

CENTRAL ADMINISTRATIVE TRIBUNAL, JABALPUR BENCH, JABALPUR

Original Application No. 335 of 2004

Jabalpur, this the 30th day of April, 2004

Hon'ble Shri M.P. Singh, Vice Chairman  
Hon'ble Shri A.S. Sanghvi, Judicial Member

MNP Naidu, S/o. late Shri MR Naidu,  
Aged about 59 years, Mail Driver,  
under Loco Foreman, WCR Jabalpur.

... Applicant

(By Advocate - Shri S.N. Khare)

V e r s u s

1. Union of India,  
through General Manager,  
WCR Jabalpur.

2. Chief Operating Manager,  
WCR Jabalpur.

3. Divisional Railway Manager,  
WCR, Jabalpur.

4. Senior Divisional Mechanical  
Engineer (Power), WCR,  
Jabalpur.

... Respondents

O R D E R (Oral)

By M.P. Singh, Vice Chairman -

By filing this Original Application the applicant has  
claimed the following main reliefs :

"(i) quash and set aside the impugned order;

(ii) declare the intervening period from removal  
to final order of this Hon'ble Tribunal as period of  
duty for all purposes."

2. The brief facts of the case are that the applicant was  
working as Fireman Grade-I in the Railways. A charge sheet was  
and  
issued against him/after holding the enquiry the respondents  
have removed him from service in the year 1980. The applicant  
was reinstated on 12th July, 1983 by the revisional authority  
The applicant has submitted his representation to the  
respondents to treat the period of intervention i.e. from 2  
1980 to 1983, <sup>ie. 2</sup> period from the date of his removal to the date of

reinstatement, as duty for all purposes. The aforesaid representation dated 10th September, 2000 is still pending with the respondents. Hence he has filed this OA claiming the aforesaid reliefs.

3. Heard the learned counsel for the applicant.

4. In the circumstances, we deem it appropriate to direct the respondents to consider and decide the representation dated 10th September, 2000 of the applicant by passing a speaking, detailed and reasoned order within a period of three months from the date of receipt of copy of this order. The applicant is directed to send a copy of this order alongwith the OA to the respondents within a period of 15 days from the date of receipt of copy of this order.

5. Original Application stands disposed of accordingly at the admission stage itself.

(A.S. Sanghvi)  
Judicial Member

(M.P. Singh)  
Vice Chairman

"SA"

पृष्ठान्कन सं ओ/न्या.....जबलपुर, दि.....  
पत्तिलिपि अवधि:-

- (1) सचिव, उच्च न्यायालय दार एसेसिएशन, जबलपुर
- (2) आदेशक श्री/श्रीमती/शु.....के काउंसल
- (3) प्रत्यक्षी श्री/श्रीमती/शु.....के काउंसल
- (4) कर्मचारी, को.प्र.अ., जबलपुर न्यायाधीश सचिवालय एवं आवश्यक कार्यवाही हेतु

SN Khare

6/5/04

Filed on 06-05-04