Pran K. Chowdhury

Further, the applicants beg to state that they worked as casual labours for more than 120 days in the Bridge Line, N.F. Railway, Rangapara and some of the applicants namely Biswanath Mandal, Toyab Ali, Kripa Sankar Tewari, Phatik Chowdhury and Abdul Rahim Khan, the applicant Nos. 6, 10, 4, 8 and 2, they received permanent salary along with bonus. But the Railway authority illegally dropped them from service. At the time of engagement all the applicants were interviewed by the Railway Authority. At present the Railway Authority has driven fresh recruitment in the post of Group 'D' by taking new persons without any experience ignoring the legitimate claim of the applicants. The illegal and arbitrary action ^{on} the part of the respondents in appointing new persons with pick and choose policy is against the service jurisprudence and in violation of fundamental rights of the applicants. All the applicants have their own families without any permanent earning sources. The applicants have been persuading the Railway authority since 1984 till today for permanent absorption in the Group 'D' post. The Railway Board vide its letter dtd. 4.3.87 directed to submit the representations within 31.3.87. Most of the applicants submitted the representations before 31.3.87. A few applicants submitted application in the month of April, 1987 the receipt of which were duly acknowledged and forwarded for disposal without any objection. But nothing has been done by the respondent authorities.

Contd...13.

M/181

25
Rachin Chowdhury

26
Particulars showing

Being aggrieved by the inaction of the Railway Authority the applicants earlier moved an application before this Tribunal on 21.3.05 being O.A. No. 77/2005 praying for absorption in the Group 'D' post in the Railway Department. The applicants had also filed a Misc. Petition being Misc. Petition No. 75/2005 for condonation of delay. Though there was no delay in filing the application yet for abundant caution the Misc. Case was moved. The Railway authority took several times to obtain instruction and to file affidavit but no instructions or affidavit was filed. Ultimately on 7.6.2005 the matter was disposed of without going to the merit of the application. The Hon'ble Judges of the CAT dismissed the Misc. case without taking into account the merit of the case and the same was dismissed on the ground of delay in filing the application.

Thereafter the applicants moved a writ petition before the Division Bench of the Hon'ble High Court on 22.7.05 being W.P.(C) No.5188/2005 against the impugned order dtd.7.6.05 passed by this Tribunal in Misc. Case No.75/2005 and O.A. No.77/2005. The Hon'ble High Court on 22.7.05 dismissed the application upholding the order dtd.7.6.05 and further respondents are directed to consider the representations submitted by the applicants. Accordingly the Railway authority vide order dtd.28.9.05 passed an order con-

Contd...14.

187

27
Phot: C. Choudhary

considering the representations of the applicants purportedly in compliance with the order of the Hon'ble High Court. In the order it is observed that vide Railway Board's letter dtd. 4.3.87 all the casual labours were asked to apply by 31.3.87 for consideration of their cases to Deputy Chief Engineer, N.F. Railway (Bridge), Maligaon. But the applicants failed to prefer representation within that stipulated period i.e. 31.3.87. Hence their names could not be registered in the Live Casual Register. The order has been passed in *haste* manner and without application of mind just to avoid contempt of Court's order. The impugned order is not sustainable in the eye of law and the facts of the case, that the applicants submitted application pursuant to Railway Board's letter dtd. 4.3.87 within the stipulated period. Hence, the applicants have challenged this order dtd. 28.9.05 before this Hon'ble Tribunal.

Copies of order dtd. 7.6.05 and order dtd. 22.7.05 are annexed and marked as Annexures- 13 and 14.

5. GROUND FOR RELIEF WITH LEGAL PROVISION : 2

(a) Deprivation of benefit of absorption of the applicants to the Group 'D' post in the Railway Department in violation of the Railway Board's order (annexure- 2) and in violation of the Railway Board's letter No. E/NG/ii-78/CL/2 dtd. 4.3.87.

Contd...15.

181

Provisional - check by

(b) Illegal and discriminatory action on the part of the respondents in not considering the case of the applicants for the Group 'D' post .

(c) The violation of principle of natural justice, equity and administrative fair play.

(d) The illegal and arbitrary action on the part of the respondents in not considering the representations submitted by the applicants pursuant to Railway Board's letter dtd.4.3.87. The illegal, arbitrary and whimsical action on the part of the respondents in passing the order dtd.28.9.05 observing that the applicants failed to prefer applications within the stipulated period i.e. 31.3.87,

is based on wrong conception and mischieved of facts and non application of mind by the Railway authority. In fact the applicants submitted application within the stipulated period .

6. DETAILS OF REMEDY EXHAUSTED :-

Representations submitted by the applicants are not considered by the Railway authority, The applicants prefer this application against the impugned order dtd.28.9.05 passed by the deputy Chief Engineer, Bridge Line, Maligaon .

187

Contd...16.

29
frank. howdby

7. MATTER NOT PREVIOUSLY FILED OR PENDING IN ANY
OTHER COURTS :-

The matter was filed and disposed of and not pending in any other Court .

8. RELIEF SOUGHT FOR :-

(a) In the premises as stated above it is humbly prayed that this Hon'ble Tribunal would graciously be pleased to pass order/orders as directions to the respondents to absorb the applicants in Group 'D' post as per scheme of the Railway Board and as per Railway Board's letter dtd. 4.3.87 setting aside the impugned order dtd. 28.9.05 (annexure- 1) framed by Respondent No. 3 .

(b) Directions may be given to the respondents to register the names of the applicants in the Live Casual Register and to absorb the applicants in the Group 'D' post .

(c) Pass such any order or orders as to give complete relief to the applicants which the Hon'ble Tribunal may deem fit and proper .

9. INTERNAL ORDER :-

Directions may be given to the respondents to keep 12 posts of Group 'D' in the N.F. Railway vacant till the disposal of the application .

(m/18)

Contd...17.

30
Rishi Chandra

10. APPLICATION NOT SENT BY POST :-

11. PARTICULARS OF THE POSTAL ORDERS:-

12. Order passed on 2.8.2000 by Hon'ble Tribunal, Calcutta in O.A. 160 of 1990 directing the Railway Authority to absorb the applicants in the post of Khalasi. The case of the applicants is also similar to the aforesaid applicants of O.A. 160 of 1990 who get relief.

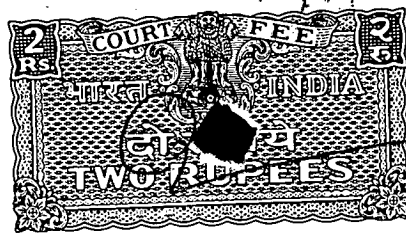
A copy of the order dtd. 2.8.2000 is annexed and marked as Annexure- 15.

13. LIST OF ENCLOSURES :-

- i. Order dtd. 28.9.05
- ii. Order dtd. 20.9.01.
- iii. Representations and other documents of the applicants
- iv. Order dtd. 7.6.05 passed in Misc. Case No. 75/2005 and O.A. No. 77/2005.
- v. High Court's order dtd. 22.7.05 in W.P.(C) No. 5188/2005.
- vi. Order dtd. 2.8.2000 passed in O.A. No. 160/1990.

2/18/11

Verification18.



-18-

3

VERIFICATION

I, Shri Phatik Choudhury, aged about 45 years,
son of Late Abdul Haque Choudhury, resident of village-
Rangapara, P.O. Rangapara, District-sonitpur, Assam,
on my behalf and on behalf of other applicants as
authorised me by them, do hereby verify the statements
made in the paragraphs 2, 3, 4 (xi) (xii) partly, 5, 6, 7, 8,
9, 10, 11, 12 ——— are true to my knowledge; those
made in the paragraphs 1, 4 (i) (ii) (iii) (iv) (v) (vi) (vii) (viii)
(ix) (x) 4 (xii) partly ——— being matter of
records are true to my information derived therefrom
which I believe to be true and the rest are my humble
submission before this Hon'ble Tribunal and I have not
suppressed any material fact.

And I sign this verification on this 18th day of
January, 2006.

Identified by me
Satyendra Das
Advocate's clerk
18-01-06

Phatik Choudhury

A P P L I C A N T

~~affirmed~~ affirmed before me by the ~~deponent~~
who is personally known to me / identified by
Shri / Smti ———

S Das Advocate's clerk

Jyoti Choudhury

Sheristadar,

Office of District Judge, Kamrup

Assam

18/1/06



N.E. RAILWAY

OFFICE OF THE
DY. CE/BR/L/MLG

Dated 28.09.2005

NO. EW/261/1

To
Sri Phatik Chowdhury & 11 others
S/O: Abdul Haque Chowdhury
Vill & P.O: Ranga Para
Dist: Sonitpur (Assam)

Sub : Compliance of Judgment / Order - WP (C) No. - 5188/05,
passed by the Hon'ble High Court/Gauhati in Sri Phatik
Chowdhury and 11 others - vs - Union of India & others.

Ref : Representation of Sri Phatik Chowdhury & 11 others Dt. 12.8.05.

The Competent Authority has gone through the representation of applicants and judgement / order of the Hon'ble High Court / Gauhati in WP (C) No. 5188/05 dated 22.07.2005 and is observed as under:-

The applicants filed O.A. No. 77/05 and Misc case No. 75/05 which were dismissed on the ground of limitation. Thereafter being aggrieved of the order of Hon'ble Tribunal they filed WP (C) No. 5188/05 in the Hon'ble High Court / Gauhati. But the same has also been dismissed by the Hon'ble High Court/Gauhati with the following observation.

"We find that the learned Tribunal in passing the impugned order has committed no illegality and hence, the petitioners are not entitled to the any relief. Accordingly, the petition shall stand dismissed. However, the dismissal of this petition will not be a bar on the part of Respondent authority to consider the representation, if any, filed by the writ petitioners within a period of six months."

Accordingly, the Competent Authority has consider the representation of the applicants in compliance of the above order. It is observed that as per Railway Board's letter No. E/NG/II-78/CL/2 dt. 4.3.87, circulated vide GM (P) / MLG letter No. E/57/10-PLXI (C) dt. 13.3.87, all the Casual Labour were asked to apply by 31.3.87 for consideration of their cases to Deputy Chief Engineer (N.E. Railway (Bridge), Maligaon. But the applicants failed to prefer representation within the stipulated period i.e. 31.3.87. Hence their names could not be registered in the Live Casual Register. It is not possible to accommodate them at this distant date.

This complies Hon'ble High Court / Gauhati dated 22.7.05.

Debut
28/9/05
DY. CE/BR/L/MLG

Certified to be true Copy

Mly
Advocate

33

RECT-923
No. E/57/CL/EXT/170

To
GM/MLG, GM (CON)/MLG, AGM/MLG,
All PHODs, All DMs, ADM, Sr. DFOs,
Dy. CME/MLG, DBs, All BAOs, HAO/MLG, DBs,
All ADs, Sr. DEN/MLG, DEN/DART,
All Area Manager, All Sr. DMS(D), DND/RNY,
All Non-divisional and Units, All SFOs & JAOs, All,
The GS/NFREU, NFRMU, AISCOTREA & NPHOBCEA/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 (RBE No. 150/2001) on the above subject is forwarded for information and necessary action. Board's earlier letters dated 25.7.97, 11.1.99 and 28.2.2001 are referred to in the present letter.

- Board's letter No. & date.
- 1. E(NG)11/91/CL/71 dt. 25.7.91
 - 2. E(NG)1-95/F1/1 dt. 11.1.99
 - 3. E(NG)11-99/CL/19 dt. 28.2.01

- This office is directed to:-
- RECT-810E/227/14 dt. 21.8.01
 - RECT-885E/227/14 dt. 18.2.99
 - RECT-914E/57/CL dt. 28.2.01

(P. G. Johnson)

Copy of Ry. 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 altered 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 25.7.1991 read with their letter No. E(NG)1-95/F1-13 dated 11.1.1999.

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 PNM-NFIR vide agenda item No. 41/2001. AIRs have also taken up the question of enhancing the upper age limit. The matter has been partly 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 27 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 O.G.P. (D) will remain unaltered.

It has also been decided that the ex-casual labour who has not made use of the above modification will be considered for absorption with prospective effect.

Please acknowledge receipt.

(Devika Chintamani)
Secretary (General)

noted to be true
full

Certified to be true Copy

Mly
Advocate

(Type Copy)

37

RECT - 923.

NO. E 757/0 Pt.XIII (C)

To,

GM/MLG, GM(CON)/MLC, AGM/MLG,
 All PHODs, All DRMs, Sr.DFOs,
 Dy. CME/ ERGs, DBMs, All DAOs, WAO/WBOs, DBMs,
 All AENs, Sr. DEN/MLG, DEN/ DBRT .
 All Area Manager, All Sr. DME(D), OSD/ANY .
 All Non-Divisionalised Units, All SPOs
 The GS/NFREU, WFRMU, AISCREA & NPROCEA/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(MD) 11/
 99/01/99 dated 20.9.2001 (RBE No.190/2001) on the
 above subject is forwarded for information and nece-
 ssary action. Board's earlier letters 25.7.97, 11.1.99
 and 28.2.2001 as referred to in their present letter
 were circulated as under :-

<u>Board's letter No. & Dtd.</u>	<u>This Office</u>
1.E (NG) 11/91/CL/71, dt. 25.7.91	RECT 810E/227/144/P9.IX (C) dtd. 28.1.91.
2.E (NG) 1-95/PE-1/1 dt. 10.1.90	RECT 995E/227/144.Pt.IX (C) dtd. 18.2.94.
3.E (NG) 10-99/CL/19, dt. 28.2.01	RECT 914 E/57 GP, dtd.

Copy of the Railway Board's letter No.E (NG)
 11/99/CL/19 dated 20.9.01 .

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 28.12.02 relaxation of upper age limit

contd...2.

g. d. / 14
 Certified to be true copy

Me
 Advocate

for absorption of ex-casual labour borne in Live Casual Labour/ supplementary Live Casual Labour Registers has been added upto 40 years in the case of general candidates. 43 years in the case of OBC candidates and 45 years in case of SC/ST candidates provided that they have put in minimum 3 years service in continuous spells as per instruction contained in this minister's letter No. E (NG) /91/C/21 dtd. 27.1.91 read with their letter No. E (NG) / dtd. 11.1.99 .

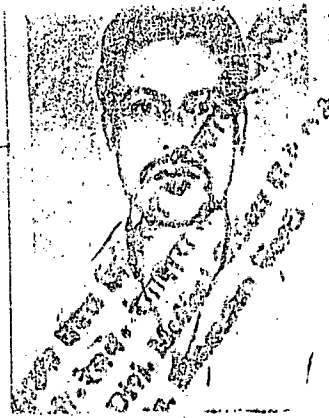
2. The question of removal of minimum three years service conditions (continuous or broken) for the purpose of grant of age relaxation to ex-casual labours as mentioned above has been taken up in the PHM-NFIR vide agenda item No. 41/2001. AIRF has also taken up the question of announcing the upper age limit. The matter has been carefully considered by this ministry. It has been decided that in partial modification of the instruction quoted above the ex-casual labour who had put in minimum 120 days casual service, whether continuous or in broken spells and were initially engaged as casual labours within the prescribed age limits of 28 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 case of general candidates and 43 years in case of OBC candidates and 45 years in 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 were eligible in respect of the above modification will be considered for absorption with prospective effect.

4. Please acknowledge receipt.

Sd/-
(Devika
Executive Director ...
Railway Board.

- 23 -



ANNEXURE 3

To,
The DY.CE/BR/MLG.
N.F.Rly.

Through : BRI/RPAN, N.F.Rly.

Sub : Application for the post.

As per General Manager(P) N.F.Rly. MLG's letter No. E/57/0/
Pt.XI(C) dt. 13.3.87. I would like to submit the application for
appointment.

I have furnished the following documents for your kind consider-
ation please.

1. Name :- *S. Japan Day*
2. Father's Name :- *R.D. Mondra Day*
3. Date of birth :- *21.7.57*
4. Permanent Address :- *Hy. Soco colony Enam.
P.O. Rongapara
Dist. Sonitpur (Assam)*
5. Present Address :- *— — —*
6. Educational qualification :- *Read up to 10th - X*
7. Personal marks of identification :- *1" cut mark on the right leg.*
8. Office, department & place :- *BRI office / Rly. Enam (Br)*
in which initially engaged. *on 5.1.87*
9. Office, department & place :- *BRI office / Rly. Enam (Br)*
from which finally discharged. *on 17.5.87*
10. Date of discharged and reasons :- *17.5.87 due to painting work.*
for the same.
11. Whether employed at present, and :- *NO*
if so, details.
12. Two attested copies of Casual Labour :- *One copy of casual
Card or any other proof of his Casual
Labour Service, should accompany the
application.*
13. At attested copy of photograph and :- *One copy of photograph is
attested L.T.I. should also
accompany the application.*
14. Any other relevant information :- *Nil*

*Forwarded for
clerical please.*

*Bridge Inspector
N.F. Rly. / RPAN*

Yours faithfully,

S. Japan Day

Certified to be true Copy

Advocate

67

- 24.

37

To

The Dy.CE/BR/LINE/MLG
N.F.Railway.

Through :- SSE/BR/RPAN

Sub:- Prayer to observe vice vacancy.

Ref:-

Sir,

I beg to say that I have come to know that ex-casual labour of your Department are to be posted vice vacancy of Khalasi in your department. I put forward my candidate for the post as I have worked as casual labour in your department as follows:-

	<u>From</u>	<u>To</u>	<u>Total Days</u>
1.	8.4.82-	19.5.82-	= 41 days
2.			
3.			
4.			
5.			

Since I have no job and hopefully waiting to get justice from the administration. I request your honour to consider me as a candidate for the post, ~~of~~ sympathically and give me a chance to serve and to save my family from starvation.

Yours faithfully,

✓ Srinagaraj Sry,

Ex-casual Labour
under BRI/RPAN

DA
one certificate

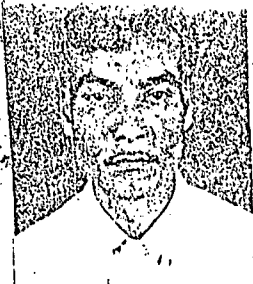
Forwarded for
disposal please.

27/1/05
Sr Section Engineer(Bridge)
N.F.R. Bangalore North

RR
6-4/05

- Jaganmohan Sry

Bridge Inspector
H. P. Sry. / RPA21



BY CE/BR/MLG.
N.F.Rly.

Dt: ...10.12.87...

Through : BRI/RPAN, N.F.Rly.

Sub : Application for the post.

As per General Manager(P) N.F.Rly. MLG's letter No. E/57/0/
Pt. XI(C) dt. 13.3.87. I would like to submit the application for
appointment.

I have furnished the following documents for your kind consider-
ation please.

1. Name :- *Sh. Abdul Rahim Khan*
2. Father's Name :- *H. Ranjan Khan*
3. Date of birth :- *7.12.58*
4. Permanent Address :- *Abdul Rahim Khan
c/o Ranjan Khan
Rangapara ward NO. 1
P.O. Rangapara Sonitpur (Assam)*
5. Present Address :- *Nil*
6. Educational qualification :- *Nil*
7. Personal marks of identification :- *One black mole on the chest*
8. Office, department & place :- *BRI/Office/RPAN on 28.1.76 & 11.3.76
in which initially engaged. Engg. (Br)*
9. Office, department & place :- *Nil* *on 6.3.76 & 5.5.76*
from which finally discharged.
10. Date of discharged and reasons :- *6.3.76 & 5.5.76 due to
for the same. Painting work.*
11. Whether employed at present, and :- *Nil*
if so, details.
12. Two attested copies of Casual Labour :- *Two copy of Casual
Card or any other proof of his Casual
Labour Service, should accompany the
application. Labour certificate is attached
here with.*
13. At attested copy of photograph and :- *One copy of photograph is
attested L.T.I. should also
accompany the application. attached herewith.*
14. Any other relevant information :- *Nil*

*Forwarded for
disposal please.*

*Bydoo Registrar
N.F. Rly. / RPAN*

Yours faithfully,



Abdul Rahim Khan

Certified to be true Copy

Advocate

To

The Dy CE/BR/LINE MLG
N.F. Railway

Through :- SSE/BR/RPAN.

Sub:- Prayer to observe vice vacancy.

Ref:-

Sir,

I beg to say that I have come to know that ex-casual labour of your department are to be posted vice vacancy of Khalasi in your depart. I put forward my candidate for the post as I have worked as casual labour in your department as follows:-

	<u>From</u>	<u>To</u>	<u>Total Days</u>
1.	28. 1. 76	6. 3. 76	= 38 days
2.	11. 3. 76	5. 5. 76	= 52 days
3.			<u>90 days</u>
4.			
5.			

Since I have no job and hopefully waiting to get justice from the administration. I request your honour to consider me as candidate for the post, sympathically and give me a chance to serve and to save my family from starvation.

2A
3 nos CL
Certificate
Forwarded for
disposal please

Yours faithfully,



Atg of Mcl.
Abdul Rahim
K. Ram.

Ex-casual Labour
under IRI/RPAN.

27/1/05

11. 3. 76
11. 3. 76 (Exchange)
11. 3. 76 (to attach)

Rad
27/1/05

To
The DY. CE/DR/MLG.
H.F.Rly.

Through : PRI/REAN, H.F.Rly.

Dt: 10.3.87...

Sub : Application for the post.

As per General Manager (P) H.F.Rly.MLG's letter No. E/57/0/pt.XI(C) dt. 13.3.87 I would like to submit the application for appointment.

I have furnished the following documents for your kind consideration please.

1. Name :- *Kannaya Gjestwami*
2. Father's Name :- *Bali Narayan Gjestwami*
3. Date of birth :- *5.12.60*
4. Permanent Address :- *via Rly loco colony/REAN
P.O. Ranyopara Sonapur (HSSOM)*
5. Present Address :- *NO*
6. Educational qualification :- *NIL*
7. Personal marks of identification :- *1" cut on the left hand.*
8. Office, department & place :- *PRI Office/REAN Engg. Post
in which initially engaged. dt. 7-1-78 & 27.1.78*
9. Office, department & place :- *NO*
from which finally discharged.
10. Date of discharged and reasons :- *25.1.78 & 27.3.78 Due to fainting
for the same. week.*
11. Whether employed at present, and :- *NO*
if so, details.
12. Two attested copies of Casual Labour :- *Two MLC Casual Labour
Card or any other proof of his Casual
Labour Service, should accompany the
application. Certificate is attached herewith.*
13. At attested copy of photograph and :- *One copy of photograph is
attached herewith.*
attested L.R.I. should also
accompany the application.
14. Any other relevant information :- *NIL*

*Forwarded for
disposal please.*

Yours faithfully,

Dr. J. M. S. S.

[Signature]
N. F. Rly./REAN

Certified to be true Copy

[Signature]
Advocate

To

The Dy. CE/DR/LINE/ELG
H. P. Railway.

Through :- SSE/BR/RPAN

Subj:- Prayer to observe vice vacancy.

Ref:-

Sir,

I beg to say that I have come to know that ex-casual labour of your Department are to be posted vice vacancy of Khalasi in your department. I put forward my candidate for the post as I have worked as casual labour in your department as follows:-

From	To	Total Days
1. 2. 1. 78	25. 1. 78	= 17 Days
2. 22. 1. 78	27. 3. 78	= 58 "
3.		
4.		
5.		
		<u>75 Days</u>

Since I have no job and hopefully waiting to get justice from the administration. I request your honour to consider me as a candidate for the post, ~~at~~ sympathetically and give me a chance to serve and to save my family from starvation.

Yours faithfully,

चन्द्रेश जीरवामी

Ex-casual Labour
under BRI/RPAN

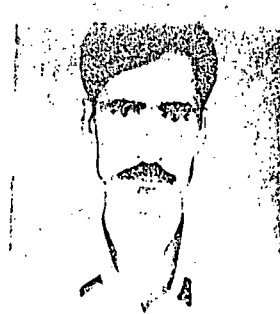
Forwarded for
disposal please

20000
Sr Section Engineer (BRI-20)
N.E.P. Bangalore North

Rd

22/2/78

To,
The DY. CE/BR/MLG.
H. F. Rly.



-29-

52

Through : HRI/RPMH, H. F. Rly.

Dt. 12.3.87

Sub : Application for the post.

As per General Manager (P) H. F. Rly. MLG's letter No. E/57/0/ Pt. XI(C) dt. 13.3.87. I would like to submit the application for appointment.

I have furnished the following documents for your kind consideration please.

1. Name :- *Kripa Shankar Senari*
2. Father's Name :- *Budh Ram Senari*
3. Date of Birth :- *7.12.60*
4. Permanent address :- *Village Hacharya Nabil
P.O. Nabil
Dist. Sonbhadra (M.P.)*
5. Present Address :- *NIL*
6. Educational qualification :- *NIL*
7. Personal marks of identification :- *1st cut mark on the hand.*
8. Office, department & place :- *Asst. Office/Secy (Gen. Bn)
in which initially engaged. 01.01.78 to 05.03.78*
9. Office, department & place :- *NIL*
from which finally discharged.
10. Date of discharged and reasons :- *07.03.78 & 22.03.78 Due to
illness, work.*
11. Whether employed at present, and :- *NIL*
if so, details.
12. Two attested copies of Casual Labour :- *Two copy Casual Labour
Card or any other proof of his Casual
Labour Service, should accompany the
application.*
13. An attested copy of photograph and :- *One copy photograph is
attested here.*
attested L.T.L. should also accompany the application.
14. Any other relevant information :- *NIL*

Yours faithfully,

श्री अ. वा. शं. वरिष्ठ वारी

Officer Inspector
H. F. Rly. / RPMH

Certified to be true Copy

Mly
Advocate

-30-

43

To

The Dy CE/BR/LINE MLG
N.F. Railway

Through :- SSE/BR/RPAN

Sub:- Prayer to observe vice vacancy.

Ref:-

Sir,

I beg to say that I have come to know that ex-casual labour of your department are to be posted vice vacancy of Khalasi in your depart. I put forward my candidate for the post as I have worked as casual labour in your department as follows:-

	<u>From</u>	<u>To</u>	<u>Total Days</u>
1.	27-1-78	22-3-78	58 days
2.	25-3-78	22-5-78	59 days
3.			
4.			117
5.			

Since I have no job and hopefully waiting to get justice from the administration. I request your honour to consider me as candidate for the post, sympathically and give me a chance to serve and to save my family from starvation.

Yours faithfully,

श्री व. ग. शंकर निवारि

Ex-casual Labour
under BRI/RPAN.

I am enclosing for disposal please

24/1/05
St. Stephen's Lodge, (Old)
N. F. Railway North

RQ

B.

22/1

To.
The DY.CE/BR/MLG.
N.F.Rly.

Through : BRI/REAN, N.F.Rly.

Dt: 11.3.87...

Sub : Application for the post.

As per General Manager (P) N.F.Rly. MLG's letter No. E/57/0/
Pt. XI (C) dt. 13.3.87 I would like to submit the application for
appointment.

I have furnished the following documents for your kind consider-
ation please.

1. Name :- *S. Ram Prasad Bhavani*
2. Father's Name :- *Sat Narayan Bhavani*
3. Date of birth :- *7.10.57*
4. Permanent Address :- *Vill: Rly. Decc Colony / Rly
P.O. Rangapora, Sealtpur (Assam)*
5. Present Address :- *DO*
6. Educational qualification :- *NIL*
7. Personal marks of identification :- *One blackmole on the face.*
8. Office, department & place :- *BRI/Office / Rly, Engg. Pst
in which initially engaged. On 27.10.75 & 23.2.76*
9. Office, department & place :- *DO*
from which finally discharged.
10. Date of discharged and reasons :- *On 8.1.76 & 15.5.76 Due to
for the same. Painting work.*
11. Whether employed at present, and :- *NO*
if so, details.
12. Two attested copies of Casual Labour :- *Two Nos Casual Labour
Card or any other proof of his Casual
Labour Service, should accompany the
application. Certificate is attested
herewith.*
13. At attested copy of photograph and :- *One copy of photograph is
attested L.T.I. should also
accompany the application. Attested herewith.*
14. Any other relevant information :- *NIL*

Yours faithfully,

S. R. Prasad Bhavani

*Forwarded for
disposal please.*

[Signature]
Bridge Inspector
N. F. Rly. / REAN

Certified to be true Copy

[Signature]
Advocate

To
The Dy. CE/BR/LINE/MLG
N. P. Railway.
Through :- SSE/BR/RPAN

Sub:- Prayer to observe vice vacancy.
Ref:-

Sir,

I beg to say that I have come to know that ex-casual labour of your Department are to be posted vice vacancy of Khalasi in your department. I put forward my candidate for the post as I have worked as casual labour in your department as follows:-

FROM	TO	TOTAL DAYS
1. 27.10.75	3.1.76	= 74 @ 1/2
2. 23.2.76	15.3.76	= 52 "
3.		
4.		
5.		
		<u>156 @ 1/2</u>

Since I have no job and hopefully waiting to get justice from the administration. I request your honour to consider me as a candidate for the post, if sympathetically and give me a chance to serve and to save my family from starvation.

Yours Faithfully,

[Signature]

Ex-casual Labour
under BRT/RPAN

*Forwarded for
disposal please.*

[Signature]
Sd/-
H. R. Rangappa
H. R. Rangappa North

Bar 20/11/75

Copy of this report is being furnished to the
Department of Defense for their information and
for their use in the event of a future
investigation of the activities of the
Department of Defense. This report is being
furnished to the Department of Defense for their
information and for their use in the event of a
future investigation of the activities of the
Department of Defense.

Page 1 of 1

CONFIDENTIAL
This report is being furnished to the
Department of Defense for their information
and for their use in the event of a
future investigation of the activities of the
Department of Defense.

-33-

TRUE COPY.

N.F.Rly.
Service Records.

Certified that Sri. Ram Prasad Bhargati S/p Satya Nara-
yan Bhargati ex-casual labour in settlement of vill-Charesi
Mathia Distt- Rohtaj of Bihar work under SE/BR/RPAN from
27-10-75 to 2-1-76 and 23-2-76 to 15-5-76 Total-156 days.
This is as per office records of under signed.

Date :- 24.3.99

Sec. Engineer / Bridge
N.F.Rly. Rohtaj

Through : MUI/Rangasana North.

Date: 15/2/87

Sir,

I have the honour to state the following lines for
your kind consideration and favourable order please.

That Sir, I was at home at the time of screening test
as my father attack with heart disease.

So, you are requested to call me for next screening
test considering the cause mentioned above and save me from
starving in this hard days for which act of your kindness I
shall remain ever grateful to you.

Yours faithfully,

Bishwanath Mandal
(Bishwanath Mandal)

RECORD OF SERVICE

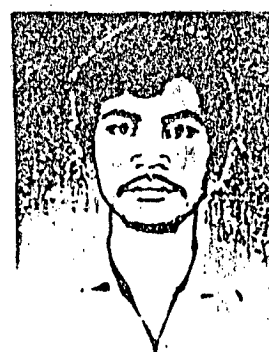
AS CASEAL LAMOR

Name :- Bishwanath Mandal

Father's name :- Lakshar Mandal

Scheduled Caste or not :- Scheduled Caste.

Date of appointment :- 10.1.78



From	To	Date of Discharge
10.1.78	25.1.78	Painting or Bri No. 283 (Ranga) and Br. No. 240
25.1.78	20.3.78	(Chakrang). in KLP-Br. No. 240 Section.
25.3.78	22.5.78	Rebuilding of Br. No. 114, 125 142 & 145 between KLP-Br. No. 240 Section.
20.3.78	15.4.78	Rebuilding of Br. works between KLP-Br. No. 240 Section
20.3.78	15.1.84	Rebuilding of Br. works between KLP-Br. No. 240 Section
20.3.78	15.1.84	Rebuilding of Br. works between KLP-Br. No. 240 Section

Signature of designation of subordinate
Incharge, P. S. / M. S. / Kallianpur P. E. 217.

Certified to be true Copy

Advocate

To
The DY.CE/BR/L/MLG,
N.F.Rly/Maligaon.

Through : BRI/RPAN.

Respected Sir,

Sub :- An appeal for absorbtion in Casual Labour.

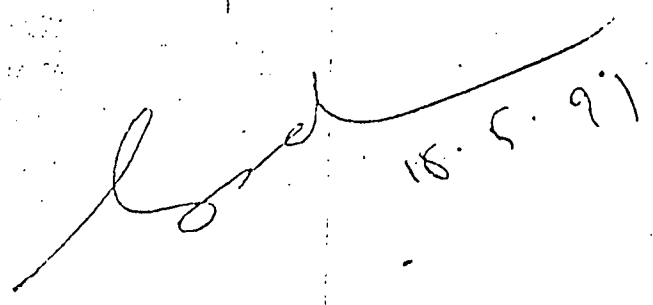
I the undersigned with due respect and humble submission beg to lay the following few lines for your kind and sympathetic consideration and favourable orders.

My name is sri Bishwa Nath Mandal
and I am one of the surplus casual labour of the Bridge Division of this Rly. I worked for total record of days in working days following given below :-

10.1.78	25.1.78	Painting of Bri No.283 (Ranga) and Br. No.240	26.1.78
29.1.78	20.3.78	(Dicrang) in NLP/RPAN Section.	23.3.78
25.3.78	22.5.78	Rebuilding of Br.No. 114, 125, 142 & 145 between RNY/RPAN section.	28.5.78
2.12.81	15.4.82	Rebuilding of Br.Works between NLP/RPAN section.	15.4.82
20.9.82	15.1.84	Provision road decking works between MZS/NLP section.	16.4.84

A photostate copy of my casual labour service book is attached herewith in support of the above, I was discharged on completion of works. But I was screened by the Bridge division in 1979 vide Asst. Bridge Engineer.

Hope you will kindly grant my humble prayer and save me from hardship of unemployed at your earliest convenience. I am ready to work at any place wherever you will kindly post me.


15.5.91

Yours faithfully,
sri Bishwa Nath Mandal
c/o Sri Manohar Prasad
Ganv 93/D
Loco colony
Rang Mian

सं/No.....

पू. रेलवे / H. F. RAILWAY

कार्यालय/विभाग

Office / Department BP/1st/MTBT

अनियत मजदूर प्रेषण में सेवा का रेकार्ड

Service book for Casual Labour

पूरा नाम साफ-साफ

1. Name in full BISWANTHI MANDAL
(In Block letters)

पिता का नाम

2. Father's Name Lakha Mandal

जन्म-दिनांक

3. Date of Birth.....

प्रारम्भ में अनियमित नौकरी पाने के समय आयु

4. Age at initial casual employment

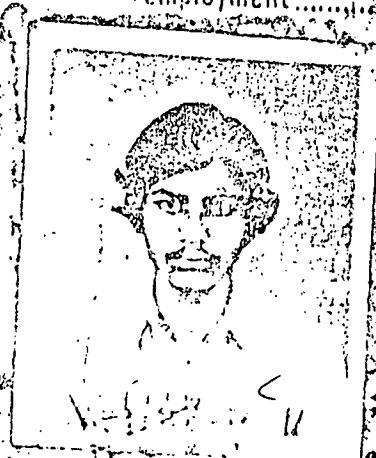
वर्ष/Year 11/3/months

शरीर पर पहचान के चिन्ह

5. Personal marks of identification.....

प्रारम्भिक नियुक्ति के समय ड्युटी

6. Nature of job on initial employment Casual Khalaam



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

RECORD OF SERVICE
AS CASUAL LABOUR

NAME *Prasanna Mandal*
FATHER'S NAME *Prasanna Mandal*
SCHEDULE CAST OR NOT
DATE OF APPOINTMENT *25.5.78*

PERIOD OF EMPLOYMENT	NATURE OF ASSIGNMENT	SIGNATURE OF SUPERIOR & DATE	DATE OF DISCHARGE
----------------------	----------------------	------------------------------	-------------------

<i>25-5-78</i>	<i>25-5-78</i>	<i>Rebuilding work at B. no. 112, 125, 191 & 145 between R.M.Y. X-PON Section.</i>	<i>22.5.78</i>
----------------	----------------	--	----------------

Attested

24/6/78
वडावडा ईजीनियर
Assistant Divisional Engineer
प. जी. रेलवे भागपारा नगर
P. Railway/Bangapara No. 2

24/6/78
SIGNATURE & SIGNATURE
OF SUBORDINATE IN CHARGE.

नियत मजदूर के रूप में सेवा का रिकॉर्ड

Record of Service as Casual Labour.

क्रम सं. Sl. No.	नौकरी की अवधि Period of Employment		काम का विवरण
	से/From	तक/To	
1	10/78	15/78	Painting of Br. no. 283 R.P. - N.P. Section
2	29/78	30/78	Painting of Br. no. in R.P. - " "
3	2/12/81	15/82	Relinquishing 3-2 207 to 250 for R.P. R.P. - R.P. - R.P.
4	20/82	15/84	Provisioning of Road Area Sikar and R.P. - R.P. R.P. - R.P. - R.P.

Nature of assignment	तारीख सहित पर्यवेक्षक का हस्ताक्षर और पदनाम Signature and designation of the Supervisor with date
Cranganj in	5
290 (Vikram) Section	
144, 143, 140, 14	
Section - R.P. - R.P.	Bridge Inspector (Spl) R.P. Railway, Dharmak.
Raj 2.3 on Sindh R.P. - R.P. - R.P.	Inspector (Spl) R.P. Railway, Dharmak.
Attested	

Attested

सहायक विभागीय अभियन्ता (पुल)
एन.ए.एल. रंगापारा
Sr. Section Engineer (Bridge)
N.E.R.L. Rangapara North

15/11/80
असिस्टेंट डिविजनाल इंजीनियर
1. सी. देवी गंगाधरा

To,

The DY, CE/DR/MLG.
N.F.Rly.

-39-

ANNEXURE-9

Through : BRI/RPAN, N.F.Rly.

Dt: 12.4.87....

Sub : Application for the post.

As per General Manager (P) N.F.Rly. MLG's letter No. E/57/0/
Pt. XI(C) dt. 13.3.87. I would like to submit the application for
appointment.

I have furnished the following documents for your kind consideration please.

1. Name :- *Md. San Mahomed Ali*
2. Father's Name :- *Md. Wasir Ali*
3. Date of birth :- *27.4.64*
4. Permanent Address :- *11 Rly. Sec Colony (Ssc),
P.O. Rangapara, Rangapara (Assam)*
5. Present Address :- *do*
6. Educational qualification :- *Passed up to 10*
7. Personal marks of identification :- *Handwritten mark on the
right leg.*
8. Office, department & place :- *Post office (Ex. B) Rangapara*
in which initially engaged.
9. Office, department & place :- *do*
from which finally discharged.
10. Date of discharge and reasons :- *10.5.82*
for the same.
11. Whether employed at present, and :- *NO*
if so, details.
12. Two attested copies of Casual Labour :- *Two copies of certificate
Card or any other proof of his Casual
Labour Service, should accompany the
application.*
13. At attested copy of photograph and :- *A copy of photograph is
attested L.T.I. should also
accompany the application.*
14. Any other relevant information :- *Nil*

Enclosed for
disposal please!

Bridges Inspector
N. F. Rly. / RPAN

Yours faithfully,

Sunil M. Ali

12/4/87

Certified to be true Copy

My
Advocate

1. To the Manager (P) N.F. Rly.
2. To the Manager (P) N.F. Rly.

...11:4:87:.....

ANNEXURE-10



Application for the po.

As per Manager (P) N.F. Rly. MLC's letter No. E/57/0/
I would like to submit the application for

I have furnished the following documents for your kind
information please.

1. Name of the applicant: **SRI FATIK CHOWDHURY**
2. Name of the father: **Abdul HAK Late Fatik Chowdhury.**
3. Date of Birth: **29.1.59.**
4. Present address: **Sri Fatik Chowdhury.
Ward No 4, Rangapara Town.
P.O. Rangapara.
Dist. Scottpur.**
5. Present address: **- do -**
6. Educational qualification: **Read up to Class VIII.**
7. Personal mark of identification: **About 1" cut-mark on
Right-leg.**
8. Office, department & place: **BRI office, Enag (Br) Rangapara**
in which he is engaged.
9. Office, department & place: **BRI office, Enag (Br) Rangapara**
from which he is discharged.
10. Date of discharge and reasons: **27.3.78. Due to
completion of painting
work.**
11. Other relevant documents and: **NIL**
12. Two attested copies of Casual Labour: **Two Copies of Casual
Labour Card is attached
here with.**
13. An attested copy of photograph and: **one copy of photograph
is attached here with.**
14. Any other relevant information: **NIL**

Yours faithfully,

Fatik Chowdhury

Submitted to the MLC

My
28/4/87

To

The Dy.CE/BR/LINE/MLG
N.F.Railway.

Through :- SSE/BR/RPAN

Sub:- Prayer to observe vice vacancy.

Ref:-

Sir,

I beg to say that I have come to know that ex-casual labour of your Department are to be posted vice vacancy of Khalasi in your department. I put forward my candidate for the post as I have worked as casual labour in your department as follows:-

From	To	Total Days
1. 9.1.78	25.1.78	= 17
2. 29.1.78	27.3.78	= 58
3. 25.3.78	22.5.78	= 58
4. 29.12.82	23.5.83	= 176
		<u>279 days</u>

Since I have no job and hopefully waiting to get justice from the administration. I request your honour to consider me as a candidate for the post, ~~of~~ sympathically and give me a chance to serve and to save my family from starvation.

Yours faithfully,

Ratle Chowdhry

Ex-casual Labour
under BRI/RPAN

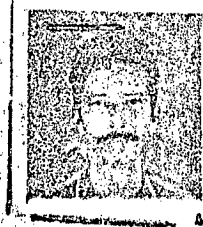
20A
2 Nos. C
Qualification
F. Certificate for
disposal phone

22/11/05
वरिष्ठ अभियंता (पुल)
पु.सी.रेलवे, रांगापारा
Sr. Section Engineer (Bridge)
N.F.RLY Rangapara North

Rd
22/11/05

To:

The DY.CE/BR/MLG.
N.F.Rly.



ANNEXURE- II

h

- 42 -

Through : BRL/RPAN, N.F.Rly.

Dt: 11.4.87.....

Sub : Application for the post.

As per General Manager(P) N.F.Rly. MLG's letter No. E/57/0/
Pt. XI(C) dt. 13.3.87 .I would like to submit the application for
appointment.

I have furnished the following documents for your kind consider-
ation please.

1. Name :- *S. Sijal K. Dhar*
2. Father's Name :- *S. Mohi Lal Dhar*
3. Date of birth :- *6.3.49*
4. Permanent Address :- *Loco Colony, RPN
P.O. Rengapora, Solapur
(Maharashtra)*
5. Present Address :- *DO -*
6. Educational qualification :- *NIL*
7. Personal marks of identification :- *1" cut mark on the face.*
8. Office, department & place :- *SSE/BR/RPN (Engg. Pos)*
in which initially engaged.
9. Office, department & place :- *SSE/BR/RPN (Engg. Pos)*
from which finally discharged.
10. Date of discharged and reasons :- *8.1.87 to
15.5.82*
for the same.
11. Whether employed at present, and :- *Completion of Printing
work.*
if so, details.
12. ~~The~~ attested copies of Casual Labour :- *One copy of Casual
Card or any other proof of his Casual
Labour Service, should accompany the
application. Labour Certificate is
attached herewith.*
13. At attested copy of photograph and :- *One copy photograph is
attested herewith.*
attested L.T.I. should also
accompany the application.
14. Any other relevant information :- *NIL*

*Forwarded for
disposal please.*

Yours faithfully,

Sijal Dhar

*Bridge Inspector
N. F. Rly. / RPAN*

Certified to be true Copy

*MA
Advocate*

The Dy. CE/IR/LINE/HRG
N.E. Railway.

Through :- SSE/IR/RPAN

Sub:- Prayer to observe vice vacancy.

To:-

Sir,

I beg to say that I have come to know that ex-casual labour of your Department are to be posted vice vacancy of Phalasi in your department. I put forward my candidate for the post as I have worked as casual labour in your department as follows:-

FROM	TO	Total Days
8.7.82	15.5.82	= 38 Days

Recd M/415

Since I have no job and hopefully waiting to get justice from the administration. I request your honour to consider me as a candidate for the post, & sympathically and give me chance to serve and to save my family from starvation.

*SA
on a certificate*

*For records for
disposal please*

W. S. S. 2-13/85

Yours Faithfully,

W. S. S.

Ex-casual Labour
under ERI/RPAN

W. S. S.

RECORD OF SERVICE
AS CASUAL LABOUR.

Name: Sni Sajid Mr. Shah.

Father's name: C/o. Motilal Shah.

Scheduled Caste
or Nat. ?

Place of appointment

Period of employment - Signature of Officer Designate Date of
from 0 To 0 Assignment of Superior Officer Discharge
(with date.)

8.4-82 to 15.5.82 Painting of
No. 263

15.5.82 A/N.

A. H. 12/10

7/12/05

Signature & Designation of
Subordinate in charge of
Bridge No. 263
P. P. No. 263

To,
The DY.CE/BR/MLG.
N.F.Rly.

ANNEXURE - 12
58

Through : BRI/RPAN, N.F.Rly.

Dt: 12.4.87....

Sub : Application for the post.

As per General Manager (P) N.F.Rly. MLG's letter No. E/57/0/
Pt. XI (C) dt. 13.3.87 I would like to submit the application for
appointment.

I have furnished the following documents for your kind consider-
ation please.

1. Name :- *Md. Mayab Ali*
2. Father's Name :- *K. Abdul Ali*
3. Date of birth :- *9.11.57*
4. Permanent address :- *Village, Palimari upas Barhi
P.O. Rangapara, Rangapara (Assam)*
5. Present Address :- *C/o P.O. office, N.F.Rly
P.O. Rangapara, Rangapara (Assam)*
6. Educational qualification :- *NIL*
7. Personal marks of identification :- *1" cut mark on the left cheek.*
8. Office, department & place :- *BRI office (Crg. En) Rangapara,
in which initially engaged.*
9. Office, department & place :- *NIL*
from which finally discharged.
10. Date of discharged and reasons :- *7.1.78 & 5.3.78, 15.5.82*
for the same.
11. Whether employed at present, and :- *NIL*
if so, details.
12. Two attested copies of Casual Labour Card or any other proof of his Casual Labour Service, should accompany the application :- *Two copy of CL Certificate is attached herewith.*
13. At attested copy of photograph and attested L.T.I. should also accompany the application. :- *A copy of photograph is attached herewith.*
14. Any other relevant information :- *NIL*

Yours faithfully,

27; 3. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12.

Certified to be true Copy

Mly
Advocate

B. D. Inspector
N. F. Rly. / RPAN

Forwarded for
disposal please.

सं/No
सी. रेलवे/N. F. RAILWAY
प्रांत/विभाग
Office/Department. BRZ. I.R.P.O. (Buz)
नियत मजदूर के रूप में सेवा का रेकार्ड
Service book for Casual Labour
पूरा नाम साफ-साफ
Name in full MD. TAYAB ALI
(In Block letters)
पिता का नाम
Father's Name Kudrat Ali
जन्म-तिथि
Date of Birth
प्रारम्भ के अनियमित नौकरी पाने के समय आयु
Age at initial casual employment
वर्ष/Year माह/month

Attachment

शरीर पर पहचान के चिन्ह
5. Personal marks of identification. cut mark on the Left Cheek
प्रारम्भिक नियुक्ति के समय ड्यूटी
6. Nature of job on initial employment

बायें छंगूटे का निशान
L. T. I. of
Tayab Ali



प्रथम नियुक्ति प्रत्यक्ष प्रमुख का हस्ताक्षर
Signature of the First Appointing Senior Supervisor

Signature

The Dy.CE/BR/LINE/MLG
N.F.Railway.
Through :- SSE/BR/RPAN

Sub:- Prayer to observe vice vacancy.
Ref:-

Sir,

I beg to say that I have come to know that ex-casual labour of your Department are to be posted vice vacancy of Khalasi in your department. I put forward my candidate for the post as I have worked as casual labour in your department as follows:-

From	To	Total Days
1. 22.11.77	7.1.78	= 17 Days
2. 7.2.78	5.3.78	= 27 "
3. 28.3.78	12.5.78	= 16 "
4. 7.4.82	15.5.82	= 39 "
5.		
		157 Days
		+ 215
		374 days.

Since I have no job and hopefully waiting to get justice from the administration. I request your honour to consider me as a candidate for the post, ~~at~~ sympathetically and give me a chance to serve and to save my family from starvation.

Yours faithfully,

Aty of M.D.
Tayab Ali

Ex-casual Labour
under BRI/RPAN

For records for
disposal please

[Signature]
Sr Section Engineer (Genl)
REPLY Rangapara B.O.

Recd
Per 28/2/05

List of Casual Labour under BRI/RPAN showing their total number of days worked in open line and POH who had submitted their application for registration list has been prepared as per seniority.

Sl. No.	Name of Casual Labours	Father's Name	Total No. of days worked in open line	Total No. days worked in POH BRI Spl.	Grand
1.	Subesh Singh	Tara Chand	309	618	927
2.	Uday Ch. Boro	D.C. Boro	248	194	442
3.	Virga Nath Yadav	H.N. Yadav	214	x	214
4.	Hari Narayan Boro	B.L. Boro	195	594	
5.	Sadhan Chakraborty	Gonal Chakraborty	187	610	797
6.	Pradip Dhar	P.C. Dhar	187	610	797
7.	Bipul Das	H. Das	186	x	186
8.	Raj Kumar Mandal	M. Mandal	181	503	684
9.	Til Bahadur Thapa	K. B. Thapa	164	618	782
10.	Ramesh Kalita	R. Kalita	159	386	545
11.	Habul Ghosh	R.L. Ghosh	146	x	146
12.	Haran Mandal	P. Mandal	144	x	144
13.	Nandakishore Singh	I. R. Singh	134	252	386
14.	Manjit Singh	Ram Lal	132	610	742
15.	Biswanath Mandal	L. Mandal	126	618	744
16.	Gautam Sarkar	S. B. Sarkar	124	518	742
17.	Bagiram Basumatary	H. R. Basumatary	106	461	567
18.	A. R. Khan	Nil	94	261	355
19.	Hiralal Chawhan	H. R. Chowhan	74	433	507
20.	Kripa Tewari	S. R. Tewari	59	315	374
21.	Ma. Tahab Ali	Ma. K. Ali	37	303	340

Certified that the above statements is prepared and compiled with the casual labour register and the above staff had submitted their applications for registration.

Sd/-

BRI/RPAN.

dt. 3. 1. 86.

Certified to be true Copy

Mg
Advocate

CENTRAL ADMINISTRATIVE TRIBUNAL, GUWAHATI BENCH

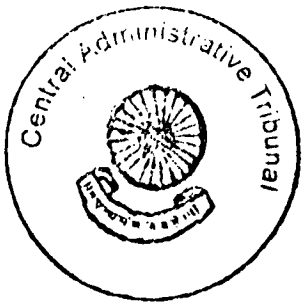
Misc. Petition No.75 of 2005 &
O.A.No.77 of 2005

Date of order: This, the 7th Day of June 2005.

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

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

1. Shri Phatik Chowdhury
Son of Abdul HAQUE Chowdhury,
Village & P.O.Rangapara,
District Sonitpur
2. Shri Biswanath Mandal,
Son of Lakhian Mandal,
Village & P.O.Rangapara,
P.S.Rangapara,
District-Sonitpur
Assam.
3. Md.Abdul Rahman Khan,
Son of Late Md.Ranjan Khan,
Village & P.O.Rangapara,
P.S.Rangapara, District Sonitpur, Assam.
4. Md.Tayab Ali,
Son of Late Kudrat Ali,
Vill.Kaniha, P.O.Kaniha, P.S.Rangia, District Kamrup.
5. Shri Subhas Sarkar,
Son of Shri Sudhir Sarkar,
Village-Narendra Palli, Rangapara,
P.O. & P.S.Rangapara,
District-Sonitpur(Assam).
6. Tapan Chandra Dey,
Son of Shri Munindra Kr.Dey.
Village & P.O.Rangapara,
P.S.Rangapara,
District-Sonitpur(Assam).
7. Shri Kripa Sarkar Tewari,
Son of Late Boli Ram Tewari,
P.O.Towbhanga, Village-Nabill,
Tezpur, District Sonitpur(Assam)
8. Shri Gautam Sarkar,
Son of Late Shasi Bhusan Sarkar,
Village-Namanigaon, P.O. & P.S.
Rangapara, District Sonitpur, Assam.
9. Shri Ram Pratap Bharati,



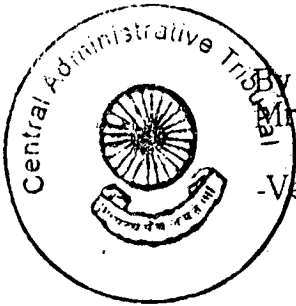
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Mly
Advocate

Son of Late Satya Narayan Bharati,
Village & P.O. Rangapara,
P.S. Rangapara, District, Sonitpur
(Assam).

10. Shri Kanaiya Goswami,
Son of Shri Bali Narayan Goswami,
Village & P.O. Rangapara,
P.S. Rangapara, District-Sonitpur,
(Assam)
11. Shri Sajal Dhar
Son of Shri Matilal Dhar,
Village & P.O. Rangapara,
District-Sonitpur
(Assam)
12. Md. San Mahmud Ali,
Village Agiathuri,
P.O. Dapara,
P.S. Hajo, District - Kamrup,
(Assam).

Applicants.



By Advocates Mr. T.C. Chutia, Mr. M. Choudhury,
Mrs. N. Nath Ms. B. Deba.

-Versus-

1. Union of India,
Represented by General Manager,
N.F. Railway, Maligaon,
Guwahati-11.
2. Chief Personnel Officer,
N.F. Railway, Maligaon,
Guwahati-11
3. Deputy Chief Engineer,
Bridge Line, N.F. Railway,
Maligaon, Guwahati-11.
4. Inspector,
Bridge Line, N.F. Railway,
Rangapara North, Assam.

Respondents.

By Advocate Mr. S. Sarma, Railway Counsel.

ORDER(ORAL)

SIVARAJAN, J(V.C.)

The applicants have stated that they were engaged as Casual Labour in the year 1982-83. In view of the Scheme for assignment of

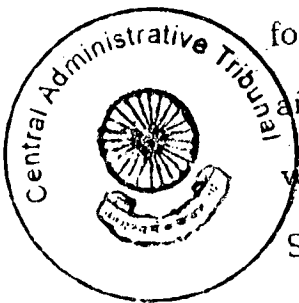
[Signature]

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temporary status and subsequent absorption in the post of Group 'D' of the Railway Department they claimed the benefit of the said scheme. The grievance of the applicants is that though they had produced the relevant records before the Respondents and sought for temporary status and they have not been included in the panel of Casual worker for absorption. The applicants it is stated submitted several representations to the Railway Authority for their permanent absorption but nothing has been done by the Railway Authority so far. The applicants, therefore, have filed this O.A. seeking for directions to the respondents to absorb them in the Group 'D' post in compliance of the communication which is produced as Annexure A/1 dated 20.9.01 issued by the Railway Board.

2. According to the applicants though there is delay in filing the application since their representations had not been disposed of yet, by way of abundant caution they have filed the application dated 20.9.05 seeking for condonation of delay, if any.

3. We have heard Mr.T.C.Chutia, learned counsel for the applicants and Mr.S.Sarma, learned Railway counsel for the Respondents. The counsel for the applicants submits that the applicants had promptly represented before the Railway authorities for benefits of the scheme for absorption to the post of Group 'D' post and that the Respondents are sleeping over the representation without any action. With reference to various decisions of the Supreme Court the learned counsel for the applicants submits that the fault of the Respondents in not considering the representation promptly and not intimating the result of such representation cannot be a ground for rejecting the application on the ground of delay. The



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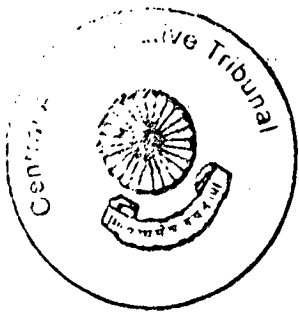
counsel also submits that ends of justice would demand that the case of poor illiterate casual workers must be directed to be considered.

4. Mr.S.Sarma, Railway counsel on the other hand submits that there is inordinate delay in filing the application. He further submitted that the applicants were engaged as casual worker during the year 1982-83 and the Scheme was implemented in 1987 itself. Even according to the applicants the decision of the Calcutta Bench of the Tribunal (Annexure A to the Misc. Petition) came as early as in August 2000 but the applicants have filed the application in the year 2005. He points out that it is very difficult to trace out the records of 1982-83 for ascertaining whether the applicants are having 240 days continuous service in a year during the relevant period.

5. We have considered the rival contentions. As pointed out by Railway counsel, in the normal course it would be difficult to trace out the service particulars of the applicants of the year 1982-83 after a long period of about 23 years. Since the facts and circumstances of each of the erstwhile Casual Workers are relevant, instead of waiting for a decision in some body else's case the applicants ought to have prosecuted their claim first before the authorities and then before this Tribunal at the appropriate time. In the instant case even after the decision of the Calcutta Bench of the Tribunal rendered in 2000 the applicants waited for about 5 years thereafter to file this application.

5. As already noted, the applicants' claim is based on their engagement prior to 1982-83. The representations filed by them do not disclose sufficient materials to show, prima facie that they satisfy the requirement of the scheme. At this point of time a direction cannot be issued to the respondents to consider the claim of the applicants for absorption with reference to engagement prior to 1982-

Jm



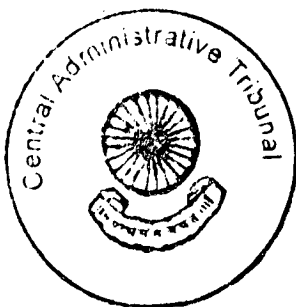
83. The applicants had an opportunity earlier. They did not avail properly. We are not satisfied that applicants have made out sufficient grounds for considering the delay in filing the application.

6. In the circumstances the Misc. Petition is dismissed. Consequently, the O.A. is also dismissed.

Sd/ VICE CHAIRMAN

Sd/ MEMBER (A)

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सत्यप्रति



Section Officer (I)
C.A.T. GUWAHATI PANCH
Guwahati, 16/6/05
16/6/05

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-And-

IN THE MATTER OF :

1. ✓ Shri Phatik Choudhury,
Son of Abdul Haque Choudhury,
Village & P.O. Rangapara,
District Sonitpur (Assam).
2. Shri Biswanath Mandal,
Son of Lakhan Mandal,
Village & P.O. Rangapara,
P.S. Rangapara, Dist. Sonitpur,
(Assam)
3. Md. Abdul Rahim Khan,
Son of Late Md. Ranjan Khan,
Village & P.O. Rangapara,
P.S. Rangapara, Dist. Sonitpur,
(Assam)
4. Md. Tayab Ali, Son of late Kudrat
Ali, Vill. Kaniha, P.O. Kaniha,
P.S. Rangia, District Kamrup.

contd..5

- 5 -

5. Shri Subhas Sarkar,
Son of Shri Sudhir Sarkar,
Village-Narendra Palli, Rangapara,
P.O. & P.S. Rangapara,
District -Sonitpur (Assam)
6. Tapan Chandra Dey,
son of Shri Munindra Kr.Dey,
Vill. & P.O.Rangapara,
P.S. Rangapara, Dist.Sonitpur,
(Assam).
7. Shri Kripa Sankar Tewari
son of Late Boli Ram Tewari
P.O.Towbhanga,Vill. Nabill,
Tezpur, Dist. Sonitpur,(Assam)
8. Shri Gautam Sarkar,
Son of late Shasi Bhusan Sarkar,
Vill. Namanigaon, P.O.& P.S.
Rangapara, Dist.Sonitpur,(Assam)
9. Shri Ram Pratap Bharati,
son of late Satya Narayan Bharati,
Vill & P.O. Rangapara,
P.S. Rangapara, Dist. Sonitpur,
(Assam)

- 6 -

10. Shri Kanaiya Goswami,
Son of Shri Bali Narayan Goswami,
Village & P.O. Rangapara,
P.S. Rangapara, District : Sonitpur,
(Assam)
11. Shri Sajal Dhar,
Son of Shri Matilal Dhar,
Village & P.O. Rangapara,
P.S. Rangapara, District -
Sonitpur, (Assam)
12. Md. San Mahamad Ali,
Son of Late Nazer Ali,
Village Agiathuri, P.O. Dadara,
P.S. Hajo, District-Kamrup,
(Assam).

.. Petitioners.

-Versus-

- ✓ 1. Union of India,
Represented by General Manager,
N.F. Railway, Maligaon,
Guwahati-11.
2. Chief Personnel Officer,
N.F. Railway, Maligaon, Ghy-11.

contd..7

- 7 -

3. Deputy Chief Engineer,
Bridge Line N.F. Railway,
Maligaon, Guwahati-11.
4. Inspector,
Bridge Line N.F. Railway,
Rangapara North, Assam.
5. Central Administrative Tribunal
Guwahati Bench,
Bhangagarh, Ghy-5.

.. Respondents.

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(6) 22

Noting by Officer or Advocate	Serial No.	Date	Office notes, reports, orders or proceedings with signature
1	2	3.	4
			<p><u>WP(C) No.5188/2005.</u></p> <p>BEFORE THE HON'BLE THE CHIEF JUSTICE(ACTG.), MR D. BISWAS THE HON'BLE MR JUSTICE P.G. AGARWAL</p> <p>22.07.05.</p> <p>Heard Mr TC Chutia, learned counsel for the writ petitioners and the learned Standing Counsel for the Respondent Railways.</p> <p>This petition is directed against the order dated 7th June 2005 passed by the learned Central Administrative Tribunal, Guwahati Bench, Guwahati in Misc Petition No.75/2005 arising out of O.A. No.77/2005. The writ petitioners as applicants before the learned Tribunal had prayed for their absorption in Group-D posts in the Railways claiming inter-alia that they, except the applicant-writ petitioner No.3 who was appointed in the year 1976, were appointed as Casual Labourers in the year 1982-83. The petitioners had approached the learned Tribunal in the year 2005 and hence, by the impugned order, it dismissed the O.A. No.77/2005 on the ground that the said Application is barred by limitation under Section 21 of the Central Administrative Tribunal Act.</p> <p>/// In view of the specific provision under the Act, we find that the learned Tribunal in passing the impugned order has committed no illegality and hence, the petitioners are not</p>

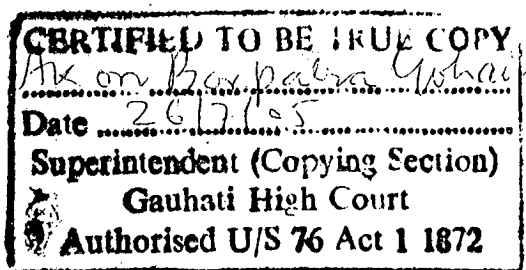
Noting by Officer or Advocate	Serial No.	Date	Office notes, reports, orders or proceedings with signature
1	2	3	4
	entitled to get any relief. Accordingly, the petition shall stand dismissed. However, the dismissal of this petition will not be a bar on the part of the Respondent authority to consider the representation, if any, filed by the writ petitioners within a period of six months <u>u</u> No costs.		

Sd/- P. G. Agarwal
Judge

Sd/- D. Biswas
Chief Justice (Acting)

P/No:- 37348

dttd 25/7/05



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ANNEXURE-15

In The Central Administrative Tribunal
Calcutta Bench

OA. 160 of 1990

Present : Hon'ble Mr. D.V.R.S.G. Dattatreya, Judicial Member
Hon'ble Mr. B.P. Singh, Administrative Member

Md. Nuzul Huda & 31 Others

- Vs -

- 1) Union of India, represented by the General Manager, N.E. Railway, Maligaon, Gauhati-11.
- 2) Deputy Chief Engineer, Bridge (Line), N.E. Railway, Maligaon, Gauhati-11.
- 3) Bridge Inspector, N.E. Railway, Siliguri Junction, Dist: Darjeeling.

... Respondents

For the Applicant : Mr. S. Chatterjee, Advocate

For the Respondents: Ms. U. Sanyal, Advocate.

Heard on : 2-8-2000

Date of Order : 2-8-2000

ORDER

D.V.R.S.G. DATTATREYA, JM

In this application the point for consideration is that 32 applicants pray for direction upon the respondents to absorb them in the Railway in the post of Phaleel.

2. We have heard Mr. Advocates for the applicants as well as for the respondents. It is seen from the reply that the applicants were all casual labourers working under Bridge Inspector excepting last four applicants (Sl.No. 29, 30, 31 and 32). It is stated by the respondents that screening was done. According to the Mr. Advocate appearing for the respondents, though screening is admitted; yet it is not proper. As we could see from sub-para 3 of paragraph

Contd....

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Mly
Advocate

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- 2 -

5 of the reply at page 2 that the screening was conducted by a properly constituted screening committee. Therefore, there need not be any doubt about the screening of the present applicants excepting Sl.No.29, 30, 31 and 32 and they are found eligible. Therefore, respondents are directed to absorb the present applicants as Khalasi, if not they are already absorbed, in the next vacancies that will arise at your earliest. Accordingly, the OA is disposed of with the above direction.

(B.P. Singh
Member (A)



(D.V.R.S.S. Chattopadhyay)
Member (B)

प्रमाणित की जा रही है
Certified to be true copy
14/8/2008
Court Officer
द्वारा प्रमाणित किया गया
Central Administrative Tribunal
कोलकाता बेंच
Calcutta Bench

34505
14.5.05
14.8.2008
02
14.8.2008
14.8.2008

ILF, Railway

Office of the
Dy. CE/Bridge-Line
Maligaon, Guwahati-11.

NOTICE

As per judgment of the Hon'ble Court and approval of General Manager (P)/Maligaon the following persons/petitioners who are Ex- Casual Labours in the organisation of Dy. CE/Bridge-Line/MLG are requested to submit the particulars, as mentioned in Annexure-I, to Dy. CE/Bridge-Line/MLG directly within one month (i.e. within 28-01-2005) from the date of issue of this Notice for further necessary action.

NO	Sl. no. as per Casual Labour Register	NAME OF candidates as per Casual Labour Register	FATHER'S NAME as per Casual Labour Register
1	667	Md. Nurul Huda	Md. Mainuddin
2	414	Sri Nanda kr. Roy (SC)	Ghupsi Roy
3	505	Md. Rezak Z	Makimuddin
4	461	Sri Hira Lal Yadav	Ruppan Yadav
5	387	Md. Osman Ali	Md. Ramjan Ali
6	616	Sri Gopal Ch. Saha	Bhaju Saha
7	487	Md. Mustak Alam	Md. Abdul Sattar
8	484	Md. Mustak Alam	Gulzar Hussain
9	447	Md. Mafiyuddin	Ghagiroo
10	654	Sri Chaman Roy (SC)	Sakhi Roy
11	600	Md. Khalit	Tarak
12	410	Sri Bidar Pd. Singh	Shiv Narayan Singh
13	394	Sri Deb Narayan Singh	Lal Mohon Singh
14	490	Sri Kedar Pasad. Singh	Ghanee Singh
15	668	Md. Azimuddin	Md. Hussain
16	396	Mollar Rahman	Samiruddin
17	482	Sri Basanta Lal	Andhi Yadav
18	680	Md. Sahareb	Abdul Sattar
19	626	Sri Satal Chandra	Mahadeo Sarma
20	523	Sri Satal Singh	Chand Mohan Singh
21	634	Ali Hossain	Hafizuddin
22	675	Israk Alam	Abdul Hossain
23	445	Sri Jaina Mahaldar	Seru Mahaldar
24	573	Rozak No. 1	Md. Yakub.
25	437	Salmuddin	Badir Uddin
26	431	Salmuddin	Sekh Darul
27	442	Sri Jaina Ray	Katu Ray
28	658	Sri Moller Singh	Katu Singh

Encl- As above

Dy. CE/Bridge-Line/MLG

SL. No. 37031

DISTRICT:



VAKALATNAMA

IN THE GAUHATI HIGH COURT

[THE HIGH COURT OF ASSAM, NAGALAND, MEGHALAYA, MANIPUR, TRIPURA, MIZORAM AND ARUNACHAL PRADESH]

O. A NO 21 OF 2006

Tapan Chandra Das - Ems

APPELLANT
PETITIONER

VERSUS

Union of India's Ems

RESPONDENT
OPPOSITE-PARTY

Know all men by these presents that the above named Debtors do hereby nominate, constitute and appoint Sri/Smti T. C. Chetia, Ms. M. Choudhury Mrs. N. Nath Advocate and such of the undermentioned Advocates as shall accept this Vakalatnama to be my/our true and lawful Advocates to appear and act for me/us in the matter noted above and in connection therewith and for that purpose to do all acts whatsoever in that connection including depositing or drawing money, filing in or taking out papers, deeds of composition etc. for me/us and on my/our behalf and I/We agree to ratify and confirm all acts to be done by the said Advocates as mine/ours for all intents and purposes. In case of non-payment of the stipulated fee in full, no Advocate will be bound to appear and act on my/our behalf.

In Witness Whereof I/We hereunto set my/our hand on this 18th Day of January 2006

N. M. LAHIRI (Sr. Adv.)	K.R. PATHAK (Sr. Adv.)	D.C. MAHANTA (Sr. Adv.)	K.K. BHATRA
B. M. GOSWAMI (Sr. Adv.)	BHUBANESWAR KALITA (I) (Sr. Adv.)	T.C. KHATRI (Sr. Adv.)	R.P. SHARMA (Sr. Adv.)
J.P. BHATTACHARJEE (Sr. Adv.)	B. R. DAS (Sr. Adv.)	MS. BINOYA DUTTA	S.C. BISWAS
D.C. SHARMA	S.P. DEKA	BHABATOSH BANERJEE	P.C. RAYMEDHI
B. K. GOSWAMI (Sr. Adv.)	D.R. GUHA	R.K. JAIN	UTPAL DAS (I)
A. M. MAZUMDAR (Sr. Adv.)	S.A. LASKAR	G.K. BHATTACHARYYA (Sr. Adv.)	DR S. S. HARLALKA
P. K. BARUA (Sr. Adv.)	SAUKAT ALI (Sr. Adv.)	PRANABANANDA PATHAK (Sr. Adv.)	D.R. GOGOI
S. N. BHUYAN (Sr. Adv.)	B. K. ACHARYYA	DR H. N. DAS (Sr. Adv.)	KHAIRUL BASAR
J. K. BARUAH (Sr. Adv.)	MS. USHA BARUAH	B. C. MALAKAR	A.S. CHOUDHURY (Sr. Adv.)
ANIL SARMA (Sr. Adv.)	N.C. DAS (Sr. Adv.)	SAMSUL HUDA	DINDAYAL AGARWALA
B.K. DAS (Sr. Adv.)	A.K. BHATTACHARYYA (Sr. Adv.)	BHADRESWAR TANTI	KAMAL AGARWAL
M. A. LASKAR (Sr. Adv.)	A. B. CHOUDHURY (Sr. Adv.)	N.N. SARMA	MD. SAMNUR ALI
DR S.N. CHETIA	T.S. DEKA (Sr. Adv.)	JANARDAN DAS	JOYDEV CH. DAS
A.S. BHATTACHARJEE (Sr. Adv.)	K. P. SARMA (Sr. Adv.)	CHAITANYA BARUAH (Sr. Adv.)	V. K. BHATRA
A. R. BANERJEE (Sr. Adv.)	B. P. BORAH (Sr. Adv.)	A.C. SARMA	A.C. BOBORA (Sr. Adv.)
D.K. HAZARIKA (Sr. Adv.)	H. K. SARMA	N.Z. AHMED	P.K. KALITA
N.N. SAIKIA (Sr. Adv.)	PRABIN BARTHAHAKUR (Sr. Adv.)	N.C. PHUKAN	SAILEN MEDHI
J.M. CHOUDHURY (Sr. Adv.)	M.C. BARTHAHAKUR	MUNIN (GAUTOM) SARMA	MRS. M.B. DUTTA CHOUDHURY
P.K. GOSWAMI (Sr. Adv.)	P.C. GAYAN	FAIZNUR ALI	P.C. GOSWAMI
P.G. BARUAH (Sr. Adv.)	C.K. SHARMA BARUA (Sr. Adv.)	D.K. KAKATI	APURBA SARMA (I)
C.R. DE (Sr. Adv.)	ANUP KR. DAS	G.N. SAHEWALLA (Sr. Adv.)	K.H. (SALIM) CHOUDHURY (Sr. Adv.)
D. K. BHATTACHARYYA (Sr. Adv.)	DR Y.K. PHUKAN (Sr. Adv.)	G. K. JOSHI (Sr. Adv.)	A.K. PURKAYASTHA
D.K. TALUKDAR (Sr. Adv.)	DIBAKAR GOSWAMI	A.A. MIR	ASHIS DAS GUPTA
R.P. AGARWALA (Sr. Adv.)	BIJON CH. DAS (Sr. Adv.)	MS. REKHA CHAKRAVORTY	L.P. SHARMA
D.P. CHALIHA (Sr. Adv.)	R.L. YADAV	MRS. JHARANA BORAH	VIJAY HANSARIA
MRS. K. DEKA	PRAFULLA ROY	S. N. SARMA (Sr. Adv.)	B. N. SARMA
BISHNU PRASHAD	A.C. BURAGOHAIN	MD. ABDUL MANNAN	J. L. SARKAR
S.S. RAHMAN	B.L. SINGHA	DILIP KR. DAS (Sr. Adv.)	R.C. SANCHATI
GOLAP SARMA	P.K. MUSAHARY	PRADIP KHATANIAR	J.P. BORA
S.R. BHATTACHARJEE (Sr. Adv.)	M.Z. AHMED (Sr. Adv.)	N. CHAKRAVORTY (Sr. Adv.)	SISHIR DUTTA
P.C. DEKA (Sr. Adv.)	R.P. KAKOTI	MRS K. YADAV	C.R. BORAH
BHARGAV CHOUDHARY	S I. RASUL	DR B. P. TODI (Sr. Adv.)	P.K. GOSWAMI (I)
P.K. DAS	GURMOORTHY GOPAL	MRS. K. BHATTACHARYYA	N.S. DEKA
A.K. CHAUDHURI	B.K. GHOSE (Sr. Adv.)	A. K. BARPUJARI	M. SAHEWALLA
B. R. DEY (Sr. Adv.)	S. K. BARKATAKI	S.S. SHARMA (Sr. Adv.)	H.A. SARKAR
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 AJIT KR. DUTTA
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 ABU SAYED

Abdul Rohim Khan

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 SHAHAB UD. MAZUMDAR
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 KASHEM BHUYAN
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 HARINARAYAN SARMA

MISS DIPANJALI DEKA
 MD. ALAM GEER
 NUR ISLAM
 BABUL DEKA
 AJOY KR. PHUKAN
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 N. UNNI K. NAIR
 • NABADIP BAROOAH
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 MISS MEGHALI DEHINGIA
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 MS. BIPASHA DAS
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 MISS BARNALI BARUAH
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 ABID ALI
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 RAJIB SARMA
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 MUKUT CH. BHATTA
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MUKTI RAM LASKAR
MISS BINITA BARUAH
RAFICUL ISLAM (II)
MISS KAMALA SINGHA
MISS ANUPAMA ROY
BISWAJIT CHAKRABORTY
MD. RAFIKUL ISLAM (III)
BINODAN TALUKDAR
MISS MINERVA BARTHAKUR
MISS NITU HAWELIA
RAHUL BEZBARUAH
ABU NASERUDDIN AHMED
SUMIT DAS
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BIKRAM MALAKAR
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PHANINDRA KALITA
JITEN PAYENG
MS. KABERI DEKA
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KARABI KALITA
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MISS RUMA DAS
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DIGANTA BARMAN
SAMIR DA
ABDUL HASHEM KHANDAKER
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(6)

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SUKUMAR SARMA
NAYAN JT. SARMA
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MISS LIPIKA DEVI
RITURAJ BISWAS
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SATYAJIT KR. SHARMA THAKUR
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MAZHARUL ISLAM
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YADAV PRAN DAS
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MS. TINKU SOM
MD. IMRUL HASSAN
MS. APARAJITA BHUYAN
BHUPEN SARMA
BISHWAJYOTI PATHAK
AZIM HUSSAIN LASKAR

Received from the executant,
satisfied and accepted

Tareem Ch Chatterjee
Advocate

Mr/Ms..... will lead
me/us in the case

And Accepted

Advocate

Miss Manika Choudhury
Advocate

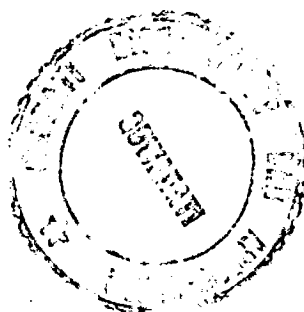
And Accepted

Mrs. Nandita Nath
Advocate

And Accepted

Advocate

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NOTICE

From: M.S. M. Choudhury, Advocate
Allahabad High Court -

To: S.E. N.F. Railway

Sub: O.A NO- / 2006

Jagan Chandra Ray vs. petitioners

Union of India & Ors

Respondents

Please find here with a copy
of the original application which
is filed before this Honble
Court.

Kindly acknowledge receipt
of the same.

Copy Received

Yours faithfully

Manika Choudhury
Advocate
18-01-06

S.E. N.F. Railway

I undertake to pay
summed on refundation.
M. Choudhury

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VAKALATNAMA

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH.

OA No. 21 of 2006

Sri Tapan Chandra Dey & Ors

.....Applicant

-Versus-

U.O.I & Ors

.....Respondent

I/We Shri Jamini Kanta Sahana, Dy. Chief Engineer/Br./Line/Maligaon
of the Northeast Frontier Railway Administration, who is also ex-officio authorised
to act for and on behalf of the Union of India as representing the Northeast
Frontier Railway Administration do hereby appoint and
authorised Shri/Smt. B. Devi, Railway Advocate, Guwahati to appear, act, apply, plead in and
prosecute the above described suit/appeal/proceedings on behalf of the Union of India to file
and take back document, to accept processes of the court to appoint and instruct counsel,
Advocate or pleader, to withdraw and deposit moneys and generally to represent the Union of
India in the above described suit/appeal proceedings and to do all things incidental to such
appearing, acting, applying, pleading and presenting for the Union of India SUBJECT
NEVERTHELESS to the condition that unless express authority in that behalf has previously
been obtained from the appropriate officer of the Govt. of India, the said
Counsel/Advocate/Pleader or any counsel, Advocate or Pleader appointed by him shall not
withdraw or withdraw from or abandon wholly or partly the suit/appeal/claim/defense/
proceedings against all or any defendants/respondents/ appellants/ plaintiffs/opposite parties or
enter into agreement, settlement or compromise hereby the suit/appeal/proceedings is/are
wholly or partly adjusted or refer all or any matter or matters arising out in dispute therein to
~~arbitration~~ PROVIDED THAT IN exceptional circumstances when there is not sufficient time to
consult such appropriate officer of the Govt. of India and on omission to settle or compromise
would be definitely prejudicial to the interest of the Govt. of India the said Pleader/Advocate or
Counsel may enter into any agreement, settlement or compromise whereby the suit/ appeal
proceedings is/are wholly or partly adjusted and in every such case the said
counsel/advocate/pleader shall record and communicate forthwith to the said officer the special
reasons for entering into the agreement, settlement or compromise.

I hereby agree to ratify all acts done by the aforesaid Shri/Smt
B. Devi, Railway Advocate Guwahati in pursuance of the authority.

IN WITNESS WHERE OF THOSE presents are duly executed for and on behalf of the
Union of India this twentieth day of March 2006.

Bharali Sen
P/A, Guwahati
29/3/06
S. K. Sen
29/3

Jamini Kanta Sahana
FOR AND ON BEHALF OF UNION OF INDIA
Chief Engineer Bridge
U.O.I. Guwahati