



BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL  
KOLKATA BENCH.

M.A. No. 857/429 of 2018

O. A. No. 350/845 of 2018.

1. Ujjal Mukherjee, son of late Guru Charan Mukherjee, aged about 27 years, residing at Shyamjang Para, P.O. Kalna, P.S. Kalna, Dist. Purbo Burdwan, Pin : 713 409, West Bengal.
2. Sanjoy Chandra, son of Ananda Gopal Chandra, aged about 37 years, residing at Adhikari Para (near Jagorani Samitee), P.O. & P.S. Kalna, Dist. PURbo Burdwan, Pin : 713 409, West Bengal.
3. Sujit Kumar Biswas, son of late Jagabandhu Biswas, aged about 48 years, residing at Thakur Para, P.O. & P.S. Kalna, Dist. Purbo Burdwan, Pin : 713 404, West Bengal.
4. Mahadeb Mandal, son of late Manoranjan Mondal, aged about 44

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years, residing at Charabagan, P.O.  
& P.S. Kalna, Dist. Purbo Burdwan,  
Pin : 713 409, West Bengal.

5. Ratan Majumdar, son of late Santi Majumdar, aged about 44 years, residing at Thakurpara, P.O. & P.S. Kalna, Dist. Purbo Burdwan, Pin : 713 409, West Bengal.
6. Karui Hari, son of late Bijoy Hari, aged about 28 years, residing at Lakhigampara, P.O. & P.S. Kalna, Dist. Purbo Burdwan, Pin : 713 409, West Bengal.
7. Balaram Barui, son of late Paresh Barui, aged about 45 years, residing at 45 years, residing at Thaklurpara, Krishnabati (Near Ram Nagar Colony), P.O. Guptipara, Dist. Hooghly, Pin : 712 512, West Bengal.
8. Swapan Kshetrapal, son of late Haripada Kshetrapal, aged about 56

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years, residing at Deulia, Katra,  
Dist. Bankura, Pin : 713 151, West  
Bengal.

9. Dinu Saha, son of late Shishupal  
Saha, aged about 45 years, residing  
at Vill. Adina, P.O. Shibaji Nagar,  
P.S. Gazol, Dist. Malda, Pin : 732  
124, West Bengal.
10. Jayanto Mandal son of late Makhan  
Mandal, aged about 42 years,  
residing at Vill. Adina, P.O. Shibaji  
Nagar, P.S. Gazol, Dist. Malda, Pin :  
732 124, West Bengal.
11. Sanjoy Mandal, son of late Bijoy  
Mandal, aged about 42 years,  
residing at Vill. Adina, P.O. Shibaji  
Nagar, P.S. Gazol, Dist. Malda, Pin :  
732 124, West Bengal.
12. Gaya Nath Singha, son of late Lalit  
Singha, aged about 41 years,  
residing at Vill. Adina, P.O. Shibaji

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Nagar, P.S. Gazol, Dist. Malda, Pin :  
732 124, West Bengal.

13. Anukul Chandra Sarkar, son of late  
Anil Chandra Sarkar, aged about 39  
years, residing at Vill. Kutubsahar,  
P.O. Kutubsahar, P.S. Gazol,  
Dist. Malda, Pin: 732 102, West  
Bengal.
14. Manik Singha, son of late Jagan  
Nath Singha, aged about 35 years,  
residing at Vill. Adina, P.O. Shibaji  
Nagar, P.S. Gazol, Dist. Malda, Pin :  
732 124, West Bengal.
15. Bablu Mandal, son of late Gudar  
Mandal, aged about 34 years,  
residing at Vill. Kutubsahar, P.O.  
Kutubsahar, P.S. Gazol, Dist.  
Malda, Pin : 732 102, West Bengal.
16. Satyaban Singha, son of late Indra  
Singha, aged about 36 years,  
residing at Vill. Adina, P.O. Shibaji

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Nagar, P.S. Gazol, Dist. Malda, Pin :  
732 124, West Bengal.

17. Basanta Singha, son of late Bishu Singh, aged about 51 years, residing at Vill. Adina, P.O. Shibaji Nagar, P.S. Gazol, Dist. Malda, Pin : 732 124, West Bengal.

All are working as Casual Labours under Superintending Archeologist, Archeological Survye of India, Kolkata Circle.

...Applicants.

-Vs-

1. Union of India through the Secretary to the Govt. of India, Ministry of Culture, Shastri Bhawan, New Delhi- 110 001.
2. The Director General, Archeological Survey of India, 11, Janpath, New Delhi- 110 011.

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3. The Superintending Archeologist,  
Archeological Survey of India, Kolkata  
Circle, Salt Lake City, CGO Complex,  
Block- DF, 4<sup>th</sup> Floor, Sector-I, Kolkata-  
700 064.

4. The Regional Director (Eastern  
Region), Archeological Survey of India,  
Currency Building, 1, B.B.D.Bagh,  
Kolkata- 700 001.

... Respondents.

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No. O.A. 350/00845/2018  
M.A. 350/00429/2018

Date of order: 19.7.2018

Present: Hon'ble Mr. A.K. Patnaik, Judicial Member

For the Applicant : Mr. S.K. Dutta, Counsel

For the Respondents : Mr. S.K. Ghosh, Counsel

**ORDER (Oral)**

**A.K. Patnaik, Judicial Member:**

Heard S.K. Dutta, Id. Counsel for the applicant and Mr. S.K. Ghosh, Id. Counsel for the official respondents.

2. The M.A. No. 429 of 2018 filed under Rule 4(5)(a) of the Central Administrative Tribunal (Procedure) Rules, 1987 seeking joint prosecution is allowed.

3. On being questioned as to which order has been challenged, Mr. S.K. Dutta, Id. Counsel submitted that till date the applicants have not received any order but as an abundant precaution he has annexed a copy of the speaking order passed for other applicants dated 25.5.2018 (Annexure A/5 to the O.A.).

4. Therefore, I grant liberty to the applicants to make comprehensive representations individually to the respondent No. 3 annexing the reply they have received under RTI application and pin pointing all their grievances with a prayer for regularization and if such representation is received within a period of 1 week from the date of receipt of a copy of this order by the concerned respondent No. 3 then he is hereby directed to consider and dispose of the same within a period of 6 weeks in accordance with the rules and regulations in force besides taking into consideration the reply received under RTI Act, which goes on to show that the employees who have joined later than the applicants have been regularised.

5. After such consideration, if the applicant's grievance is found to be genuine then expeditious steps may be taken by the authorities preferably within a further period of 3 months from the date of such consideration for extending those

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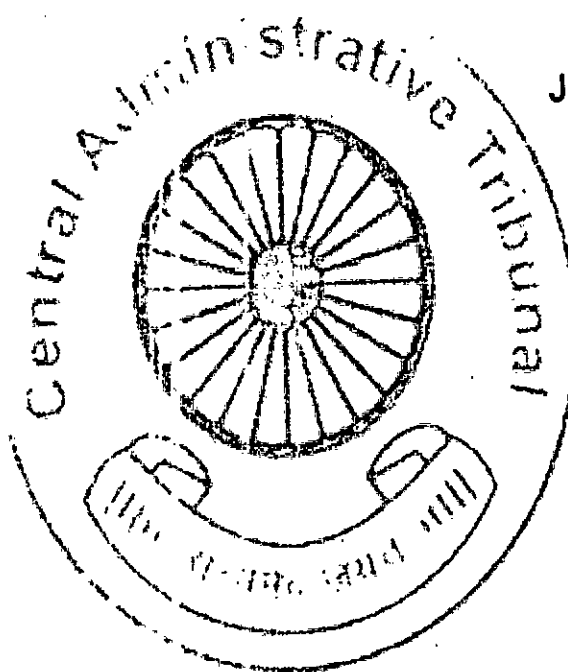
benefits to the applicant.

6. With the aforesaid observation, the O.A. stands disposed of.

7. Till the representation is considered and disposed of, status quo as on date in so far as continuance of the applicants in the present post be maintained and no coercive action will be taken against them.

8. As prayed for by Mr. Dutta, Ld. Counsel a copy of this order be handed over to Ld. Counsel for the applicants and the applicants are granted liberty to annex a copy of this order along with their representations to be preferred within a period of one week from the date of receipt of this order.

SP



(A.K. Patnaik)  
Judicial Member