

**Central Administrative Tribunal  
Jabalpur Bench**

**OA No.1067/05**

Jabalpur, this the 28<sup>th</sup> day of November, 2005.

**C O R A M**

**Hon'ble Mr.Madan Mohan, Judicial Member**

Smt.Rabeka Sheela  
W/o Late Arick Naden  
R/o 45, Cantt. Vajpayee Compund,  
Penti Naka, Sadar  
Jabalpur.

Applicant

(By advocate Shri Ram Raj Ram)

Versus

1. Union of India through  
The Secretary  
Ministry of Defence  
New Delhi.
2. The Secretary to Chairman  
Ordnance Factories Board  
10-A, Shahid Khudiram Bose Road  
Kolkata.
3. The Sr. General manager  
Gun Carriage Factory  
Jabalpur.

Respondents.

(By advocate None)

**O R D E R**

**By Madan Mohan, Judicial Member**

By filing this OA, the applicant has claimed a direction to the respondents to provide compassionate appointment to any one of her two sons.

2. The brief facts of the case are that the applicant is the widow of late Arick Naden who died in harness on 10.10.2003, leaving behind



applicant No.1 and her two sons and a daughter. Thereafter, the applicant applied for employment assistance on compassionate ground to one of her two sons. However, the request of the applicant was turned down for the reason that the case deserved no merit on account of less qualifying marks. Thereafter, the applicant submitted a number of representations but all in vain. Hence this OA is filed.

3. Heard learned counsel for the applicant. I have perused the letters dated 6.9.2004 and 21.3.2005 issued by the respondents in which it is clearly mentioned that the matter was considered twice but due to less scoring of marks and limited number of vacancy under 5% direct recruitment quota, her application could not be considered and shall be considered upto 3 years from the date of the death of the deceased government servant. The husband of the applicant died on 10.10.2003. Hence it can be said that the matter is not rejected by the respondents so far and is pending before them.

4. In view of what is stated above, I am of the considered view that the OA is not maintainable now since the respondents have to consider the matter for 3 years i.e. up to 10.10. ~~1996~~ <sup>2006</sup>.

5. OA is dismissed as not maintainable. No costs.

(Madan Mohan)  
Judicial Member

aa.

पृष्ठान्त से ओ/ज्या.....जबलपुर, दि.....  
च विदितवि  
(1) सहाय, जवा प्रमोदना 1 पत्रादेशित 10, जवापुर  
(2) जवापुर जवापुर जवापुर जवापुर जवापुर  
(3) प्रत्यक्ष श्री/जवापुर जवापुर जवापुर जवापुर  
(4) जवापुर, जवापुर, जवापुर, जवापुर, जवापुर  
सूचना एवं आवश्यक कागजात देव

Ram Ram  
22/11/05

For self  
29.11.05