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CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH

CP 330/2001
OA 94/2000

New Delhi, this the 11th day of July, 2001

HON'BLE SMT. LAKSHMI SWAMINATHAN, VICE-CHAIRMAN (J)
HON'BLE SHRI GOVINDAN S. TAMPI, MEMBER (A)

Shri Santokh Singh
Rates Inspector
Northern Railway
Baroda House
New Delhi.

...Petitioner

(By Advocate Shri B.S.Mainee)

V E R S U S

Union of India : through

1. Shri S.Dhasarathi
General Manager
Northern Railway
Baroda House
New Delhi.
2. Shri Abdul Khaliq
Chief Commercial Manager (P&R)
Northern Railway
Baroda House
New Delhi.
3. Shri Joyanta Roy
Chief Commercial Manager
Northern Railway
Baroda House
New Delhi.

...Respondents

(None present)

O R D E R (ORAL)

By Hon'ble Smt. Lakshmi Swaminathan, Vice-Chairman (J)

We have heard Shri B.S.Mainee, learned counsel for the petitioner who has submitted that there is wanton and willful disobedience of the Tribunal's order dated 25-1-2001 in OA 94/2000. He has brought our attention to the order passed by the respondents dated 8-5-2001 whereby the petitioner has been promoted in the next higher grade. The main contention of the learned counsel for the petitioner is that the respondents have flouted the directions of

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the Tribunal in so far as they have refused to pay the arrears of pay to the petitioner as admissible in accordance with law.

2. Taking in to consideration the directions given by the Tribunal in the aforesaid order and the order passed by the respondents dated 8-5-2001, we are unable to agree with the contentions of Shri B.S.Maine, learned counsel that the respondents have wilfully or contumaciously flouted the directions of the Tribunal ^{pr} ~~do~~ as to warrant taking further action and punishing them under the ^{pr} provisions of the Contempt of Courts Act, 1971 read with the Provisions of the Administrative Tribunals Act, 1985, (^{pr} ~~see~~ in the recent judgement of Hon'ble Supreme Court in T.Sudhakar Prasad Vs. State of Andhra Pradesh & Ors. (JT 2001 (1) SC 204)). In this view of the matter CP 94/2000 is dismissed with liberty to the petitioner to proceed in the matter in accordance with law, if he finds that the order in question is not in accordance with law, as he submits.

(GOVINDAN S. TAMPI)
MEMBER (A)

/vikas/

Lakshmi Swaminathan
(SMT. LAKSHMI SWAMINATHAN)
VICE-CHAIRMAN (J)