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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL,  
CALCUTTA BENCH.

OA. 350/01454/2017

DETAILS OF THE APPLICATION:

PARTICULARS OF THE APPLICANTS:

1. Purnawasi Yadav , Son of Chandgobind Yadav , aged about 41 years residing at 30 (Old)21 , Shalandhar Road Patuya Para , Liluah , P. S.- Liluah , Dist- Howrah - 711204
  2. Pradip Biswas , son of Pramatha Nath Biswas , aged about 52 years residing at 1B/33 , Ramtala Agrwal Lane , Kolkata - 700050
  3. Sudhir Kumar Singh , son of Kanta Prasad Singh , aged about 41 years residing at 66 , Sanatan Mistri Lane , Howrah - 711106
  4. Omprakash Prasad , son of Patai Prasad , aged about 51 years , residing at 23 Shailendra Nath Bose Road , P.O - Salkia , P.S - Golabari , Howrah - 711106
  5. Bikrama Pandey , son of Byas Pandey , aged about 40 years , residing at Vill - Chotadurgapur , P.O -Bally , P.S - Nischinda , Howrah - 711205
  6. Rajindar Yadav , son of Bindha Yadav , aged about 45 years , residing at Vill - Chotadurgapur , P.O -Bally , P.S - Nischinda , Howrah - 711205
  7. Somnath Rai , son of Jagdisgh Rai , aged about 40 years , residing at Bally Chotadurgapur , P.O - Baradurgapur , Bally , Howrah - 711205
  8. Buchul Prasad , son of Murat Prasad , aged about 59 years , residing at 103/20 , Forshore Road , Bichalighat , P.O + P.S - Shibpur , Howrah
  9. Suneel Passi , son of Shiwjee Passi , aged about 42 , residing at 223 G.T Road , P.S - Shibpur , Howrah - 711102
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10. Raj Kumar Nunia , son of Maithu Nunia , aged about 55 years , residing at 15 Bhairab Dutta Lane , P.O - Salkia , P.S - Golabari , Howrah - 711106
  11. Subodh Sarkar , son of Surendra nath Sarkar , aged about 55 years , residing at Hari Sava Road , P.O - Nanachandanpukur , P.S - Titagarh , 24 Pgs (N) - 700122
  12. Bimal Talukdar , son of Niranjan Talukdar , aged about 57 years , residing at Vill - Dakshin Bouria , Chawkkasi , P.S - Bouria , Howrah - 711307
  13. Rajendra Prasad , son of Gouri Prasad , aged about 55 years , residing at 43/27/A/4 , Probhas Nagar , P.O - Rishra , P.S - Serampore , Hooghly
  14. Sheobachan Shaw , son of Ganga Shaw , aged about 54 years , residing at 19 Heart Lane , Howrah - 711101
  15. Rajendra Tiwari , son of Ramanand Tiwari , aged about 45 years , residing at 12 Rameshwar Malia lane , Howrah - 711101
  16. Suraj Mahato , son of Ramashray Mahato , aged about 41 years , residing at 10 Rose Marry Lane , P.S - Golabari , Howrah - 711101
  17. Kamal Das , son of Khagen Chandra das , aged about 46 years , residing at Vill - Netaji Nagar , P.O - Unshani , P.S - Jagacha , Howrah - 711302
  18. Jayanta Mondal , son of baroda Mondal , aged about 47 years , residing at Vill - Manikpur , P.O - Delta Mill , P.S - Sankrail , Howrah - 711309
  19. Abdul Mannan , son of Md. Nisarul Haque , aged about 43 years , residing at 27 , G.C.R.C Ghat Road (4<sup>th</sup> Floor) Shibpur , Howrah - 711101
  20. Dinesh Kurmi , son of Fatingan Kurni , aged about 37 years , residing at 10 Bally Ramchandrapur , Mannapara , bally , Howrah - 711205
  21. Kamlesh Bharti , son of Nand Kishore Bharti , aged about 40 years , residing at 28 Bijay Kr. Mukherjee Road , P.O - Salkia , P.S - Golabari , Howrah - 711106
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22. Anant Yadav , son of Dindyal yadav , aged about 46 years , residing at

23. Sahjada Ansari , son of Eshak Ansari , aged about 37 years , residing at Vill - Bally Chotadurgapur , P.O - Bally , Howrah-711205

24. Rajkishore Prasad - II , son of Chandrika Prasad , aged about 52 years , residing at 21/8 J. Road , Belgachia , P.O - Dasnagar , P.S - Liluah , Howrah - 711105

25. Bachchalal Yadav , son of Chand Govind Yadav , aged about 39 years , residing at 28/29 , Pilkhana IInd Bye Lane , Howrah - 711101

26. Harindar Rai , son of Chadeo Rai , aged about 46 years , residing at 14 Mukhram Kanoria Road , Howrah - 711101

27. Lachmi Singh , son of Rambrij Singh , aged about 51 years , residing at Bauria Kazi Chara, Po- Dasbbaga, Ps- Bouria, Dist-Howrah-711307

28. Rabi Rai , son of Deodhari Rai , aged about 38 years , residing at  
28 Bijay Kr. Mukherjee Road , P.O - Salkia , P.S - Golabari , Howrah - 711106

29. Arun Kumar Singh - II , son of Ravindar Singh , aged about 42 years , residing at Baltikuri , Kolatala , Naskarpara , Howrah - 711113

30. Amrendra Pandey , son of Ramdas Pandey , aged about 41 years , residing at Shanti Nagar , Sapuipara , Bally , Howrah - 711227

31. Krishna Sahani , son of Sakhu Sahani , aged about 43 years , residing at 12/2 , Dr. Gangadhar Mukherjee Road , Howrah - 711191

32. Dinesh Yadav , son of Kewaldhar Yadav , aged about 39 years , residing at 61 F Road , 2 no. Kunja Para , Belgachia , P.S - Liluah , Howrah - 711108

33. Dayanand Prasad , son of Ramnaresh Prasad , aged about 45 years , residing at 23 Shailendra Nath Bose Road , P.O - Salkia , P.S - Golabari , Howrah - 711106



34. Raghubar Prasad , son of Patai Prasad , aged about 53 years , residing at 23 Shailendra Nath Bose Road , P.O - Salkia , P.S - Golabari , Howrah - 711106
35. Ramashankar Yadav , son of Ramdeo Yadav , aged about 47 years., residing at 25/2 , P. K Banerjee Road , South Howrah - 711101
36. Madhav Prasad Jha , son of Ganesh Prasad Jha , aged about 46 years , residing at 40 S. S Road , Prabhas Nagar , Rishra , Hooghly - 7112249
37. Kamakshya Prasad , son of Sudarshan Prasad , aged about 48 years , residing at C/O - Babi Devi , W. Shanti Nagar Samiti , P.O - Anandnagar , Bally , Howrah
38. Manbharan Rajbhar , son of Shovan Rajbhar , aged about 50 years , residing C/O - Radha Shyam Gupta Bally Chota Durgapur , Po-Durgapur , Howrah - 711205
39. Rajesh Yadav , son of Baleshwar Yadav , aged about 38 years , residing at 432 , G .T.Road , North Howrah , Howrah - 711101
40. Jai Prakash chowdhury , son of Ram lalit Chowdhury , aged about 40 years , residing at 23,Sailendra Nath Bose Road,Po- Salkia,Ps-Golabari,Howrah-71106
41. Abdul Rashid , son of Abdul Samad , aged about 49 years , residing at S-20,Lichu BaganVicco lane,Po-Bartala,kolkata-700018
42. Mahendra Prasad , son of Rambadan Prasad , aged about 39 years , residing at Vill-Bally Ramchandrapur Manapara,Po-Baradurgapur,Ps-Nischinda,Howrah-711205
43. Saheblal Singh , son of Chandrika Singh , aged about 59 years , residing at 107, Forshore Road, Po + Ps - Shibpur, Howrah-711102
44. Subhash yadav , son of Musafir Yadav , aged about 35 years , residing at Vill-Chota Durgapur,Po-Bally,Ps-Nischinda,Howrah-711205
45. Lakhia Prajapati , son of Jhinguri Prasad , aged about 46 years , residing at Amrit Nagar, Sapui Para, Po-Bally, Ps-Liluah,Howrah-711227



46. Raj Kumar Singh , son of Jalandhar Singh , aged about 49 years , residing at 32 , Bijay Kumar Mukherjee Road, Po- Salkia, Ps- Golabari, Dist- Howrah-711106

47. Biswanath Rai , son of Kishori Rai , aged about 47 years , residing at 14 , Bijay Kumar Mukherjee Road , Po- Salkia , Ps- Golabari, Dist- Howrah-711106

48. Lachmi Rai , son of Biseswar Rai , aged about 52 years , residing at C/O - Sova Rani Das , 991 Artinda Pally , P.O - Konnagar , Uttarpara , Hooghly - 712235

49. Ramashis Prodhan , son of Hareram Prodhan , aged about 37 years , residing at 79 , Ban Behari Bose Lane , Sandhya Bazar , Ramkestopur, Howrah-711101

50. Arjun Yadav , son of Basudeo Yadav , aged about 52 years , residing at Bally Ramchandrapur, Po- Bara Durgapur,Ps Bally, Howrah-

51. Bed Prakash Choubey , son of Ram Asharay Choubey , aged about 43 years , residing at 181/35 ABC Mirpara,Baidyabati,Hooghly-712222

52. Sambhu Nath Yadav , son of Lori Yadav , aged about 43 years , residing at 38/3/1, Fakir Bagan Lane, Po- Salkia, Ps- Golabari, Howrah-711106

53. Ram Kalyan Rai , son of Lakhan rai , aged about 36 years , residing at 8/A/2/10,Prabhash Nagar,Ps- Srirampur,Dist-Hooghly-782249

54. Hareram Prodhan , son of Baleshwar Prodhan , aged about 57 years , residing at 79 , Ban Behari Bose Lane , Sandhya Bazar , Ramkestopur, Howrah-711101

55. Anil Komkar , son of Madan Komkar , aged about 41 years , residing at Bally Rly Qtr no-3c(II Type) Shree Charan Sarani,Po.+ Ps.-Bally,Howrah-711201

56. Raju Das , son of Sital Das , aged about 34 years , residing at Vill + Po- Raghudevbbati , Ps- Sankrail, Howrah-711101

57. Awadh Kurmi , son of Hira Kurmi , aged about 38 years , residing at 17/4 , Hat Lane, Po + Ps -Howrah, Howrah(South)- 711101



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58. Gangadhari yadav , son of Ram Nageena Yadav , aged about 59 years , residing at 61 F Road,2 No Kunja Para, Belgachia,Ps- Liluah,Howrah-711108

59. Satrugan Prasad, son of Sukdeo Prasad, aged about 45 years , residing at 15, K. C . Sen. Road, Po- Morpukur, Po- Rishra, Dist-Hooghly-712250

60. Mohan Kumar paswan , son of Seeopujan paswan , aged about 44 years, residing at 33/61, Belgachia Road, Pancham Tala,Po- Liluah,howrah-711204

61. Indradeo Majhi , son of Raghunath Majhi , aged about 50 years , residing at 103 , Foreshore Road , Bichalighat , Ps - Shibpur , Howrah - 711102

62. Uttam Kr. Choubey , son of Ram Asharay Choubey , aged about — years , residing at 181/35 ABC Mirpara,Baidyabati,Hooghly-712222

63. Kanhaiya Yadav , son of Sitaram Yadav , aged about 38 years , residing at Ghoramara Rajyadharpur, Po- Mallick Para, Ps- Serampur, Dist- Googhly-712203

64. Sheo Sankar Routh , son of Chandrika Routh , aged about 53 years , residing at Vill-Bally Chota Durgapur,Po- Bally,Durgapur,Howrah-711205


65. Ramji Paul , son of Bhudhar Paul , aged about 50 years , residing at 34, B. L. Roy Road,Ps- Golabari, Po- Howrah, Dist- Howrah-711101

66. Pawan Kumar Jha , son of Ganesh Prasad Jha , aged about 34 years , residing at 40 S. S Road , Prabhas Nagar , Rishra , Hooghly - 7112249

67. Lokenath shaw , son of Balgovind Shaw , aged about 52 years , residing at 365/11, G. T. Road , Salkia, Howrah-711106

68. Hans Nath Prasad , son of Ramlagan Parasad , aged about 52 years , residing at Vill-Ramchandrapur Mannapara,Po-Chota Durgapur,Bally,Howrah-711205

69. Raj Kumar Singh - II , son of Shyogi Singh , aged about 33 years , residing at D-205 , Subhash Nagar Houshing Complex , Rishra , Hooghly , 712249



70. Ramesh Prasad , son of Murari Prasad , aged about 44 years , residing at 50 , Bijay Kumar Mukherjee Road, Po-Salkia, Ps- Golabari, Dist- Howrah-711106

71. Ranjit Chowdhury , son of Balbahadur Chowdhury , aged about 35 years , residing at 60, Jelia Para lane, Po-Salkia, Ps- Golabari, Dist-Howrah-711106

72. Sanjay Yadav , son of Muni Lal Yadav , aged about 43 years , residing at Anand Raj nagar, Sapui Para, Po + Ps - Bally, Howrah-711227

73. Sri Ram Singh , son of Gabu Singh , aged about 56 years , residing at 47 , Bijay Kumar Mukherjee Road, Po-Salkia, Ps- Golabari, Dist- Howrah-711106

74. Kalu Chouhan , son of Badri Prasad Chouhan , aged about 57 years , residing at Vill-Gandhakpur, Po- Ula, Ps-sankrail, dist-Howrah

75. Saukat Ali , son of Ishaq Ansari , aged about 43 years , residing at Bally Durgapur, Po- Bara durgapur, Howrah-711205

76. Md. Tamanney , son of Md. Ilias , aged about \_\_ years , residing at 116, Kazipara More, Mullapara Lane, Ps-Shibpur, Po-B. Garden, Howrah-2

77. Narad Prosad , son of Tarkeshwar Prosad , aged about \_\_ years , residing at 21, Rameshwar Malia Lane, Howrah-711101

78. Md. Ekbal-II , son of Anisul Haque , aged about 41 years , residing at Unsani Gowalbari Sekhpara, Po-Unsani, Ps-Jagacha, Dist- howrah-711302

79. S. K. Amzad , son of

80. Sudama Mahato , son of Biswanath Mahato , aged about 42 years , residing at 33/E, N. S . Road, Po + Ps - Rishra, Hooghly-712248

81. Sheonarayan Yadav , son of Bijli Yadav , aged about 44 years , residing at 51/52, Kings Road, Po- Punjab Line, Howrah-711101

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82. Deodhari Rai , son of Sevaran Rai , aged about 59 years ,  
residing at  
28 Bijay Kr. Mukherjee Road , P.O - Salkia , P.S - Golabari ,  
Howrah - 711106

... Applicants.

-VERSUS-

PARTICULARS OF THE RESPONDENTS:

- 1) Union of India, through the General Manager, Eastern Railway, Fairlie Place, Kolkata-700001.
- 2) The Divisional Railway Manager, Eastern Railway, Howrah-711101.
- 3) The Sr. Divisional Commercial Manager, Eastern Railway, Howrah-711101.
- 4) The Chief Parcel and Luggage Inspector, Eastern Railway, Howrah-711101.

... Respondents.



No. O.A. 350/01454/2017  
M.A. 350/00861/2017

Date of order: 13.12.2017

Present: Hon'ble Ms. Manjula Das, Judicial Member  
Hon'ble Dr. Nandita Chatterjee, Administrative Member

For the Applicant : Mr. A. Chakraborty, Counsel

For the Respondents : Mr. S. Banerjee, Counsel

**ORDER (Oral)**

**Per Ms. Manjula Das, Judicial Member:**

Vide M.A. No. 861 of 2017 the applicant has prayed for permission to file the case jointly.

2. Prayer for joint prosecution is allowed.

3. Mr. A. Chakraborty, Ld. Counsel appears for the applicants and Mr. S. Banerjee, Ld. Counsel appears for the respondents.

4. This application has been filed by the applicant for a declaration that engagement of the applicants as Substitute is contrary to the direction passed by Hon'ble Apex Court in Writ Petition No. WP (C) No. 239 of 2008 and for a direction to the respondents to absorb the applicants in Railway as Parcel Porters with effect from the date of engagement as Substitute as they were screened and declared medically fit for absorption in the Railway.

5. At the outset, Mr. A. Chakraborty, Ld. Counsel for the applicants and Mr. S. Banerjee, Ld. Counsel for the respondents stated that the parties would be satisfied if the representation dated 24.8.2017 made before the Senior Divisional Personnel Officer be disposed of by a reasoned and speaking order.


6. By accepting the prayer made by both the Counsels and without going into the merits of the case, we direct the Senior Divisional Personnel Officer to dispose of the representation dated 24.8.2017 by considering the grievances as narrated in their representation within a period of three months from the date of receipt of a copy of this order.



7. Needless to mention, that the order shall be reasoned and speaking and the same will be communicated to the applicants after arriving at a decision.

8. The O.A. is, accordingly, disposed of. No costs.

  
(Dr. Nandita Chatterjee)  
Administrative Member

  
(Manjula Das)  
Judicial Member

SP

