

(21)

CENTRAL ADMINISTRATIVE TRIBUNAL PRINCIPAL BENCH

C.P.No. 317/99

IN

O.A.No. 706/97

New Delhi: this the 2nd day of AUGUST, 2000.

HON'BLE MR. S. R. ADIGE, VICE CHAIRMAN (A).

HON'BLE MR. KULDIP SINGH, MEMBER (J)

Shri Khamman Singh,
S/o Shri Govind Ram,

Village Sameri,
Post Chhata,
Distt. Mathura (UP),

.....Applicant.

(By Advocate: Shri D. N. Sharma)

Versus

Lt. General Shri S. C. Verma,
Director General of Medical Services,
AMC,

Army Headquarters,

'Sena Bhawan',

DHQ, Post Office,

New Delhi

(By Adv. Shri P. K. Gupta)

.....Contamner-Respondent

ORDER

Mr. S. R. Adige, VC (A).

Heard both sides on C.P.No. 317/99.

2. The Tribunal's directions dated 2.12.97 in OA No. 706/97 to respondents were to consider applicant's representation dated 10.2.97 on merits and if applicant was eligible to appear for a 2nd medical exam., he was to be directed to appear in the 2nd medical exam. either by a Civil Surgeon or any other specialist as per rules and communicate the result of such medical exam. or other wise dispose of applicant's representation within 3 months.

3. From respondents' reply to the C.P. it is clear that applicant was medically examined by Lt. Col. Kuldeep Singh who found him unfit for appointment. Not being satisfied with that


examination, he filed an appeal upon which he was examined by Col. A. D. Mathur who also found applicant medically unfit. Still not satisfied, applicant again represented, upon which he was medically examined yet again by Lt. Col. Wadhera, but was again found unfit.

4. We have no reasons to disbelieve respondents' reply, and under the circumstances, there are no materials to warrant initiation of contempt proceedings against respondents.

5. If applicant is aggrieved by the findings in the medical examination, it is open to him to challenge the same separately in accordance with law, if so advised.

6. Subject to what has been stated in para 5 above the C.P. is dismissed. Notices discharged.


(KULDIP SINGH)
MEMBER (J)


(S.R. ADIGE)
VICE CHAIRMAN (A)

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