

GAHC010126882017



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/2223/2017

JAYANTA SUR

S/O. LT. JATINDRA MOHAN SUR, PERMANENT R/O. "SUR KUTHIR", MANIK
HAZARIKA ROAD, P.O. and DIST. TINSUKIA, ASSAM, PRESENTLY
RESIDING AT D.M. APARTMENT, FLAT NO.1A, 74/1, H.K. SARKAR ROAD,
P.O. TALPUKHUR, DIST. 24 PARGANAS N, WEST BENGAL, PIN-700123.

VERSUS

THE UNION OF INDIA and 6 ORS.

REP. BY THE SECRETARY, MINISTRY OF TELECOMMUNICATIONS, NEW
DELHI.

2:THE CHIEF GENERAL MANAGER

TELECOM
BSNL
ASSAM CIRCLE
GHY.-781001.

3:THE GENERAL MANAGER FINANCE

BHARAT SANCHAR NIGAM LTD. OFFICE OF THE CHIEF GENERAL
MANAGER
ASSAM CIRCLE
BSNL BHAWAN
GHY.-781001.

4:THE DY. GENERAL MANAGER FINANCE

BHARAT SANCHAR NIGAM LTD.
OFFICE OF CHIEF GENERAL MANAGER
ASSAM CIRCLE

BSNL BHAWAN
GHY.-781001.

5:THE DY. GENERAL MANAGER FINANCE

OFFICE OF THE GMTD
BSNL
DIBRUGARH.

6:THE DY. CONTROLLER

COMMUNICATIONS ACCOUNTS
OFFICE OF THE CONTROLLER COMMUNICATIONS DISTRICT
TELEPHONE HOUSE
NO.8 HARE STREET
2ND FLOOR
KOLKATA-700001.

7:THE ASSTT. ACCOUNTS OFFICER

CORPORATE ACCOUNTS-III
BSNL
KOKATA TELEPHONES
TELEPHONE BHAWAN
7TH FLOOR
34 BBD BAG
KOLKATA-700001

Advocate for the Petitioner : MR.D SUR, MR A DASGUPTA,MR S A REEYAZ,MR.N K MURRY,MS.D SINHA,MR.J U AHMED

Advocate for the Respondent : C.G.C., MR. R J DAS,MR. N BARUAH,SC, BSNL,MR.M PHUKAN(R-1),MR.Y DOLOI

**BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

ORDER

Date : 01.08.2024

Heard Mr. A. Das Gupta, learned counsel for the petitioner. Also heard Mr. R. J. Das, learned counsel appearing for the respondents.

It is stated at the Bar that the issue arising in the present proceeding is required to be so considered at the first instance by the Central Administrative Tribunal, more particularly, the Gauhati Bench of the Central Administrative Tribunal, inasmuch as, the jurisdiction to consider service matters pertaining to employees of the Bharat Sanchar Nigam Limited, is conferred upon the said Tribunal.

In view of the said submission, the present writ petition stands disposed of with a liberty granted to the petitioner to file appropriate original application before the learned Central Administrative Tribunal, Gauhati Bench.

In the event of filing of such an original application by the petitioner herein, raising the grievance as raised in the present proceeding, the learned Tribunal, in the event it is found that there is a delay in approaching the said Tribunal, shall consider the prayer for condonation of delay, by noting that the present writ petition was pending before this Court w.e.f. 30.03.2017 and thereafter, consider the grievance of the writ petitioner herein, on merits.

JUDGE

Comparing Assistant