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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
CALCUTTA BENCH  
AT CALCUTTA

O.A. No. 351/1160 /A&N/2018  
M.A-351/580/A&N/2018

In the matter of

An application under Section 19 of the  
Administrative Tribunal Act, 1985

And

In the matter of :

1. Miss Priyanka Karmakar  
D/o Shri Chandan Karmakar,  
R/o New Wandoor,  
Ferrargunj Teshil,  
South Andaman  
Pin code:744105.
2. Miss Seema Paul  
D/o ShriManindra Paul,  
R/o Naya Sahar,  
Ferrargunj Teshil,  
South Andaman. - 744104
3. Miss J Swetha,  
D/o Shri J. Kanna,  
R/o Sisty Nagar,  
Port Blair Tehsil,  
South Andaman. - 744104

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4. Mr. Ankita Kumar Toppo,  
S/o Patrik Toppo,  
R/o Shadipur,  
Port Blair Tehsil,  
South Andaman. - 744104
5. Miss Papiya Das,  
D/o Parimal Das,  
Diglipur,  
Diglipur Tehsil,  
North Andaman. - 744104.
6. Miss Ranjana,  
D/o Shri Rajeswaran,  
R/o Prothrapur,  
Port Blair,  
South Andaman. - 744104.
7. Miss Anju,  
D/o Shri Shyamjeet,  
R/o Duthline,  
Port Blair Tehsil,  
South Andaman. - 744104.
8. Miss Y. Kusum,  
D/o Shri Y. Vijay Rao,  
R/o Bathubasthi,  
Port Blair Tehsil,  
South Andaman. - 744104.
9. Miss. Lincy George,  
D/o George Varghese,  
R/o Haddo,  
Port Blair Tehsil,  
South Andaman. - 744104.

all

10. Mr. Sudhesh Nishanth,  
S/o P. Prasanth,  
R/o Shadipur,  
Port Blair Tehsil,  
South Andaman. -744104,
11. Miss. Silpi Guha,  
D/o Bimal,  
R/o Diglipur,  
Diglipur Tehsil,  
North Andaman. -744104.
12. Miss Bandhana,  
D/o Late R.K. Sarkar,  
R/o Garacharama,  
Port Blair Tehsil,  
South Andaman. -744104
13. Mr. Mohammed Sahil,  
S/o Amin Sharif,  
R/o Mithakhari,  
Ferrargunj Tehsil,  
South Andaman. -744104.
14. Mr. Sumit Mandal,  
S/o Swapan Mandal,  
R/o Machi Line,  
Port Blair Tehsil,  
South Andaman. -744104
15. Mr. Anup Mandal,  
S/o Apurbha Mandal,  
R/o Machi Line,  
Port Blair Tehsil,  
South Andaman. - 744104

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16. Miss. Minu Biswas,  
D/o Monojit Biswas,  
R/o collinpur,  
Ferrargunj Tehsil,  
South Andaman. - 744104.
17. Miss Marline J. Arthur,  
D/o. Shri Rakesh J. Arthur,  
R/o Chakragaon,  
Port Blair Tehsil,  
South Andaman. - 744104
18. Miss Sahasta Begam,  
D/o Asraf Ali,  
R/o Goalghar,  
Port Blair,  
South Andaman. - 744104
19. Miss R. Arthi,  
D/o Shri R. Rama Rao,  
R/o Dhanikhari,  
Ferargunj Tehsil,  
South Andaman. - 744104
20. Miss Sheela Bai,  
D/o Shri Vidhyadhar Das,  
R/o Diglipur,  
Diglipur Tehsil,  
North Andaman. - 744104
21. Miss Deepa Biswas,  
D/o Paritosh Biswas,  
R/o Diglipur,  
Diglipur Tehsil,  
North Andaman. - 744104

22. Miss Mumeeta Mondal,  
D/o Bikash Mondal,  
R/o Kadatalam  
Middle Andaman. - 744104
23. Mr. Sujoi Biswas,  
S/o Sunil Biswas,  
R/o Billiground,  
Rangat Tehsil,  
Middle Andaman. - 744104
24. Mr. Kangkan Mondal,  
S/o Karthik Mondal,  
R/o Chouldari,  
Ferrargunj Tehsil,  
South Andaman. - 744102
25. Miss Priya Singh,  
D/o Late Ram Ratan Singh,  
R/o Pahargaon,  
Port Blair Tehsil,  
South Andaman. - 744102
26. Miss Nitha Singh,  
D/o Ram Singh,  
R/o Lamba Line,  
Port Blair Tehsil,  
South Andaman. - 744101
27. Miss K.K. Umaiba  
D/o Late K.K. Abdul Salam,  
R/o Wimberlygunj,  
Ferrargunj Tehsil,  
South Andaman. 744101
28. Miss Tanuja Baroi,  
D/o Biswasnath Baroi,  
R/o Rangat,  
Rangat Tehsil,  
Middle Andaman. - 744114

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29. Miss S. Sri Laxmi,  
D/o S. Appa Rao,  
R/o Mayabunder,  
North Andaman. -744101
30. Miss Manandini Biswas,  
D/o Nakul Biswas,  
R/o Mayabunder,  
North Andaman. -744101
31. Miss Monita Howlader  
D/o Anil Howlader,  
R/o Mayabunder,  
North Andaman. -744101
32. Miss Priti Biswas,  
D/o Parul Biswas,  
R/o Ram Nagar,  
Diglipur Tehsil,  
North Andaman. 744102
33. Miss Tripti Mondal,  
D/o Dwarik Mondal,  
R/o Kishori Nagar,  
Diglipur Tehsil, North Andaman. 744102
34. Miss Shusmita Mondal,  
D/o Sunil Mondal,  
R/o Rangat,  
Rangat Tehsil,  
Middle Andaman. -744102
35. Miss Mubina Tabassum,  
D/o P. Mammu,  
R/o Makapahad,  
Port Blair Tehsil,  
South Andaman. 744101

36. Miss Sagarika Joydhar,  
D/o Rabindranath Joydhar,  
R/o Chouldari,  
Ferrargunj Tehsil,  
South Andaman. -744011
37. Miss Rajni,  
D/o Shri Koley Oran,  
R/o Brookshabad,  
Port Blair Tehsil,  
South Andaman. -744101
38. Mr. Sagar Baroi,  
S/o Shri Sanjit Baroi,  
R/o Manpur,  
Ferrargunj Tehsil,  
South Andaman. 744104
39. Mr. Sadeep Dutta,  
S/o Shri Sanjit Dutta,  
R/o Bathubasthi,  
Port Blair Tehsil,  
South Andaman. -744104
40. Mr. Arun Kumar Mondal,  
S/o Shri Subol Mondal,  
R/o Diglipur,]  
North Andaman. -744104
41. Miss Papia Das,  
D/o Shri Das,  
R/o Diglipur,  
North Andaman. -744104
42. Shri Sujit Roy,  
S/o Swapan Roy,  
R/o Diglipur,  
North Andaman. -744104

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## 43. Miss Raziya Hussain

D/o Shri Hussain,

R/o Rangat,

Middle Andaman. -744104

## 44. Miss Vidya,

D/o Shri Kannan,

R/o Garacharaman,

Port Blair Tehsil,

South Andaman. -744104

## 45. Miss Sagrika Toppo,

D/o Shri Romanush Toppo,

R/o Delanipur,

Port Blair Tehsil,

South Andaman. -7441101

## 46. Mr. Naseer,

S/o Shri Hussain,

R/o Calcut,

Port Blair Tehsil,

South Andaman, -744001,

## 47. Mr. Swapan Bala,

S/o Late Ramanikanth Bala,

R/o Rangat,

Middle Andaman. 744101

## 48. Mr. Sapan Das,

S/o Shri Netai Das, ~~ED~~

R/o Diglipur,

North Andaman. 744101

## 49. Mr. Rajendra Das,

S/o. Narayan Das

R/o Manglutan,

Ferrargunj Tehsil,

South Andaman. 744101

Wd



50. Mr. T. Praveen,  
S/o P.Vasu  
R/o Garacharama  
Port Blair Tehsil,  
South Andaman District.

.... Applicants

Versus

- 1) The Union of India,  
Service through the Secretary,  
Ministry of Human Resource Development,  
Shastri Bhawan,  
New Delhi -110011.
- 2) The Secretary,  
Central Board of Secondary Education,  
Central Teacher Eligibility Test Unit,  
PS 1-2, Institutional Area, I.P. Extension,  
Patparganj, Delhi - 110092.
- 3) The Andaman and Nicobar Administration,  
Service through the Lieutenant Governor,  
Andaman and Nicobar Islands,  
Raj Niwas, Port Blair- 744101
- 4) The Chief Secretary,  
Andaman and Nicobar Administration,  
Port Blair- 744101
- 5) The Secretary (Education),  
Andaman and Nicobar Administration,  
Port Blair. - 744101
- 6) The Director of Education,  
Andaman and Nicobar Administration,  
Port Blair. - 744101

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CENTRAL ADMINISTRATIVE TRIBUNAL  
KOLKATA BENCH  
KOLKATA

No.O A /351/1160/ 2018  
M.A.351/580/2018

Date of order: 06.08.2018

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

For the applicant : Mr. P.C. Das, counsel

For the respondents : None

**ORDER(Oral)**

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

This O.A. has been filed by the applicants under Section 19 of the Administrative Tribunals Act, 1985 challenging the impugned press note dated 16.07.2018(Annexure A/3) issued by the Directorate of Education, Andaman and Nicobar Administration inviting applications from Central Teacher Eligibility Test(CTET) passed candidates for the posts of Primary Teacher under Andaman & Nicobar Administration.

2. In the O.A. the applicants have sought the following reliefs:-

"A) An order be passed directing the respondent authorities to postpone the recruitment process in terms of the press note dated 16.07.2018 till the publication of the result of the Central Teachers Eligibility Test Examination which is proposed to be conducted in 16.09.2018 in the interest of large number candidates;

B) An order be passed, directing the respondent authorities to transmit the case record, so that after perusing the same conscionable justice may be rendered to the applicant directing the respondent authorities ;

C) Cost of and incidentals of this application may be awarded to the applicant;

D) Any other order/orders further order/orders as the Hon'ble Tribunal may deem fit and proper."

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3. The applicants have also filed an M.A.No.351/580/2018 seeking permission of this Tribunal to move the O.A. jointly under Rule 4(5)(a) of CAT(Procedure) Rules.
4. Heard Mr. P.C. Das, Id. counsel for the applicant. None appears for the official respondents.
5. The M.A. for joint prosecution is allowed.
6. Mr. P.C. Das, Id. counsel for the applicants submitted that for being selected as Primary Teacher the qualification of CTET is must, but some of the applicants are yet to obtain such certificate, therefore, the applicants have filed detailed representations to the Respondent No.7 on 05.03.2018 and 18.06.2018(Annexure A/4) requesting for delaying the recruitment of PST till the result of the CTET is declared. They have filed another representation to the Lieutenant Governor, Andaman & Nicobar Islands, Raj Niwas, Port Blair, but they received no response to their representations till date. Mr. Das further submitted that the applicants would be satisfied for the present if a direction is given to the Respondent No.7 or any other competent authority to consider and dispose of the representations of the applicants at Annexure A/4 and A/7 as per rules within a specific time frame.
7. Though no notice has been issued to the respondents, I think it would not be prejudicial to either of the parties, if the above prayer of the Id. counsel for the applicants is allowed.
8. Accordingly the Respondent No.7 i.e. the Deputy Director(Personnel), Directorate of Education, Andaman and Nicobar Administration, Port Blair or any other competent authority is directed to consider and dispose of the

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representations of the applicants at Annexure A/4 and A/7 by passing a well reasoned order as per rules and regulations governing the field within a period of six weeks from the date of receipt of this order and communicate the result to the applicants forthwith.

9. Mr. Das has prayed for interim relief protecting the interest of the applicants stating that the respondent authorities are going to conduct the selection test for the posts of Primary Teachers in pursuance of the notification dated 16.07.2018 at Annexure A/3 very soon and if such selection test takes place, the applicants would suffer from irreparable loss and injury.

10. I am satisfied with the submissions made by Id. counsel for the applicants. Accordingly the respondents are further directed not to proceed with the notification dated 16<sup>th</sup> July, 2018 (Annexure A/3) till the representations are disposed of and result is communicated to the applicants.

11. It is made clear that I have not gone into the merits of this case and all the points raised in the representations are kept open for consideration by the respondent authorities as per rules and regulations governing the field.

12. With the aforesaid observations and directions, the O.A. is disposed of at the stage of admission itself.

13. As prayed by Id. counsel for the applicants, a copy of this order along with the paper book be transmitted to Respondent No.7 by the Registry through speed post for which Id. counsel for the applicant shall deposit the cost within one week.

  
( A. K. Patnaik )  
Judicial Member