

**CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH
NEW DELHI**

**C.P. (Filing No.2338
dated 13.3.1997)**

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Friday, this the 14th day of March, 1997.

HON'BLE SHRI JUSTICE K. M. AGARWAL, CHAIRMAN

HON'BLE SHRI N. SAHU, MEMBER (A)

1. Casual Employees Welfare Association,
(Regd. No.100/92),
Quarter No.68 F, Type I,
Marripalem,
Vishakapatnam-530 018.
2. K. Bhaskar Rao
General Secretary
Casual Employees
Welfare Association
Quarter No. 68 F Type-1
Marripalem, Vskp-530018.
3. P. Krishnamurthy,
40 Years,
S/o, S. Jagannadham,
C/o PWI/S.E. Rly/
Kottavalasa.
4. Ch. Ananda Rao,
49 Years
S/o Chandrayya,
C/o PWI/S.E. Rly./
Kottavalasa.
5. A. Venkateswarulu,
37 Years
S/o A. Mallikarjunachari,
C/o PWI/S.E. Rly./
MYD/WALTAIR.
6. K. Ramu,
35 Years
S/o Gurrayya,
C/o PWI/S.E. Rly./KTV
7. D. Demudu,
35 Years

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S/o Appanna,
C/o PWI/S.E. Rly./
Kottavalasa.

8. R. Simbachalam,
35 Years
S/o Appanna,
C/o PWI/S.E. Rly./
Kottavalasa.
9. P. Ramu,
32 Years
S/o Suryanarayana,
C/o PWI/S.E. Rly./
Chipurupalli.
10. N.I. Mutyalu,
36 Years
S/o Ramulu,
C/o PWI/S.E. Rly./
Chipurupalli.
11. P. Lakshmana Rao,
41 Years,
S/o Jagannadham,
C/o PWI/S.E. Rly./
Chipurupalli.
12. P. Suryanarayana,
44 Years,
S/o Narayana,
C/o PWI/S.E. Rly./
Chipurupalli.
13. N.I. Mutyalu,
36 Years,
S/o Ramulu,
C/o PWI/S.E. Rly./
Chipurupalli.
14. M. Ramunaidu,
45 Years,
S/o Chinnappana,
C/o PWI/S.E. Rly./
Chipurupalli.
15. H. Suryanarayana,

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- 35 Years,
S/o Geddayya,
C/o PWI/S.E. Rly./
Chipurupalli.
16. J. Satyam,
38 Years,
S/o Thavitinaidu,
C/o PWI/S.E. Rly./
Chipurupalli.
17. V. Appa Rao,
36 Years,
S/o Surayya,
C/o PWI/S.E. Rly./
Waltair.
18. B. Simhadri,
38 Years,
S/o Appanna,
C/o PWI/S.E. Rly./
Waltair.
19. B. Someswara Rao,
37 Years,
S/o Surya Rao,
C/o PWI/S.E. Rly./
Waltair.
20. P. Suryanarayana,
45 Years,
S/o Ramanna,
C/o PWI/S.E. Rly./
Waltair.
21. S. Appa Rao,
40 Years,
S/o Suranna,
C/o PWI/S.E. Rly./
Waltair.
22. A. Jagga Rao,
35 Years,
S/o Atchyalu,
C/o PWI/S.E. Rly./
Waltair.
- Jon*

23. K.S. Prasada Rao,
36 Years,
S/o K.K. Murthy,
C/o AGM/CON/S.E. Rly.
Visakhapatnam.
24. M.V.V.B. Acharyulu
35 Years,
S/o R. Acharyulu,
C/o SS/ELS/TRS/S.E. Rly./
Visakhapatnam.
25. T.V. Ch. Kunnu Babu,
38 Years,
S/o T. Ramajoga Rao,
C/o SS/ELS/TRS/S.E. Rly./
Visakhapatnam.
26. N. Venugopala Rao,
37 Years,
S/o Subbanna,
C/o SS/ELS/TRS/S.E. Rly./
Visakhapatnam.
27. G. Jagannayukulu,
38 Years,
S/o Garikanna,
C/o SS/ELS/TRS/S.E. Rly./
Visakhapatnam.
28. B. Surya Rao,
37 Years,
S/o Sanyasappadu,
C/o SS/ELS/TRS/S.E. Rly./
Visakhapatnam.
29. R. Appa Rao,
39 Years,
S/o R. Ramana,
C/o SS/ELS/TRS/S.E. Rly./
Visakhapatnam.
30. V. Lakshmana Rao,
37 Years,
S/o V. Satyanarayana,
C/o SS/ELS/TRS/S.E. Rly./
Visakhapatnam.

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31. G.A. Narayana,
38 Years,
S/o G. Appala Swamy,
C/o SS/ELS/TRS/S.E. Rly./
Visakhapatnam.
32. G. Sankara Rao,
38 Years,
S/o Chandrayya,
C/o SS/ELS/TRS/S.E. Rly./
Visakhapatnam.
33. M.V.N.L. Kumar,
39 Years,
S/o Viswanadham,
C/o SS/ELS/TRS/S.E. Rly./
Visakhapatnam.
34. D. Chinna Rao,
38 Years,
S/o Pothu Raju,
C/o SS/ELS/TRS/S.E. Rly./
Visakhapatnam.
35. P. Amar Nath,
38 Years,
S/o P.A. Narayana,
C/o SS/ELS/TRS/S.E. Rly./
Visakhapatnam.
36. T. Appayamma,
46 Years,
W/o Late T. Narayana Rao,
C/o EFO/OHE/CON/S.E. Rly.
Visakhapatnam.
37. N. Eliah Babu,
37 Years,
S/o No. Santhosam,
C/o E. Incharge,
E.C. (C)/S.E. Rly./ELS/
Visakhapatnam Office.
38. N. Jacob,
49 Years,
S/o David,
C/o SPM/T-II/S.E. Rly./Rayagada.

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39. S. Suryaprakash Rao,
38 Years,
S/o Laxminarayana Murthy,
C/o APO/C/S.E. Rly./
Rayagada.
40. Mansingh,
44 Years,
S/o Devsingh
C/o Incharge/Running Room/
S.E. Rly.
Rayagada.
41. Ramu,
44 Years,
S/o Rodi,
C/o IOW/D/S.E. Rly./
Rayagada.
42. S. Sivakrishna,
38 Years,
S/o Appalanaidu,
C/o SPM/D/S.E. Rly./
Rayagada.
43. Bhalabhadra Durga,
48 Years,
S/o Dosa Durga,
C/o DSK/C/S.E. Rly./
Rayagada.
44. D. Vijayasankar,
33 Years,
S/o D. Suryanarayana,
C/o IOW/C/S.E. Rly./
Rayagada.
45. Ch. Srirama Murthy,
35 Years,
S/o Seethanna,
C/o Station Master/S.E. Rly./
Gidam.
46. L. Ramlal,
37 Years,
S/o Padmanabhalal
C/o CTFR/TRS/S.E. Rly./Waltair.
- Kn

47. P. Surappadu,
40 Years,
S/o Chinappadu,
C/o PWI/S.E. Rly./
Vizianagaram.
48. K. Prakasha Rao,
38 Years,
S/o Jogi Naidu,
C/o PWI/S.E. Rly./
Vizianagaram.
49. B. Mutyalu,
40 Years,
S/o Polhiah,
C/o PWI/S.E. Rly./
Vizianagaram.
50. G. Satyanarayana,
38 Years,
S/o Ramana,
C/o PWI/S.E. Rly./
Waltair.
51. G. Satyanarayana,
39 Years,
S/o Rama Rao,
C/o SS/ELS/S.E. Rly./
Waltair.
52. K. Asirayya,
40 Years,
S/o Mallayya,
C/o PWI/S.E. Rly.
Chipurupali,
53. V. Damudu,
36 Years,
S/o Bangaraiah,
C/o PWI/S.E. Rly.
Kottavalasa.
54. S. Suryanarayana,
38 Years,
S/o Suri,
C/o PWI/S.E. Rly./
Nowpada.

Jon

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(Handwritten signature/initials)

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55. K. Atchuta Rao,
41 Years,
S/o K. Satyanarayana,
C/o S.S./S.E. Rly.
Koraput.
56. K. Anirudha,
37 Years,
S/o K. Krishnamorthy,
C/o SS/S.E. Rly./
Koraput.
57. K.V.N. Murthy,
41 Years,
S/o K. Rama Rao,
C/o SS/S.E. Rly./
Koraput.
58. K. Jagannadha Rao,
32 Years,
S/o K. Appa Rao,
C/o TCI/L/S.E. Rly.
Koraput.
59. M. Mohan Rao,
50 Years,
S/o Vishnu Murthy,
C/o TCI/L/S.E. Rly./
Koraput.
60. P. Govinda Das,
34 Years,
S/o P. Madhavan Nair,
C/o PWI/S.E. Rly./
Naupada
61. B. Vasudeva Rao,
43 Years,
S/o B. Ram Murthy,
C/o PWI/S.E. Rly.
Naupada.
62. M. Sannyasi,
35 Years,
S/o Soorayya,
C/o PWI/S.E. Rly./
Naupada.
- Ym

63. P. Rama Rao,
33 Years,
S/o Somulu,
C/o PWI/S.E. Rly./
Naupada.
64. K. Samudram,
35 Years,
S/o Sannyasi,
C/o PWI/S.E. Rly.
Naupada.
65. K. Surya Narayana,
36 Years,
S/o Appala Swamy,
C/o PWI/S.E. Rly./
Naupada.
66. E. Ram Murthy,
35 Years,
S/o Surya Narayana,
C/o PWI/S.E. Rly./
Naupada.
67. P. Benmayya Naidu,
35 Years,
S/o Jogi Naidu,
C/o CPER/PP/ELS/S.E. Rly./
Waltair.
68. S. Laxmana Rao,
35 Years,
S/o Surayya,
C/o SPM/S.E. Rly./
Rayagada.
69. P. Sriram Murthy,
39 Years.
S/o Jagga Rao,
C/o CF/S.E. Rly./
Visakhapatnam.
70. J. Sonnu,
42 Years,
S/o Kannaiah,
C/o PWI/S.E. Rly.
Araku.

Kon

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71. Bajarang Bali,
43 Years,
S/o Raghunath,
C/o PWI/S.E. Rly./
Koraput.

72. Lakkuram,
44 Years,
S/o Buduru,
C/o PWI/S.E. Rly./
Koraput.

73. Lakmo,
45 Years,
S/o Aithu,
C/o PWI/S.E. Rly./
Araku.

74. Mangudu,
38 Years,
S/o Dokka,
C/o PWI/S.E. Rly./
Jagdalpur.

75. Ithu,
38 Years,
S/o Budhu,
C/o PWI/S.E. Rly./
Bacheli,

76. Onga,
40 Years,
S/o Mangudu,
C/o PWI/S.E. Rly.
Bacheli.Petitioners

Versus

1. Shri R.S. Bhatnagar,
Chairman,
Railway Board,
Rail Bhawan,
New Delhi.

2. Shri A.N. Sinha,
General Manager,
South Eastern Railway,

For

Garden Beach,
Calcutta-43

3. Shri U.V.N. Raju,
Chief Project Manager,
Surgey/Construction,
South Eastern Railway,
Vishakapatnam.
4. Shri B.S.V. Rao,
Sr. Personnel Officer,
South Eastern Railway,
Vishakapatnam.

....Contemners/Respondents

Petitioners by Shri Anis Suhrawardy, Counsel

O R D E R (ORAL)

Shri Justice K. M. Agarwal —

It appears that contempt petition No. 208/96 in Writ Petition (C) No. 147, 320-369/1983 was filed by petitioners before the Supreme Court. While disposing of that petition, the Supreme Court observed that the statement made by the learned Additional Solicitor General that the required scheme had already been framed by the Government and also duly implemented which was disputed by the counsel for petitioners. Accordingly, it was further observed that it would be open to the Tribunal to examine the correctness of the said assertion made on behalf of the Union of India if the stand was reiterated before the Tribunal. In the light of these observations, the learned counsel states that the present contempt petition has been filed before the Tribunal in respect of the alleged contempt committed by certain persons before the Supreme Court.

2. We are of the view that on the basis of the aforesaid material we cannot initiate any contempt proceedings in respect of any contempt or disobedience

...contd.

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of any order passed by the Supreme Court. We are further of the view that if the petitioners want to use the said order of the Supreme Court as a piece of document in support of their case on merits, or in support of their main application, they may do so by annexing and marking the document as annexure to the main application.

3. For the reasons aforesaid, the contempt petition is rejected.

K. M. Agarwal

(K. M. Agarwal)
Chairman

N. Sahu

(N. Sahu)
Member(A)

/ as/