

(2)

CENTRAL ADMINISTRATIVE TRIBUNAL PRINCIPAL BENCH

OA- 1208/2001

New Delhi: this the 18th day of MAY, 2001.

HON'BLE MR. S. R. ADIGE, VICE CHAIRMAN (A).

HON'BLE DR. A. VEDAVALLI, MEMBER (J)

Gyender Singh,
S/o Sh. Sri Chand,
R/o Vill. Dayalpur,
Tehsil: Ballabgarh,
Distt. Faridabad,
Haryana

.....Applicant.

(By Advocate: Shri Anil Singhal)

Versus

1. Govt. of NCT of Delhi,
through
Commissioner of Police,
Police Head Quarters,
IP Estate,
New Delhi.
 2. Addl. Commissioner of Police (Traffic),
Police Head quarters,
I.P. Estate,
New Delhi.
 3. SBS Tyagi,
Dy. Commissioner of Police (Traffic) VIP,
Police Head quarters,
IP Estate,
New Delhi.
-Respondents.

ORDER

S. R. Adige, VC (A).

Applicant impugns respondents' order dated 11.11.2001 (Annexure-A1) and seeks a direction to keep the DE initiated vide aforesaid impugned orders in abeyance during the pendency of the criminal case said to have been initiated against him, lest it prejudice his defence in the criminal case.

2. We have heard applicant's counsel Shri Singhal, who when asked by us to furnish the copy of the charge sheet in the criminal case was unable to do so.
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3. Applicant's defence in criminal case can be said to arise only when a charge sheet is submitted by the investigating authorities in the criminal case, and the criminal case is ripe for trial.

4. The present OA is therefore clearly premature at this stage and is therefore dismissed in limine, without prejudice to applicant to agitate his grievance afresh in accordance with law, if and when a chargesheet is actually filed in the criminal case.

A. Kedarabalu
(DR. A. VEDAVALLI)
Member (J)

S. R. Adige
(S. R. ADIGE)
VICE CHAIRMAN (A).

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