

CENTRAL ADMINISTRATIVE TRIBUNAL ERNAKULAM

Order Sheet

Item no.: 32
O.A./223/2017 (ERNAKULAM)
[APPOINTMENT]
Along With

O.A./611/2024
RECRUITMENT AND APPOINTMENT
Court No.: 1

No of Adjournment: 64

Order Dated: 27/02/2025

USMAN A K
Vs
D/O POST

For Applicant(s) Advocate : Mr. Shafik M Abdul Khadir

For Respondent(s) Advocate : Mrs. O M Shalina, SCGSC

Order of The Tribunal

(common order)

The applicants in O.A. No. 223/2017 are casual drivers, who had sought for age relaxation and to consider them for regular vacancies. The applicants in O.A No.223/2017 have approached this Tribunal to declare that the refusal to notify the full and correct vacancies of drivers under the 3rd respondent is illegal and arbitrary. An interim order was granted directing the respondents to engage the applicants. By a subsequent order it was directed that if selection process is conducted no appointment order shall be issued. By order in M.A No.1342/2018 dated 20.12.2018, it was directed that in the event selection is conducted, no appointment order is to be issued until the next posting date. That order is also continuing. Subsequently, the result of the examination was placed before us in a sealed cover. In the present M.A filed as M.A No.913/2024, the respondent in the M.A had sought for permission to the miscellaneous applicants to issue appointment order to the candidates. It is stated that the applicants herein are not only not qualified, but are also over aged. Our attention was also invited to earlier orders of this Tribunal in Annexure A7 & A11 by which the

claim of the applicants was declined.

It is seen that some other participants in the selection process have approached this Tribunal in O.A. No. 611/2024 lamenting that there is considerable delay in completing the selection process. They have contended non-feasance on the part of the respondents to finalise the Recruitment is arbitrary and discriminatory.

Though M.A No.913/2024 was filed and pending since 28.10.2024 and some opportunities were granted to the original applicants to file objection and even posting the matter as last chance for hearing, no objection has been filed till now.

Having heard the learned Counsel representing the learned Counsel for the applicant, the learned SCGSC, the learned ACGSC and also the learned Counsel for the applicant in O.A No.611/2024, we feel that interest of justice will be served if the M.A is allowed permitting the respondents to complete the selection process by issuing appointment letter to the selected candidates. M.A is allowed.

It is made clear that appointment, if any, will be subject to the outcome of the O.A.

Post on 29.05.2025 for hearin of O.A.

V RAMA MATHEW
Member (A)

JUSTICE SUNIL THOMAS
Member (J)

/v/