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भारत सरकार
कार्मिक और प्रशिक्षण विभाग
कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय
नार्थ ब्लाक, नई दिल्ली-110001

GOVERNMENT OF INDIA
DEPARTMENT OF PERSONNEL & TRAINING
MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS
NORTH BLOCK, NEW DELHI-110001

7th July, 2009

D.O.No.A.11013/9/2009-AT

Dear

Applications are invited from suitable eligible officers for one vacancy of Administrative Member in the Central Administrative Tribunal at Patna occurring on 11th September,2009.

2. As per sub-sections (2) and (3) of Section 8 of the Administrative Tribunals Act, 1985 as amended by the Administrative Tribunals (Amendment) Act, 2006 -

"(2) A Member shall hold office as such for a term of five years from the date on which he enters upon his office extendable by one more term of five years:

Provided that no Member shall hold office as such after he has attained the age of sixty-five years.

(3) The conditions of service of Chairman and Members shall be the same as applicable to Judges of the High Court."

3. Sub-section 2(a) of Section 6 of the Administrative Tribunals Act, 1985 as amended by the Administrative Tribunals (Amendment) Act, 2006 (No.1 of 2007) provides that-

"(2) A person shall not be qualified for appointment,-

(a) as an Administrative Member, unless he has held for at least two years the post of Secretary to the Government of India or any other post under the Central or State Government and carrying the scale of pay which is not less than that of a Secretary to the Government of India for at least two years or held a post of

Additional Secretary to the Government of India for at least five years or any other post under the Central or State Government carrying the scale of pay which is not less than that of Additional Secretary to the Government of India at least for a period of five years;"

Provided that the officers belonging to All-India services who were or are on Central Deputation to a lower post shall be deemed to have held the post of Secretary or Additional Secretary, as the case may be, from the date such officers were granted proforma promotion or actual promotion whichever is earlier to the level of Secretary or Additional Secretary, as the case may be, and the period spent on Central deputation after such date shall count for qualifying service for the purposes of this clause;"

4. It is clarified that quasi judicial experience with knowledge and experience in dealing with establishment matters and service laws would be essential. Names of such eligible officers who are willing to be considered for the post of Administrative Member in the Central Administrative Tribunal may be forwarded. While forwarding the names, brief service particulars/bio-data (in the enclosed proforma of the persons recommended may be sent so **as to reach this Department not later than the 10th August,2009.** Further, it may also be clearly stated that such officer(s) is/are clear from vigilance angle. **In case any penalty had been imposed in the past against any officer under the relevant Service Rules, the details of the same may also be furnished**. Original CR dossiers, failing which certified copies of Confidential Reports for the last ten years in respect of recommended officers, may also be sent positively along with the names. **It will not be possible to consider names received after the due date**.

5. Section 10A of the Administrative Tribunals Act, 1985 as inserted by the Administrative Tribunals (Amendment) Act, 2006 provides that-

"10A. The Chairman and Member of a Tribunal appointed before the commencement of the Administrative Tribunals (Amendment) Act, 2006 shall continue to be governed by the provisions of the Act, and the rules made thereunder as if the Administrative Tribunals (amendment) Act, 2006 had not come into force:

Provided that, however, such Chairman and the Members appointed before the coming into force of Administrative Tribunals (Amendment) Act, 2006, may on completion of their term or attainment of the age of 65 or 62 years, as the case may be, whichever is earlier may, if eligible in terms of Section 8 as amended by the Administrative Tribunals (Amendment) Act, 2006 be considered for a

fresh appointment in accordance with the selection procedure laid down for such appointments subject to the condition that the total term in office of the Chairman shall not exceed five years and that of the Members, ten years." Current Members, who are finishing their term between 1st July to 31st December, 2009, would be eligible to apply if fulfilling the other conditions.

The candidature of eligible Members of the Central Administrative Tribunal willing to be considered for a fresh appointment may accordingly be recommended by the Chairman, Central Administrative Tribunal.

6. It has also been our experience in the past that sometimes persons selected for appointment seek extension of time on one pretext or the other and quite often decline to join later. It is made clear that persons selected would have to join within three weeks from the date of issue of appointment order failing which the appointment would be cancelled.

With regards,

Yours sincerely,

(Rahul Sarin)

To

1. Secretaries to Government of India.
2. Chief Secretaries of States/UTs.
3. Cadre Controlling Authorities as per list.
4. Chairman, Central Administrative Tribunal

Copy to: PPS to Chairman, Central Administrative Tribunal, Principal Bench, Copernicus Marg, New Delhi.

ANNEXURE

PARTICULARS/BIO-DATA FOR THE POST OF ADMINISTRATIVE MEMBER IN CENTRAL ADMINISTRATIVE TRIBUNAL

***

1. NAME

2. DATE OF BIRTH

3. EDUCATIONAL QUALIFICATIONS

4. POST APPLIED FOR

5. WHETHER THE CANDIDATE IS (* Strike out whichever is not applicable)
   (a) A Member of All –India Service or,
   (b) A Member of any Central Service or,
   (c) A Member of Indian Legal Service or,
   (d) Any other category/service (Please indicate details)

   (a) In the case of an All India Service please indicate the name of the Service, concerned cadre and the year of allotment.

   (b) In the case of other Central Services and Indian Legal Service, the name of the service and year of allotment, along with the date from which in Grade 1 or Group A or Class 1 as the case may be.

   (c) In the case of any State Service, the name of the state, service and the date from which the candidate is in Grade 1 or Group A or Class 1 as the case may be.

6. DATE OF SUPERANNUATION FROM PRESENT SERVICE

7. PRESENT POSTING (ALONG WITH THE DESIGNATION) WITH OFFICE AND RESIDENTIAL ADDRESS AND TELEPHONE NUMBER-OFFICE/RESIDENCE

8. WHETHER QUALIFIED FOR APPOINTMENT AS

   (a) a person who has, for **at least for two years** held the post of a **Secretary to the Government of India** or its equivalent or,

(b) a person who has for **at least for five years**, held the post of an **Additional Secretary to the Government of India** or its equivalent.

(* Strike out whichever is not applicable)

9. THE DETAILS OF POST (S) HELD SINCE INCEPTION (INCLUDING PROFORMA PROMOTION IF ANY) MAY PLEASE BE INDICATED IN THE ASCENDING ORDER i.e. FROM LOWER POST TO THE HIGHER ONE,IN THE FOLLOWING PROFORMA

S.No.	Post held	Pay scale	Period		Nature of work
			From	To	

10. DETAILS OF EXPERIENCE IN HANDLING SERVICE RELATED MATTERS

11. DETAILS OF QUASI-JUDICIAL EXPERIENCE.

(SIGNATURE)