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Central Administrative Tribunal
Principal Bench

RA 12/2000
in
OA 1144/99

New Delhi this the 20th day of January, 2000

Hon'ble Smt. Lakshmi Swaminathan, Member(J).

Mangal Das,
S/o Shri Hari Ram,
Gali No. 7, Palam Colony,
New Delhi-45.

... Applicant.

By Advocate Shri U. Srivastava.

Versus

Union of India through

1. The General Manager,
Northern Railway, Baroda House,
New Delhi.
2. The Divisional Railway Manager,
Northern Railway, Estate Entry Road,
New Delhi.
3. The Chief Health Inspector,
Northern Railway, Jind Jn.
(Haryana).
4. The Chief Health Inspector,
Northern Railway,
Delhi Main.

... Respondents.

O R D E R (ORAL)

Hon'ble Smt. Lakshmi Swaminathan, Member(J).

I have heard Shri U. Srivastava, learned counsel. He has referred to the grounds taken in Review Application 12/2000 praying for review of the Tribunal's order dated 6.12.1999 in OA 1144/99.

2. In the Review Application, an attempt has been made to re-argue the matter relying upon the Scheme and other relevant materials/circulars issued by the respondents to show that the conclusions arrived at by the Tribunal in the impugned order is erroneous. After hearing Shri U. Srivastava, learned

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counsel on RA 12/2000, I am unable to agree with his contentions that there is any error on the face of the record or any other sufficient ground, as provided in Order 47 Rule 1 CPC read with Section 22(3)(f) of the Administrative Tribunals Act, 1985 to warrant allowing the Review Application. It is settled law that the Review Application cannot be used as a garb, as if it is an appeal and the applicant cannot reagitate the same grounds which have already been taken while the matter was considered in OA 1144/99. It is also further relevant to note that the impugned order dated 6.12.1999 is an oral order pronounced by Hon'ble Shri S.P. Biswas, Member(A) in the presence of both the learned counsel.

3. In the result, for the reasons given above, there is no merit in this application. RA is accordingly dismissed. No order as to costs.

Lakshmi Swaminathan

(Smt. Lakshmi Swaminathan)
Member(J)

SRD