

IN THE HIGH COURT OF KERALA AT ERNAKULAM

Present:

THE HONOURABLE MR. JUSTICE THOTTATHIL B. RADHAKRISHNAN

THE HONOURABLE MR. JUSTICE K. HARILAL

Wednesday, the 4th day of February 2015/15th Magha, 1936

OP (CAT).No.25/2015(Z)

OA.1081/2013 of the CENTRAL ADMINISTRATIVE TRIBUNAL, ERNAKULAM BENCH

PETITIONERS/APPLICANTS:

1. MADHUMOHAN H,  
JUNIOR TELECOM OFFICER, BSNL, OFFICE OF THE CGMT,  
KERALA CIRCLE, THIRUVANANTHAPURAM,  
RESIDING AT HARINDRAM, MRA-A 97, KANJIRAMPARA P.O.,  
THIRUVANANTHAPURAM-30.
2. SAMEER ABDUL LATIF, A/T, INSPN, CIRCLE BSNL,  
TELEPHONE EXCHANGE, THIRUNAKKARA,  
KOTTAYAM, RESIDING AT PALLICKASSERIL HOUSE,  
PALAPRAMBU, VADAPURAM P.O., MAMPAD, MALAPPURAM DISTRICT.

RESPONDENTS/RESPONDENTS:

1. BHARATH SANCHAR NIGAM LIMITED,  
CORPORATE OFFICE, EASTERN COURT BUILDING, JANPATH,  
NEW DELHI-110 001 REPRESENTED BY ITS DIRECTOR (HR).
2. CHAIRMAN AND MANAGING DIRECTOR,  
BHARAT SANCHAR NIGAM LIMITED,  
HARISH CHANDRA MATHUR LANE, JANPATH, NEW DELHI-110 001.
3. DIRECTOR (HR),  
BHARATH SANCHAR NIGAM LIMITED, CORPORATE OFFICE,  
EASTERN COURT BUILDING, JANPATH, NEW DELHI-110001.
4. SENIOR GENERAL MANAGER (PERSONAL),  
BHARATH SANCHAR NIGAM LIMITED, CORPORATE OFFICE,  
DEPARTMENT OF EXAMINATION BRANCH, ROOM NO.222,  
2ND FLOOR, EASTERN COURT BUILDING, JANPATH, NEW DELHI-110001.
5. THE DEPARTMENTAL PROMOTION COMMITTEE,  
REPRESENTED BY ITS CHAIRMAN,  
SENIOR GENERAL MANAGER (PERSONAL),  
BHARATH SANCHAR NIGAM LIMITED, CORPORATE OFFICE,  
DEPARTMENT OF EXAMINATION BRANCH, ROOM NO.222,  
2ND FLOOR, EASTERN COURT BUILDING, JANPATH, NEW DELHI-110001.
6. UNION OF INDIA, REPRESENTED BY THE SECRETARY,  
DEPARTMENT OF TELECOMMUNICATIONS,  
MINISTRY OF TELECOMMUNICATIONS, SANCHAR BHAVAN,  
NEW DELHI-110001.
7. SAVITHRI V.,  
SUB DIVISIONAL ENGINEER, CALL CENTER CHENNAI,  
OFFICE OF CGM, BSNL, CHENNAI-600003.
8. KUMAR ANIL S., JUNIOR TELECOM INSPECTOR,  
OFFICE OF AGM ESTABLISHMENT, CGM INSPECTION, BSNL,  
JABALPUR-482002.

P.T.O

Op (cat) praying inter alia that in the circumstances stated in the affidavit filed along with the OP (CAT) the High Court be pleased to i) stay publishing of the final All India Seniority list of JTO's for promotion to SDE and promotions to the post of SDE pursuant to such seniority list, pending disposal of the above Original Petition(CAT).  
ii) Direct respondents 1 to 4 to prepare afresh a provisional list of All India Seniority of JTO's for promotion to the post of SDE, showing against each name their actual date of promotion or appointment to the cadre of JTO and their actual date of joining in the cadre of JTO and their category as promotee JTO or Direct Recruittee JTO, to which they belong to, and the date of completion of their training to the post of JTO within a time frame to be fixed by this Honourable Court, pending disposal of the above Original Petition(CAT).

This petition coming on for admission upon perusing the petition and the affidavit filed in support of OP (CAT) and upon hearing the arguments of M/S NAGARAJ NARAYANAN, SAIJO HASSAN, PRATHAP DILLAI, BENOJ C.AUGUSTIN, J.KASTHURI & VISHNU BHUVANENDRAN Advocates for the petitioner; Standing Counsel for BSNL for respondents 1 to 5, SRI.N.NAGARESH, ASSISTANT SOLICITOR GENERAL OF INDIA for Respondent No.6 and of SRI.ANTONY MUKKATH, Advocate for Respondent No.7, the court passed the following:-

ORDER

Admitted. Issue notice to 8<sup>th</sup> respondent. Assistant Solicitor General of India takes notice for the 6<sup>th</sup> respondent. Standing Counsel for BSNL takes notice for respondents 1 to 5. Adv.Antony Mukkath appears for the 7<sup>th</sup> respondent.

Status obtained regarding making of appointments from the final list during the pendency of the Original application before the Tribunal will be continued to be maintained for a period of three weeks, awaiting appearance of the 8<sup>th</sup> respondent. Any party objecting to this interim order can also file Counter affidavit, if so advised.

Post on 24/02/2015.

04-02-2015

Sd/- THOTTATHIL B.RADHAKRISHNAN, JUDGE  
Sd/- K.HARILAL, JUDGE

/true copy/

*[Signature]*  
ASSISTANT REGISTRAR

*[Handwritten marks]*  
5/2/15  
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