

**CENTRAL ADMINISTRATIVE TRIBUNAL,**  
**ERNAKULAM BENCH**

**Original Application No. 180/00528/2017**

**Friday, this the 27<sup>th</sup> day of September, 2019**

**CORAM:**

**Hon'ble Mr. E.K. Bharat Bhushan, Administrative Member**  
**Hon'ble Mr.Ashish Kalia, Judicial Member**

Gopakumar.V  
Grounds-man, Grade-II  
Lakshmibai National College of Physical Education  
Sports Authority of India, Kariavattom  
Thiruvananthapuram – 695 581  
Residing at Pournami House, Sreekariyam  
Chakkalamukku, Thiruvananthapuram – 695 017       .....       **Applicant**

**(By Advocate :   Mr.Vishnu S Chempazhanthiyil)**

**V e r s u s**

1.    The Principal  
      Lakshmibai National College of Physical Education  
      Sports Authority of India, Kariavattom  
      Thiruvananthapuram – 695 581
2.    The Director General  
      Sports Authority of India  
      Jawaharlal Nehru Stadium Complex (East Gate)  
      Lodhi Road, New Delhi – 110 003
3.    Union of India, represented by  
      Secretary to Government of India, Department of Sports  
      Ministry of Youth Affairs and Sports  
      Sastri Bhavan, New Delhi – 110 001       .....       **Respondents**

**(By Advocate :   Mr.Govindh K.Bharathan, Sr. for R 1 & 2 and  
Mr.V.A.Shaji,ACGSC for R3)**

This application having been heard on 27.09.2019 the Tribunal on the same day delivered the following:

**ORDER (ORAL)****By Hon'ble Mr. E.K.Bharat Bhushan, Administrative Member**

Heard Mr.Vishnu S Chempazhanthiyil, learned counsel for the applicant and Mr.S.K.Madhu representing Mr.Govindh K.Bharathan,Senior Advocate on behalf of respondent nos.1 and 2.

2. The applicant who is presently working as Grounds-man Grade II, is aggrieved by the fact that he has not been given the benefit of promotion which has been granted to him as per order dated 22.3.2017 (Annexure A-3). Learned counsel for the respondents submits that there has been some confusion with regard to the name of the applicant and the order had been issued in favour of the applicant whereas the person senior to him, who is Mr.Gopakumar.P's claim had been overlooked. The first respondent had taken up the matter with respondent no.2 seeking clarification on this issue. But no instructions have been received so far and the matter is remaining unsettled on this count. We feel that the Original Application can be disposed of by directing respondent no.2 to consider the contention raised in this Original Application and issue orders relating to grant of promotion to the eligible person among the two Gopakumars. This may be done within 60 days from the date of receipt of a copy of this order.

3. The Original Application is disposed of as above. No costs.

**(ASHISH KALIA)**  
**JUDICIAL MEMBER**

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**(E.K.BHARAT BHUSHAN)**  
**ADMINISTRATIVE MEMBER**

**List of Annexures**

Annexure A1 - True copy of the offer of temporary appointment No.Estt(19)/168/88 dated 19.5.1988 issued by the 1<sup>st</sup> respondent

Annexure A2 - True copy of the office order No.11/91 dated 12.12.1991 issued by the 1<sup>st</sup> respondent

Annexure A3 - True copy of the communication No.SAI/Pers/2098/2016 dated 22.3.2017 (relevant portion) issued by the 2<sup>nd</sup> respondent

Annexure A4 - True copy of the representation dated 1.6.2017 to the 1<sup>st</sup> respondent

Annexure A5 - True copy of the office order no.116/2017 dated 5.6.2017 issued by the Assistant Director (OS)

Annexure R1.A - A photocopy of the joining report of the applicant dated 20.5.1988

Annexure R1.B - A photocopy of the office order no.Admn(10)/2000 dated 22.7.2000

Annexure R1.C - A photocopy of the office order no.Admn(30)/...../12 dated 10.1.12

Annexure R1.D - A photocopy of the seniority list of groundsmen as on 1.3.2000

Annexure R1.E - A photocopy of the Order No.64/17 No.SAI/Pers/2098/2016 dated 22.3.2017

Annexure R1.F - A photocopy of the letter communication no.Admn(5)/2115/17 dated 06.10.2017

Annexure R1.G - Photocopy of the Minutes of the meeting of the selection committee held on 14.5.1988 at LNCPE, Trivandrum.

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