

**CENTRAL ADMINISTRATIVE TRIBUNAL
JODHPUR BENCH**

...

OA NO.290/00014/2018

THIS, THE 08TH DAY OF JANUARY, 2018.

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CORAM:

**HON'BLE MR. R. RAMANUJAM, MEMBER (A)
HON'BLE MR. SURESH KUMAR MONGA, MEMBER (J)**

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LALIT SHARMA S/O SHRI C.S. SHARMA, AGED 54 YEARS, BY CASTE BRAHMIN, R/O 43, SARDAR CLUB SCHEME, JODHPUR (RAJ.), PRESENTLY WORKING AS WORKS MANAGER, CARRIAGE WROKSHOP JODHPUR, NW-RAILWAY JODHPUR (RAJ).

...APPLICANT

BY ADVOCATE : MR. SURESH CHARAN

VERSUS

- 1. UNION OF INDIA THROUGH GENERAL MANAGER, NW RAILWAYS, JAWAHAR CIRCLE, JAIPUR.**
- 2. THE CHAIRMAN, RAILWAY BOARD, RAIL BHAWAN, NEW DELHI.**
- 3. THE CHIEF MECHANICAL ENGINEER, NW -RAILWAY, JAIPUR.**
- 4. THE CHIEF PERSONNEL OFFICER, NW RAILWAY, JAIPUR (RAJ).**

RESPONDENTS

ORDER (ORAL)

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PER HON'BLE MR. R. RAMANUJAM, MEMBER (A):-

HEARD LEARNED COUNSEL FOR THE APPLICANT. HE SUBMITS THAT THE APPLICANT WHO IS A PROMOTEE GROUP A OFFICER APPREHENDS

THAT THE RESPONDENTS WOULD REVISE HIS SENIORITY DOWNWARDS VIS-A-VIS DIRECT RECRUIT GROUP 'A' OFFICERS AND CONSEQUENTLY DENY HIM PROMOTION IN THE IMPENDING SELECTION FOR JUNIOR ADMINISTRATIVE GRADE. HOWEVER, THERE IS NO ORDER AS SUCH BY THE RESPONDENTS RE-DETERMINING HIS SENIORITY.

2. LEARNED COUNSEL FOR THE APPLICANT WOULD ACCORDINGLY SUBMIT THAT THE APPLICANT PROPOSED TO PURSUE THE DEPARTMENTAL REMEDY OF MAKING A REPRESENTATION TO THE COMPETENT AUTHORITY, WHICH MAY BE DIRECTED TO BE DISPOSED OF BEFORE TAKING ANY DECISION ON REVISION OF SENIORITY LIST.

3. CLEARLY, THE OA IS PREMATURE. HOWEVER, IN VIEW OF THE LIMITED RELIEF SOUGHT, WE ARE INCLINED TO PERMIT THE APPLICANT TO SUBMIT A REPRESENTATION TO THE COMPETENT AUTHORITY REGARDING HIS GRIEVANCE IF ANY, ALONG WITH SUPPORTING EVIDENCE WITHIN A PERIOD OF TWO WEEKS FROM TODAY. IN THE EVENT OF ANY PROPOSAL TO REVISE THE SENIORITY OF THE APPLICANT TO HIS DISADVANTAGE, THE RESPONDENTS SHALL NOT DO SO BEFORE DISPOSING OF THE SAID REPRESENTATION THROUGH A SPEAKING ORDER.

4. OA IS DISPOSED OF IN THE ABOVE TERMS AT THE ADMISSION STAGE.

(SURESH KUMAR MONGA)
MEMBER (J)

(R. RAMANUJAM)
MEMBER (A)

RSS