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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH

O.A. No. 555/94

New Delhi, dated the 22th March, 1994

Hon'ble Sh. N.V. Krishnan, Vice Chairman (A)

Hon'ble Sh. B.S. Hegde, Member (J)

Shri B.O.V. Rao,
Resident of 246/7-A Railway
Apartments, Panchkui Road,
New Delhi

... Applicant

(Present in person)

Versus

1. Shri Masihuzzaman, Genl Manager,
Northern Railway, Baroda House,
New Delhi
2. Shri K.N. Jain,
Chief Signal & Telecommunication
Engineer, Northern Railway, 4th Floor,
Annexe-I, Baroda House, Delhi.
3. Shri R.L. Malik,
Chief Engineer (Construction)
Northern Railway, Kashmeri Gate,
Delhi

.... Respondents:

ORDER (ORAL)

(Hon'ble Sh. N.V. Krishnan, Vice Chairman (A))

On an earlier occasion, by the A 1/13 order,
the applicant was permitted by us to withdraw the
O.A. when he came before us challenging the enquiry
report. We then directed that the disciplinary proceedings
have to be completed and if he was aggrieved, the
applicant could file an appeal and that only
thereafter he could approach us, if he has a grievance.

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2. The applicant states that he has filed an appeal on 25.6.1993 (Ann.A.5) to the disciplinary authority wherein he has complained about the defects noticed in the enquiry proceeding and has requested him to remand the report back to the enquiry officer to complete the enquiry in accordance with law. That representation has been made on 25.6.1993. The applicant has filed this O.A. as there is no reply to that representation.

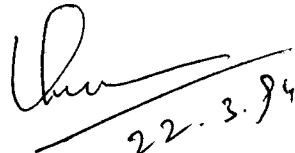
3. We have to reiterate our earlier order that we will entertain the application only against any final order that may be passed in the disciplinary proceedings. The disciplinary proceedings has not ended. If he is aggrieved by any interlocutory order it is open to seek remedy under the provision of CCS(CCA) Rules, 1965. His attention is drawn to rules 22, 23 and 29 thereof.

4. In the circumstances, this application is dismissed.


(B.S. Hegde)

Member(J)

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22.3.94
(N.V. Krishnan)

Vice Chairman(..)