

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH AT HYDERABAD

MA.885 2011 in OA.No.²¹ of 2012
DATE OF ORDER: 05/01/2012

B E T W E E N:



1. P.Sreenivasa Rao
2. M.Chandra Sekhar
3. M.K.Mahender Singh
4. V.B.Subrahmanyam
5. G.Mohana Rao
6. S.V.Sai Kumar
7. K.Rajeswara Rao
8. S.Satyanarayana
9. Md.Siraz Mohiddin
- 10.M.Baba Rao
- 11.Obulasetty Venkata Subbarao
- 12.M.Venkateswara Prasad
- 13.B.Raghupathi Reddy
- 14.N.Ashok Kumar
- 15.K.Srinivas Gupta
- 16.Md.Salaruddin
- 17.P.Kalyani
- 18.V.Nagaraju
- 19.P.V.V.S.Raja Sekhar
- 20.N.Ram Mohan
- 21.N.Satya Sinivas
- 22.N.Ravi Kumar
- 23.K.Mohan Rao
- 24.I.Srinivasa Rao
- 25.B.Ashok
- 26.P.Sudhakar
- 27.V.V.V.Satyanarayana
- 28.Syed Hameed
- 29.V.L.N.Sastry
- 30.V.Ramanandam
- 31.K.Raja Shekhar Rao
- 32.Srinivasa Rao Vuppala

- 33.Ch.Vijaya Bhasker Reddy
- 34.Rama Srilatha
- 35.S.Koundinya Kumar
- 36.S.Ravi Prasad
- 37.Sreedhar Gedela
- 38.V.Anantha Kumar
- 39.B.Shyamu
- 40.S.Thirupathi
- 41.Jakka Durga Prasad
- 42.Balakrishna Athanti
- 43.R.V.Vijaya Kumar
- 44.V.Sudhakar
- 45.Maruri Murali Krishna Reddy
- 46.Odeti Suniha
- 47.Kondapalli Srinivas
- 48.V.Ramakantha Sarma
- 49.Srinivasulu Vallamreddy
- 50.Sunil Tirupathi
- 51.M.Govardhan
- 52.S.Vijaya Raghavan
- 53.E.Prathap
- 54.Busi Srinivasa Rao
- 55.Ponnam Ajay
- 56.Y.Subash Chandra Reddy
- 57.V.Chenna Reddy
- 58.Palleti Srinivasa Reddy
- 59.Thappeta Sree Balaji
- 60.P.Laxmi Narayana Rao
- 61.Y.Yadagiri Reddy
- 62.N.Sreedhar Kumar
- 63.G.Ravi Kumar
- 64.E.Dinesh
- 65.S.K.Vaziruddin
- 66.M.Girdhar
- 67.Smt. Y.Syamala

...Applicants.

A N D

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1. The Chairman-cum-Managing Director
Bharat Sanchar Nigam Ltd., Statesman House
Barakhamba Road, New Delhi-1.
2. The Chief General Manager, Telecom(BSNL)
A.P.Telecom Circle, Door Sanchar Bhavan
Nampally Station Road, Abids
Hyderabad-500001.
3. The Chief General Manager, (Maintenance), BSNL
Southern Telecom Region, 11, Link Road
Ganapathi Colony, Thiruvika Nagar, Guindy
Chennai-32.
4. The Chief General Manager
I.T.Project Circle, BSNL
121/122, G-Block, MIDC, RTTC Compound
Chinchwad, Pune-19.
5. The Chief General Manager
Southern Telecom (Projects)
25 Greenways Road, Raja Annamalaipuram
Chennai-500 028.

....Respondents.

Counsel for the applicants : Mr.P.V.Krishnaiah
Counsel for the Respondents : Mr.M.C.Jacob, SC for BSNL.

CORAM:

HON'BLE MR. M.KANTHAIAH, MEMBER (JUDL)
HON'BLE MR.RANBIR SINGH, MEMBER (ADMN)

ORAL ORDER

(PER HON'BLE MR.MKANTHAIAH, MEMBER (JUDL))

Mr.P.V.Krishnaiah, Learned Counsel for the applicant present and
Mr. M.C.Jacob, Ld. SC for BSNL present and took notice for R1 to 5.

2. Applicants 1 to 67 have filed MA.885/2011 seeking permission to

join together for filing single application on the ground that the cause of action and relief sought for are one and the same basing on the covered judgment of this Tribunal on the file of the CAT, Bangalore Bench.

3. Considering the facts made in the MA.885/2011, the same is allowed. Registry is directed to number the O.A.

4. The applicants have filed the OA to declare the action of the respondents in not extending the notional date of promotion in the cadre of Sub Divisional Engineers w.e.f. 23.01.2002 with consequential benefits including annual increments based on the decision of the CAT Bangalore Bench in OA.No.181/2009 dated 26.04.2010 which was implemented by the respondent authorities. It is also the case of the applicants that the respondents have preferred Writ Petition against the orders of the CAT, Bangalore Bench but the same was dismissed and they have filed an SLP which was also dismissed.

5. It is the case of the applicants that they are similarly situated persons as that of the applicants in OA.181/2009 and as such they are entitled for such benefit, hence filed this O.A. But admittedly as on today they have not made any representation to the authorities seeking for extension of such benefit. Without making any such claim and placing their

grievances before the authorities, filing OA is not at all maintainable.

6. As such the OA is disposed of with a direction to the applicants to make the representations to the respective respondents in respect of their claim for grant of extending the notional date of promotion in the cadre of Sub Divisional Engineers w.e.f. 23.01.2002 with consequential benefits including annual increments based on the decision of the CAT Bangalore Bench in OA.No.181/2009 dated 26.04.2010 within two(2) weeks and thereafter six(6) weeks time is granted to the respondents to dispose of the same with a reasoned order as per rules and also taking into consideration of the decision of the CAT, Bangalore Bench in OA.181/2009 dated 26.04.2010.

7. With the above observation, the OA is disposed of at the admission stage.

प्रमाणित प्रतिलिपि
CERTIFIED TRUE COPY
केस संख्या
CASE NUMBER MA 885/11 & OA 21/12
निर्णय का तिथि
DATE OF JUDGMENT 5-1-12
प्रतिलिपि तैयार की तिथि
COPY MADE 6-1-12
V. Sripa Bai
अधिवक्ता
Sd/- अधिवक्ता
केन्द्रिय प्रशासन विभाग
Central Administrative Tribunal
हैदराबाद बेंच / Hyderabad Bench