

**Central Administrative Tribunal  
Principal Bench, New Delhi**

O.A. No.3328/2015

Tuesday, this the 8<sup>th</sup> day of September, 2015

**Hon'ble Mr. A.K. Bhardwaj, Member (J)**

Kapil Dev (aged about 30 years)  
s/o Mr. Bhim Singh  
r/o VPO Madana Khurd  
Tehsil Beri, District Jhajjar  
Haryana 124102

..Applicant

(Mr. S N Sharma, Advocate)

Versus

1. Union of India through its Secretary  
Ministry of Finance  
North Block, New Delhi-11

2. Comptroller and Auditor General of India  
9, Deendayal Upadhaya Marg  
New Delhi

..Respondents

(Mr. Hanu Bhasker, Advocate)

**O R D E R (ORAL)**

In the present Original Application filed under Section 19 of the Administrative Tribunals Act, 1985 the applicant has questioned his allocation on initial appointment as Divisional Accountant on the ground that his wife is posted as Junior Engineer, PWD at Rohtak, Haryana and in terms of the guidelines issued vide O.M. dated 30.9.2009 he should be posted at Rohtak only and his allocation to Jharkhand is against the guidelines.

2. Heard. Issue notice to the respondents. Mr. Hanu Bhasker, learned Senior Standing Counsel for Union of India, who is present in the Court,

accepted notice. With the consent of the parties, the Original Application is taken up for disposal at admission stage itself.

3. As far as the reliance placed by the applicant on O.M. dated 30.9.2009 is concerned, the same is relevant in the matter of transfer/posting of an employee and not in allocation of posting on initial appointment.

4. In the wake, I am not inclined to entertain the present Original Application whereby the applicant has sought issuance of direction to the respondents to allocate him to Haryana. Nevertheless, after joining the service the applicant would be at liberty to make representation to the concerned authority to give him the benefit of aforementioned O.M. I am sanguine that on such representation being made by the applicant, the respondents would take appropriate decision on the same within two months from the date of his joining the service. No costs.

**( A.K. Bhardwaj )**  
**Member (J)**

**September 8, 2015**

/sunil/