

-16-

CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH: NEW DELHI

C.P. No. 283/99
in
O.A. 234/99

New Delhi this the 26th day of November 1999

HON'BLE MR. JUSTICE V. RAJAGOPALA REDDY, VICE CHAIRMAN
HON'BLE MRS. SHANTA SHASTRY, MEMBER (A)

Dr. Dinesh Kumar Paliwal,
Presently Consul (Education) in the
Consulate General of India,
New York, U.S.A. Petitioner

(By Advocate: Mrs. Bimla K. Kaul, proxy for
Shri B.T. Kaul)

Versus

Union of India through
Mr. K. Raghu Nath,
The Foreign Secretary,
Ministry of External Affairs,
South Block, New Delhi. Respondent

(By Advocate: Shri VSR Krishna)

O R D E R (Oral)

BY REDDY, J

Heard the counsel for the petitioner and the respondent. The O.A is filed making a grievance that the directions given in O.A. No. 234/99 decided on 10.5.1999 have not been complied with. Compliance affidavit dated 22.11.1999 is filed by the respondent stating that the respondent had complied with the order in toto.

2. The direction given in the O.A reads as follows:

"In view of what has been held and discussed above this OA is to be allowed. We accordingly allow the OA, quash the impugned order/letter dated 5.6.1998 issued by respondent No. 122

CA

rejecting the applicant's request for diplomatic status equivalent to First Secretary and hereby direct the respondents to grant that status to the applicant from the very inception i.e. from the date the applicant was appointed. The applicant would also be entitled to the consequential benefits from the date of his initial appointment".

3. In the affidavit of compliance dated 22.11.1997, it is stated that in accordance with the above directions, it has been decided to approve the grant of diplomatic rank of First Secretary to Shri D.K. Paliwal w.e.f. the date of his appointment as Consul (Education) in Consulate General of India, New York alongwith consequential benefits.

4. In view of the above, we are satisfied that the order of the Tribunal has been complied with. The CP is, therefore, closed.

Shanta
(Mrs. Shanta Shastri)
M(A)

V. Rajagopala Reddy
(V. Rajagopala Reddy)
VC (J)

Mittal