

CENTRAL ADMINISTRATIVE TRIBUNAL  
PRINCIPAL BENCH, NEW DELHI.

OA-1380/93

New Delhi this the 10th day of March, 1999.

Hon'ble Shri T.N. Bhat, Member(J)  
Hon'ble Shri S.P. Biswas, Member(A)

Ex. Constable Mahesh Kumar,  
S/o Sh. Bij Bhushan,  
R/o Vill.&P.O. Alipur Mughalpur,  
P.S. Babugarh Chhawani,  
Ghaziabad(UP).

(through Sh. Shankar Raju, advocate)

versus

1. Delhi Administration,  
through its Addl. Commissioner of  
Police, New Delhi Range,  
Police Headquarters, MSO  
Building, New Delhi.

2. The Dy. Commissioner of Police,  
North-East District, Shahdara,  
Delhi.

.... Respondents

(through Sh. Vijay Pandita, advocate)

ORDER(ORAL)

Hon'ble Shri T.N. Bhat, Member(J)

<sup>have</sup>  
We heard the learned counsel for the parties.

2. In the O.A., the applicant has assailed the punishment order dated 05.10.92, as at Annexure A-4 to the O.A., by which the applicant was dismissed from service. There is a further prayer for quashing the Appellate order, if any, passed on the appeal of the applicant. Various grounds have <sup>been</sup> agitated in the O.A. <sup>for</sup> assailing the punishment order.


3. In the counter, the respondents have taken the plea that the O.A. is not maintainable as it has been rendered infructuous on account of the fact that

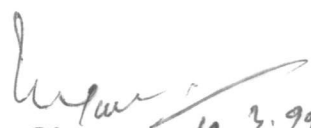
10.3.99.

the appeal filed by the applicant before the Competent Authority has since been allowed by the Appellate Authority. The learned counsel for the respondents during the course of arguments reiterated this contention. We accordingly record this statement.

4. There is also no rejoinder filed by the applicant denying the aforesaid contention of the respondents.

5. In view of the above, we hereby dismiss the O.A. as having been rendered infructuous. No costs.

  
(S.P. Biswas)  
Member (A)

  
10.3.99.  
(T.N. Bhat)  
Member (J)

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