

CENTRAL ADMINISTRATIVE TRIBUNAL  
PRINCIPAL BENCH, NEW DELHI

C.P. NO.111/2002  
M.A.NO.1202/2002  
O.A.NO.169/2000

(33)

Thursday, this the 12th day of September, 2002

Hon'ble Shri Kuldip Singh, Member (J)  
Hon'ble Shri S.A.T. Rizvi, Member (A)

Ashok Kumar  
s/o Shri Babu Lal  
r/o Vill. Nidhari  
Sector 31, Behind Water Tank  
(Post Office Sector 37)  
Gautam Budh Nagar  
NOIDA

...Applicant  
(By Advocate: Shri Mansoor Ali for Shri D.K.Garg)

Versus

1. K.N.Gupta, Commissioner  
Customs & Central Excise Commissionerate  
Noida (UP)
2. Lima Tulan Yaden  
Dy. Commissioner  
Customs & Central Excise Commissionerate  
Noida (UP)

..Respondents

(By Advocate: Shri H.K.Gangwani)

O R D E R (ORAL)

Shri Kuldip Singh:

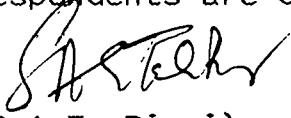
The OA-169/2000 filed by the applicant was disposed of by this Tribunal vide order dated 3.5.2001 by directing the respondents to consider the case of the applicant for reengagement in preference to juniors and freshers. Learned proxy counsel for the applicant states that the above directions in the OA have not been complied with by the respondents so far. By filing the present Contempt Petition, the applicant has alleged that certain persons, who were juniors to him, had been engaged by the Department. By doing so, the respondents have committed of this court.

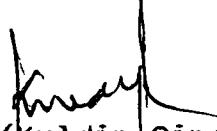


(2) 

2. On the other hand, learned counsel for the respondents has, by drawing our attention to the reply filed by the respondents, particularly in paragraph 2, clarified the position with regard to the persons alleged to be working with them. After going through the clarification given by the respondents in paragraph 2 of the reply, we find that the respondents have not engaged any person on daily wages for work of dusting and cleaning the office premises, as alleged by the learned proxy counsel for the applicant. So, *prima facie*, no contempt is made out by the respondents.

3. In the circumstances of the case, the present Contempt Petition is dismissed. Notices issued to the respondents are discharged.

  
(S.A.T. Rizvi)  
Member (A)

  
(Kuldip Singh)  
Member (J)

/sunil/