

**Central Administrative Tribunal
Ernakulam Bench**

OA No.180/00693/2018

Wednesday, this the 7th day of November, 2018

C O R A M

Hon'ble Mr. E.K.Bharat Bhushan, Administrative Member

E.K.Narayanan, aged 63 years
Retired Deputy Postmaster, Thalassery
S/o Thamban
Residing at Gulmohar, Neerveli
Kannur District-670 701.

Applicant

[Advocate: Ms. Sneha Rose rep by Ms.Nitya Sunil]

versus

1. Union of India represented by
the Director General (Posts)
Dak Bhavan, Sansad Marg
New Delhi-110 001.
2. The Postmaster General
Northern Region, Kerala Circle
Calicut-673 011.
3. The Superintendent of Post Offices
Thalassery Division
Thalassery-670 102.

Respondents

[Advocate: Mr. P.G.Jayan, ACGSC (absent)]

This OA having been heard on 31st October, 2018, the Tribunal delivered the following order on 7th November, 2018:

ORDER

The applicant retired as Deputy Postmaster, Thalassery on 31.10.2014. On the previous day of the applicant's retirement, a charge sheet was issued to him under Rule 14 of the CCS (CCA) Rules. Consequently, his retirement benefits were denied to him. The applicant approached this Tribunal and vide Annexure A1 order, it was ordered to complete the inquiry against the applicant within 6

months. It is alleged that though the inquiry was completed, the disciplinary proceedings were not finalized by the respondents and the retirement benefits were not paid to him. Denial of retirement benefits on account of the inordinate delay in completing the disciplinary proceedings has now prompted the applicant to approach this Tribunal again.

2. Ms.Sneha Rose, learned counsel for the applicant was heard on the last posting date. It was pointed out that there has been no progress towards completion of proceedings as directed. Being a retired employee, the applicant is put to great distress on account of the inordinate delay in taking a final decision on inquiry report.

3. Based on the facts above and in view of the specific direction in the SLP referred to in our order dated 8.8.2018, the respondents are directed to complete the entire process within 30 days of receipt of copy of this order. This includes obtaining Presidential sanction which is stated to be awaited. OA is disposed of with this direction.

(E.K.Bharat Bhushan)
Administrative Member

aa.

Annexures produced on behalf of the applicant:

- Annexure A1: Copy of the order of the Tribunal in RA 3 of 2015 in OA 1073 of 2014 dated 30.7.2015.
- Annexure A2: Copy of the order dated 5.1.2016 in OA 1073 of 2014.
- Annexure A3: Copy of the order in MA 290 of 2016 in OA 1073 of 2014 dated 4.4.16.
- Annexure A4: Copy of letter No.C-14016/EKN/2016-VP dated 19.9.2016 of Assistant Director General (VP) department of Posts, New Delhi.
- Annexure A5: Copy of the judgment in Civil Appeal No.5607-5608 of 2018.