

**CENTRAL ADMINISTRATIVE TRIBUNAL,
ERNAKULAM BENCH**

Original Application No.180/00931/2018

Thursday, this the 15th day of November, 2018

C O R A M :

**HON'BLE Mr.E.K.BHARAT BHUSHAN, ADMINISTRATIVE MEMBER
HON'BLE Mr.ASHISH KALIA, JUDICIAL MEMBER**

Manikandan.M., S/o.Kotha,
Multi Tasking Staff,
Micro, Small and Medium Enterprises Development Institute,
Kanjani Road, Ayyanthole P.O., Thrissur – 680 003.
Residing at Manikandalayam, Kizhayoor Post,
Pattambi, Palakkad District – 679 303. ...Applicant

(By Advocate – Mr.T.C.Govindaswamy)

v e r s u s

1. Union of India
represented by the Secretary to the Government of India,
Ministry of Micro, Small and Medium Enterprises,
Nirman Bhavan, New Delhi – 110 011.
2. The Development Commissioner,
Micro, Small and Medium Enterprises,
Nirman Bhavan, 7th Floor,
Maulana Azad Road, New Delhi – 110 011.
3. The Director,
Micro, Small and Medium Enterprises Development Institute,
Kanjani Road, Ayyanthole P.O., Thrissur – 680 003.
4. The Secretary to the Government of India,
Ministry of Personnel, Public Grievance Pension,
Department of Personnel & Training,
New Delhi – 110 001.
5. The Regional Director,
Staff Selection Commission,
(Karntaka – Kerala Region),
First Floor, 'E' Wing, Kendriya Sadan,
Koramangala, Bangalore – 560 034. ...Respondents

(By Advocate – Mr.Thomas Mathew Nellimoottil)

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This application having been heard on 15th November 2018, the Tribunal on the same delivered the following :

ORDER

Per : Mr.E.K.BHARAT BHUSHAN, ADMINISTRATIVE MEMBER

The grievance of the applicant is that belonging to MTS, he is eligible for being considered for promotion as LDC on the basis of Annexure A-18 Recruitment Rules. He filed several representations to this effect as is seen from copies presented at Annexure A-13. These representations have been forwarded with covering letters by Respondent No.3 to Respondent No.2.

2. We are of the view that the O.A can be disposed of at the admission stage itself by directing the 2nd respondent to consider the representations already made and take a decision in accordance with law within a period of 60 days from the date of receipt of a copy of this order. Ordered accordingly.

3. The O.A is disposed of accordingly. No costs.

(Dated this the 15th day of November 2018)

ASHISH KALIA
JUDICIAL MEMBER

E.K.BHARAT BHUSHAN
ADMINISTRATIVE MEMBER

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List of Annexures in O.A.No.180/00931/2018

- 1. Annexure A-1** – True copy of the communication from the office of the 3rd respondent under No.A-12020/3/98-E dated 17.5.2002 issued from the office of the 3rd respondent.
- 2. Annexure A-2** – True copy of the representation dated 1.3.2006 submitted by the applicant, addressed to the 3rd respondent.
- 3. Annexure A-3** – True copy of the representation dated 1.12.2008 submitted by the applicant to the 2nd respondent Development Commissioner.
- 4. Annexure A-4** – True copy of the representation dated 23.6.2009 submitted by the applicant addressed to the 3rd respondent.
- 5. Annexure A-5** – True copy of the Memorandum No.A-12020/3/98-E dated 2.12.2009 issued from the office of the 3rd respondent.
- 6. Annexure A-6** – True copy of the Memorandum No.A-20029/I/09-E dated 19.7.2010 issued from the office of the 3rd respondent.
- 7. Annexure A-7** – True copy of the representation dated 29.7.2011 submitted by the applicant addressed to the 2nd respondent.
- 8. Annexure A-8** – True copy of the Office Memorandum No.A/20029/1/09-E dated 15.2.2012 issued by the 3rd respondent.
- 9. Annexure A-9** – True copy of the Senior Secondary Examination certificate bearing serial No.26566 dated 21.10.2013 issued by the National Institute of Open Schooling, Government of India.
- 10. Annexure A-10** – True copy of the representation dated 20.8.2014 submitted by the applicant addressed to the 3rd respondent.
- 11. Annexure A-11** – True copy of the Letter bearing File No.1/1/2015-ND-II(EHQ) dated 15.4.2015 issued by the Staff Selection Commission.
- 12. Annexure A-12** – True copy of the representation dated 7.7.2015 submitted by the applicant addressed to the 2nd respondent.
- 13. Annexure A-13** – True copy of the representation dated 6.12.2016 submitted by the applicant addressed to the 2nd respondent.
- 14. Annexure A14** – True copy of the representation dated 15.5.2017 submitted by the applicant addressed to the 3rd respondent.
- 15. Annexure A15** – True copy of the Memorandum bearing No.A 20029/1/2009-E dated 26/29.5.2017 issued from the office of the 2nd respondent.

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16. Annexure A16 – True copy of the Memorandum bearing No.A-20029/1/09-E dated 6.7.2017 issued by the 3rd respondent along with its enclosure.

17. Annexure A17 – True copy of the seniority list of multi tasking staff circulated by the 3rd respondent.

18. Annexure A18 – True copy of the recruitment rules relating to the post published under No.GSR 250 dated 4.10.2012.

19. Annexure A19 – True copy of the OM No.22011/9/98-Estt.(D) dated 8th September 1998 issued by the Department of Personnel & Training.

20. Annexure A20 – True copy of the OM bearing No.22011/9/98-Estt.(D) dated 16.6.2000 issued by the Department of Personnel & Training.

21. Annexure A21 – True copy of the OM No.22011/4/2013-Estt.(D) dated 28th January 2015 issued by the Department of Personnel & Training.
