

CENTRAL ADMINISTRATIVE TRIBUNAL, PRINCIPAL BENCH

OA No.2140/1996

New Delhi, this 7th day of October, 1996

Hon'ble Shri A.V. Haridasan, Vice-chairman(J)  
Hon'ble Shri K. Ramamoorthy, Member(A)

Shri Munaf A.

s/o late Shri Razack

8434, Aryanagar

Paharganj, New Delhi

Applicant

vs.

Union of India, through

Secretary

Ministry of Home Affairs

South Block, New Delhi

Respondent

ORDER(oral)

Shri A.V. Haridasan, VC(J)

Shri Munaf A., applicant appearing in person, has filed

this original application under section 19 of the AT Act,

1985 challenging the constitutional validity of Rule 5 of

Central Civil Services (Temporary Service) Rules, 1965 on the

ground that that the Rule is arbitrary, irrational, violative

of Articles 14, 16, 19 and 21 of the Constitution of India.

At the outset, he submitted that he is not filing this

application to seek any relief for himself but only as a duty

conscious citizen for having the unconstitutional rule

removed from the statute. We have perused the application

and heard him at considerable length.

2. Central Administrative Tribunal set up under the proviso  
of Administrative Tribunals Act operates in a limited

sphere. This Forum was created with a view to afford speedy

and at the same time efficacious relief in regard to service

matters. However the intention of the Legislation was not to

make the Tribunal a Forum for adjudication of public interest

litigations. The applicant is not a Central Government

Officer or an officer of any of the undertaking notified

under the Act nor a prospective candidate for appointment to any post either of Government of India or any of the undertaking wholly funded/controlled by the Government of India.

3. Therefore, we are of the view that the grievance projected in this application does not fall within the jurisdiction of this Tribunal.

4. The application is therefore rejected under Section 19 of the Administrative Tribunals Act, 1985.

(K. Ramamoorthy)

Member (A)

7.10.96

(A.V. Haridasan)

Vice-Chairman (J)

7.10.96

/gtv/