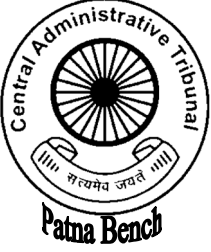


CENTRAL ADMINISTRATIVE TRIBUNAL
PATNA BENCH, PATNA
RA/050/00001/2020
[Arising out of OA/050/00778/2016]

Date of Order: 09/01/2020

C O R A M

HON'BLE MR. JAYESH V. BHAIRAVIA, JUDICIAL MEMBER
HON'BLE MR. DINESH SHARMA, ADMINISTRATIVE MEMBER



Union of India & Ors., Applicants.

- By Advocate : Shri Rajesh Mohan

- Versus -

Kunwar Vijay Choudhary, Respondents.

- By Advocate:- Shri M.P. Dixit

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ORDER
[In Circulation]

Per Dinesh Sharma, A.M.:- The instant Review Application has been filed by the Union of India and Ors. (Respondents in the OA) seeking review of our order dated 25.11.2019 passed in OA/050/00778/2016 by which the OA was allowed.

2. Perused the RA. The main ground seeking this review is that in an earlier OA (No. OA/050/00984/2018), this Tribunal had given liberty to Railway Respondents to take appropriate decision after conducting an inquiry. On going through the earlier decision, it is found that there is a mention about freedom with the respondents to find out action under the Rules if any loss had occurred on account of missing tickets and to

realize the loss from the concerned persons. There is no difference between the earlier decision and the one under review as far as the substantive prayer is concerned and both the decisions have found the decision of the respondents to deduct the amounts of missing tickets from the amounts payable to applicants without conducting an inquiry. There is nothing on record to show that any such liberty was specifically sought by the review applicants and was refused. Also, lack of specific mention about freedom of anyone to do anything under the law, does not amount to a denial of that freedom.



4. In view of the above, since there is no error apparent on the face of record or mistake of fact in this decision, and since this review application amounts to request for re-adjudication it is beyond the scope of review. The RA is, therefore, dismissed in circulation.

[Dinesh Sharma]
Administrative Member

Hon'ble Mr. Jayesh V. Bhairavia, Judl. Member