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Central Administrative Tribunal, Principal Bench

Contempt Petition No.680 of 2001 in  
Original Application No.2017 of 1999

New Delhi, this the 14th day of January, 2002

Hon'ble Mr. Justice Ashok Agarwal, Chairman  
Hon'ble Mr. Govindan S. Tampi, Member (A)

Shri Kumar Gupta,  
S/o of Shri C.R. Gupta,  
Aged 52 yrs. (DOB: 20.2.49)  
R/o 22/1 Shakti Nagar  
Delhi-7

....Petitioner

(By Advocate: Dr.D.C.Vohra)

Versus

1. Mr. Yogendra Narain  
Secretary,  
Ministry of Defence  
South Block (Room No.101A)  
New Delhi-11

2. Dr. V.K. Aatre  
SA to RM &  
Secretary-DRD/DG-R&D  
Room No.137  
South Block,  
New Delhi-11

3. Mr. K.N. Rai,  
Director  
Civil Works & Estate  
Defence R&D Organisation  
Room No.101, B-Wing  
Sena Bhawan,  
New Delhi-11

....Respondents

(By Advocate: Shri R.D. Agrawala, Sr. Advocate with Shri  
Rajinder Nischal)

O R D E R (ORAL)

By Justice Ashok Agarwal, Chairman

Non-compliance of the order passed by this Tribunal on 15.2.2001 in OA No.2017/99 is made the basis of the present contempt petition.

2. Respondents/contemnors in their counter have pointed out that they have impugned the aforesaid order by preferring a C.W.P.No.4518/2001. They have also prayed for stay of the order by filing C.M.No.7799/2001. Though

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no interim orders have so far been passed, aforesaid proceedings are pending and are now scheduled to be taken up for hearing on 14.2.2002.

3. In our view, though no interim orders have been passed on the aforesaid C.M., it would not be just and proper to issue orders holding the contemnors guilty of contempt and inflict a punishment upon them. However, we find that if respondents do not succeed in obtaining favourable orders in the aforesaid C.W.P. and C.M., they should proceed to comply with the orders expeditiously and in any event prior to 15.3.2002. It goes without saying that in case of non-compliance of the Tribunal's order, a serious view will be taken in the matter. Present contempt petition is disposed of in the aforestated terms.

( Govindan S. Tampi )  
Member (A)

( Ashok Agarwal )  
Chairman

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