

CENTRAL ADMINISTRATIVE TRIBUNAL, JABALPUR BENCH
JABALPUR

Original Application No.200/00047/2019

Jabalpur, this Friday, the 18th day of January, 2019

HON'BLE SHRI RAMESH SINGH THAKUR, JUDICIAL MEMBER

Swatantra Kumar Pathak
S/o Shri Devilalji Pathak
Aged about 57 years
Presently Working as
Senior Section Engineer
(P.Way) Ujjain (M.P.)

-Applicant

(By Advocate –**Shri Amardeep Gupta**)

V e r s u s

1. Union of India,
Through its General Manager
Western Railway
Churchgate Mumbai 400020

2. Pr. Chief Personnel officer
Western Railway
Churchgate
Mumbai 400020

3. Divisional Railway Manager
Ratlam Division
West Central Railway
Ratlam (M.P.) 457001

4. Sr. Divisional Personnel Officer
Ratlam Division
West Central Railway
Ratlam (M.P.) 457001

- Respondents

(By Advocate –**Shri A.S. Raizada**)

O R D E R (Oral)

In the present Original Application the applicant is challenging the action of the respondents regarding non-marking of the answer sheet specifically the question No.5.

2. The case of the applicant is that he has applied for the post of Assistant Engineer in the year 2014 and also appeared in the written examination. The applicant has sought information regarding marking of his answer sheet. The information regarding marking of the answer sheet has been received by applicant in the month of July 2014. As per Annexure A/7 the information regarding the non-awarding of marks for question No.5 has also been indicated by the inter-departmental correspondence dated 18.06.2018. Thereafter the applicant has made the detailed representation dated 29.12.2018 (Annexure A/8).

3. At this stage the learned counsel for the applicant submits that the applicant will be satisfied if the respondent-department is directed to decide the representation and to meet with the issue of the applicant.

4. This Tribunal is of the view that the submission made by the applicant is genuine particularly when the representation Annexure A/8 coupled with Annexure A/7 is pending before the respondents.

5. Accordingly, this Original Application is disposed of, without commenting on the merits, and the respondents are directed to decide the representation Annexure A/8 coupled with Annexure A/7 within a period of 90 days after receiving the order of this Tribunal.

6. Needless to say that the grievance of the applicant may be dealt with and the reasoned and speaking order shall be passed as per rules.

(Ramesh Singh Thakur)
Judicial Member

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