

20

**Central Administrative Tribunal
Principal Bench**

RA No.133/2008
In
MA No.1004/2008
In
OA No.2735/2004

New Delhi this the 6th day of November 2008.

Hon'ble Mr. Shanker Raju, Member (J)

1. Vishnu Gopal,
S/o Shri Hari Shankar,
R/o 29, (Type-II),
Minto Road,
New Delhi-110002.
2. Vinod Kumar,
S/o late Bachan Singh Rawat,
R/o 33/4, Pushp Vihar,
Sector-1, New Delhi.

-Applicants

(By Advocate – None)

-Versus-

1. Union of India through
Secretary, MSME,
Ministry of Small Scale Industries,
Udyog Bhawan,
New Delhi-110003.
2. Joint Secretary, (MSME)
Ministry of Small Scale Industries,
Udyog Bhawan,
New Delhi-110003.
3. Director (MSME)
Ministry of Small Scale Industries,
Udyog Bhawan,
New Delhi-110003.

-Respondents

(By Advocate Shri Rajinder Nishchal)

ORDER

None appears for the review applicants, even on the second call. Accordingly, the matter is proceeded in terms of Rule 15 of the Central Administrative Tribunal (Procedure) Rules, 1987.

2. This RA is filed by the applicants in MA No.1004/2008 in OA No.2735/2004. MA was disposed of with an observation that applicants fail to name a junior who has been engaged on daily wages being junior to them. The RA is filed on the ground that list of documents filed on July 30, 2007 shows list of manpower employed who are juniors to applicants. As such, an important material when not considered review is sought.

3. On the other hand, official respondents' counsel states that after the order passed by the Tribunal in OA-2735/2004 on 23.8.2005 no vacancy had occurred in Group 'D' and the persons shown by the applicants are not appointed by the answering respondents but are engaged by different Public Sector Undertakings and Autonomous Bodies for handling their work in the Ministry and are contractual labours provided by M/S Blis International and thus are employees of the contractor.

4. In the light of the above, as the official respondents in OA have engaged no daily wager junior to applicants, RA is without any substance and is accordingly dismissed. No costs.


(Shanker Raju)
Member (J)

'San.'