

CENTRAL ADMINISTRATIVE TRIBUNAL, PRINCIPAL BENCH

RA No.215/99 in OA No.387/94

New Delhi, this 27th day of October, 1999

Hon'ble Smt. Lakshmi Swaminathan, Member(J)  
Hon'ble Shri S.P.Biswas, Member(A)

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Puran Chand  
ACSO, GS/MT-7  
Army Headquarters  
Sena Bhavan, New Delhi

.. Applicant

(By Shri Ranjan Mukherjee, Advocate)

versus

Union of India, through

1. Secretary  
Ministry of Defence  
South Block, New Delhi
2. JS(Trg. & CAO)  
Ministry of Defence  
New Delhi
3. Secretary  
UPSC  
Shahjahan Road, New Delhi

.. Respondents

ORDER(in circulation)

Hon'ble Shri S.P. Biswas


This review application has been filed on behalf of the applicant seeking review of the judgement and order dated 13.8.99 by which OA 387/94 was dismissed being devoid of merit.


2. From the averments made in the RA, we find that the applicant has only tried to build up a case on the very same facts and grounds that have been raised in the OA which were thoroughly considered by us and after going through the detailed reply and additional affidavits filed on behalf of the respondents, the OA was rightly dismissed on merit for the reasons mentioned in our order dated 13.8.99. Therefore, the present RA is not maintainable.

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3. That apart, it would be pertinent to reiterate here that the scope of review is very limited. The Tribunal under Section 22(3)(f) of the Administrative Tribunals Act, 1985 read with the provisions of Order 47, Rule 1 of CPC exercises the power of review if there is (1) discovery of a new and important piece of evidence, which inspite of due diligence was not available with the review applicant at the time of hearing or when the order was made; (2) an error apparent on the face of the record or (3) any other analogous ground. Since none of these ingredients is available in the present RA, the same deserves to be dismissed. We do so accordingly.

  
(S.P. Biswas)  
Member(A)

  
(Mrs. Lakshmi Swaminathan)  
Member(J)

/gtv/