

Central Administrative Tribunal, Principal Bench

Original Application No. 202 of 2004

M.A. No. 173/2004

New Delhi, this the 2nd day of April, 2004

Hon'ble Mr. Justice V.S. Aggarwal, Chairman

Hon'ble Mr. R.K. Upadhyaya, Member (A)

1. Siya Ram Kaushik
S/o Shri Vidya Dhar Kaushik,
R/o Vill. Diwana, Distt. Panipat
2. Ajit Singh, Constable
Transport Deptt.
Govt. of NCT of Delhi
3. H.P. Singh,
Inspector,
Transport Deptt.
Govt. NCT of Delhi

....Applicants

(By Advocate: Shri M.K. Bhardwaj)

Versus

Govt. of NCTD & Ors.
through

1. Chief Secretary,
Govt. of NCT Delhi
Delhi
2. Chief Secretary,
Deptt. of Transport
Govt of NCT of Delhi
3. Commissioner (Transport)
Govt. of NCT of Delhi,
Transport Deptt.,
5/9 Under Hill Road,
Delhi

....Respondents

(By Advocate: Shri Anil Singal, proxy for Mrs. P.K. Gupta)

O R D E R (ORAL)

By Justice V.S. Aggarwal, Chairman

The applicant is facing disciplinary proceedings. He contends that pertaining to the same facts and allegations, he is facing a criminal trial before the Special Judge, Delhi pertaining to offences punishable under Section 7 read with Section 13 of the Prevention of


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Corruption Act.

2. The first submission made is that the applicant has represented to the respondents to stay the departmental proceedings during the pendency of the criminal case pending against him. The representation has not been decided. Simultaneously it is being stated that till then, the departmental proceedings may be stayed.

3. The copy of the representation dated 4.11.2003 is Annexure A-10. The decision in this regard has not been taken.

4. Without dwelling into any other controversy, at this stage we direct respondent no.3 to consider the aforesaid representation and pass appropriate speaking order preferably within two months of the receipt of the certified copy of the present order. Till the order on representation is passed, the departmental proceedings may be kept in abeyance. O.A. is disposed of.


(R.K. Upadhyaya)
Member (A)


(V.S. Aggarwal)
Chairman

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