

CENTRAL ADMINISTRATIVE TRIBUNAL, JABALPUR BENCH, JABALPUR

Original Application No. 210 of 2004

Jabalpur, this the 25th day of March, 2004

Hon'ble Shri M.P. Singh, Vice Chairman
Hon'ble Shri Mādān Mohan, Judicial Member

Arvind Kumar Soni, S/o. Shri
Govind Pd. Soni, Aged about 36
yrs, Goods Guard, House No. 88,
Dhobi-ghat, Ranital Chowk, Jabalpur.

Dinesh Chand Thakur, S/o. Shri
Shanker Singh, Aged about 48 years,
Goods Guard, Subhash Colony, Jabalpur. ... Applicants

(By Advocate - Shri S.N. Kharé)

V e r s u s

Union of India,
through General Manager,
WCR Jabalpur.

Divl. Railway Manager,
WCR Jabalpur. ... Respondents

O R D E R (Oral)

By M.P. Singh, Vice Chairman -

By filing this Original Application the applicants have sought the following reliefs :

"(i) to declare the post of passenger guard as non-selection,

(ii) to remove the unreasonableness, unjustifyability, unfairness and un-equity by re-casting the grades; as prayer for,

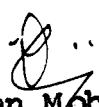
(iii) to revive the eliminated post of superfast guard with the grade prayed for."

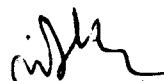
2. The applicants have claimed multiple reliefs which is not permissible under the rules. The relief No. (iii) claimed by the applicant does not flow from relief No. (i) and therefore the Original Application is not maintainable on the ground of multiple relief. Moreover the Tribunals or Courts cannot decide which post should be made selection post or non-selection post. It is the function of the employer and the expert

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body like the Pay Commission.

3. For the reasons recorded above the Original Application is dismissed as not maintainable.


(Madan Mohan)
Judicial Member

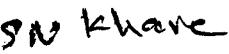

(M.P. Singh)
Vice Chairman

"SA"

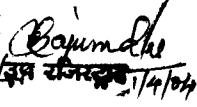
पृष्ठांकन सं. लो/वा..... उत्तमाप्ति. दि.....

राजस्थान विधान परिषद्. विधायक सभा

- (1) राजस्थान विधान परिषद्. विधायक सभा
- (2) राजस्थान विधान परिषद्. विधायक सभा
- (3) राजस्थान विधान परिषद्. विधायक सभा
- (4) राजस्थान विधान परिषद्. विधायक सभा

मेरी जानकारी  SN Khar

सूचना एवं जानकारी कार्यकारी देख


राजेन्द्र राजस्थान 1/4/04


Faisal
14.04