CENTRAL ADMINISTRATIVE TRIBUNAL
Principal Bench

R.A. No. 98 of 1996
in
O.A. No. 2368 of 1991

New Delhi, dated this the /c̄ February, 1997

HON'BLE MR. S.R. ADIGE, MEMBER (A)
HON'BLE DR. A. VEDAVALLI, MEMBER (J)

Shri K.K. Marwah,
S/o Shri Pyare Lal,
R/o A-247, Shiv Nagar,
Janakpuri,
P.G.T. Physics,
Govt. Boys Sr. Sec. School No.1,
'C' Block, Janakpuri,
New Delhi-110058.   .... REVIEW APPLICANT

(By Advocate: Mrs. Meera Chhibber)

VERSUS

1. Delhi Administration,
   Delhi.

2. Directorate of Education,
   Old Secretariat,
   Delhi Administration,
   Delhi.   ..... RESPONDENTS

(By Advocate: Shri B.S.Oberoi proxy counsel
              for Shri Anoop Bagai)

J U D G M E N T

BY HON'BLE MR. S.R. ADIGE, MEMBER (A)

        Applicant seeks review of judgment

dated 30.4.96 in O.A. No. 2368 of 1991

K.K.Marwah Vs. Delhi Admn. & Ors., contending

that the averments in M.A. No. 2916/95 which

was ordered to be considered at the time of

final hearing, was not considered when the

O.A. was decided.

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2.   In M.A. No.2916/95 applicant had prayed for promotion to Selection Grade w.e.f. the date his immediate junior Shri Jai Singh was promoted i.e. 7.3.74.

3.   The impugned judgment dated 30.4.96 while allowing the O.A. contains the following

> "   The Selection Grade will be considered on the basis of the attainment of qualification prescribed by the competent authority from the date his juniors were given this grade if he is otherwise eligible."

4.   By the said judgment respondents were directed to comply with the instructions contained in the judgment within three months of receipt of a copy of the same, and M.A. No. 2916/95 was accordingly disposed of with the O.A.

5.   Under the circumstances it cannot be asserted that M.A. No. 2916/95 was not considered at the time of deciding the O.A. much less that there is an error or mistake apparent on the face of the record within the meaning of Sec. 22(3)(f) A.T. Act read with Order 47 Rule 1 C.P.C. to warrant any review.

6.   The R.A. is rejected.

(DR. A. VEDAVALLI)   (S.R. ADIGE)
      Member (J)   Member (A)
/GK/