Order Sheet

Item no.:   52
O.A./746/2022 (JABALPUR)
[PROMOTION]
With
M.A./1139/2022
Court No.: 1

No of Adjournment: 5

Order Dated: 28/09/2022

CHANDRA PRAKASH SONI
Vs
BHARAT SANCHAR NIGAM LIMITED

For Applicant(s) Advocate :   Shri Manoj Sharma, Sr. advocate, assisted by Shri Krishnendra Shukla, Shri Kabeer Paul

For Respondent(s) Advocate :   Shri Sanjay K Agarwal, Shri Vikalp Soni

Order of The Tribunal

M.A./1142/2022 & M.A./1155/2022

These M.A.s have been filed by the interveners for intervention in the O.A.

The counsel for the applicant has no objection to it.

Accordingly these M.A.s are allowed.

M.A./1140/2022, M.A./1143/2022 & M.A./1156/2022

Heard.

These M.A.s have been filed by the respondents and interveners for vacation of interim order passed by this Tribunal dated 29.08.2022.

The counsel for both the parties argued at length.

After considering the entire facts and circumstances including the arguments of the learned parties, this Tribunal is of the considered opinion that interim order dated 29.08.2022, wherein it had been stated that "ad-interim respondents are directed not to issue promotion order for SDE(T) to DET/AGM(T) (as initiated by Annexure A/7) till the next date of hearing." is creating hardship in the process of promotion.

After consideration, this Tribunal comes to the conclusion that if the interest of the applicant is safeguarded, then there is no need to continue the interim order dated 29.08.2022. Therefore, the interim relief granted on 29.08.2022 is hereby vacated on two conditions:

Firstly, that issuance of any promotion order for SDE(T) to DE(T)/AGM(T) (as initiated by Annexure A/7) shall be subject to the final outcome of this Original Application and secondly, that the process of recruitment of Management Trainee (MTs) (INTERNAL) of Telecom Operations in BSNL, be completed positively before the end of this year.

List this matter for further consideration on 16.12.2022.

Issue certified copy.

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Akhil Kumar Srivastava
Member (J)

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