

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
PRINCIPAL BENCH  
NEW DELHI.

OA 1489/98

New Delhi this the 20th day of August, 1998

Hon'ble Smt. Lakshmi Swaminathan, Member (J)  
Hon'ble Shri K. Muthukumar, Member (A)

Sh. Atma Ram Thakur  
S/O Shri Laxman Singh Thakur  
R/O B/5, Double Stories  
Central Jail Staff Quarters,  
Delhi-14

... Applicant

(By Advocate Shri U. Srivastava)

Versus

1. Union of India, through the  
Secretary,  
Government of NCT of Delhi  
5, Sham Nath Marg, Delhi.
2. The Inspector General (Prison),  
Central Jail, Tihar, New Delhi.
3. The Deputy Secretary Finance (Budget),  
Finance Budget Department  
Govt. of NCT of Delhi  
5, Sham Nath Marg, Delhi.

... Respondents

ORDER (ORAL)

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

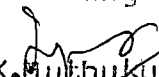
We have heard Shri U. Srivastava, learned counsel. He draws our attention to the Annexure A-1 letter issued to Shri Rakesh Bhatnagar, Deputy Secretary (Home) (G), Government of NCT of Delhi dated 28.6.1996. According to the learned counsel, the case of the applicant for revision of pay scales has been placed before the 5th Central Pay Commission. He is, however, unable to explain what actually is the revision of pay scale the applicant is seeking, consequent upon the reference made to the 5th Central Pay Commission, which according to him had included the pay scale of the applicant and which has not been commented upon by the Commission. We, however, find that the applicant himself has not made any further representation to the respondents.

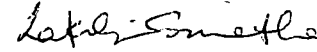
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2. In the circumstances of the case, we find that this

application is premature as the applicant has not exhausted the alternative remedies available to him. Therefore, having regard to the provision of Section 20 of the Administrative Tribunals Act, 1985, this DA is dismissed as not maintainable at this stage. (3)

3. At this stage, the learned counsel submits that he may be given permission to withdraw this DA. Permission is granted.

Accordingly, DA is dismissed as withdrawn. No costs.

  
(K. Muthukumar)  
Member (A)

  
(Smt. Lakshmi Swaminathan)  
Member (J)

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