

GAHC010045952025



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

Case No. : WP(C)/1576/2025

THE UNION OF INDIA AND 3 ORS.
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA,
MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS,
DEPARTMENT OF PERSONNEL AND TRAINING (D.O.P. AND T.), NEW
DELHI-110001

2: THE PRINCIPAL REGISTRAR
CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH
61/35
COPERNICUS MARG
NEW DELHI-110001

3: THE DEPUTY REGISTRAR/HEAD OF OFFICE
CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH
RAJGARH ROAD
DIST- KAMRUP (M)
GUWAHATI-781005

4: THE REGIONAL DIRECTOR
STAFF SELECTION COMMISSION
NORTHERN REGION
BLOCK NO. 12
C.G.O. COMPLEX
LODHI ROAD
NEW DELHI-11000

VERSUS

SMT. MOU MAZUMDAR
D/O LATE KARUN KUMAR MAZUMDAR, LOWER DIVISION CLERK (NOW
JUNIOR ASSISTANT), CENTRAL ADMINISTRATIVE TRIBUNAL, GUWAHATI
BENCH, RAJGARH ROAD, DIST- KAMRUP (M), PIN-781005

For petitioner/appellant(s) : Mrs. R. Devi, CGC

For respondent(s) :

– BEFORE –
HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI
HON'BLE MR. JUSTICE N. UNNI KRISHNAN NAIR

02.04.2025

(Vijay Bishnoi, CJ)

The instant writ petition has been filed on behalf of the petitioners challenging the judgment and order dated 17.05.2024 passed by the Central Administrative Tribunal (CAT), Guwahati Bench, in Transfer Application No. 040/0001/2022.

Learned counsel for the petitioner has submitted that the respondent was on *ad hoc* appointment during the period from 04.01.2011 to 12.08.2013 and vide order dated 29.08.2013, the services of the respondent in the post of LDA was regularised w.e.f. 13.08.2013. Vide the impugned order dated 17.05.2024, the CAT has directed the petitioners to treat the period of *ad hoc* appointment of the respondent from 04.01.2011 to 12.08.2013 as deemed regularisation for the purpose of granting all consequential benefits, including promotion/financial upgradation. It is submitted that the CAT has erred in directing the petitioners to treat the *ad hoc* appointment of the respondent as deemed regularisation since *ad hoc* appointment will not create any right in her favour for the purpose of claiming all consequential benefits, including promotion/financial upgradation.

Issue notice, returnable in six weeks.

Requisites for service of notice upon the respondent be filed within a period of one week from today. On filing of the requisites, let notice be issued to the respondent

through registered post with A/D as well as through Dasti.

In the meantime, the effect and operation of the order dated 17.05.2024, passed by the CAT, Guwahati Bench, in Transfer Application No. 1/2022 shall remain stayed.

JUDGE

CHIEF JUSTICE

Comparing Assistant