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(Open Court)

CENTRAL ADMINISTRATIVE TRIBUNAL

ALLAHABAD BENCH, ALLAHABAD.

Allahabad this the 25th day of August 2000.

Coram :-

Hon'ble Mr. Justice R.R.K. Trivedi, V.C.

Hon'ble Mr. S. Biswas, Member (A).

Original Application No. 1226 of 1996.

B.N. Pathak, S/o D.Pathak,
R/o 900 C.S. Shastri Colony, Mughalsarai
Distt. Varanasi

..... Applicant.

Counsel for the applicant:- Sri S.K. Dey
Sri S.K. Mishra.

V E R S U S

1. Union of India through General Manager
Eastern Railway, Calcutta.
2. The Chief Work Shop Manager, Plant Depot,
Mughalsarai, Eastern Railway, Varanasi.

..... Respondents.

Counsel for the respondents:- Sri A.K. Gaur.

O R D E R (oral)

(By Hon'ble Mr. Justice R.R.K. Trivedi, V.C.)

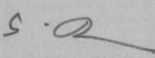
This application has been filed under section
19 of Central Administrative Tribunal Act 1985.

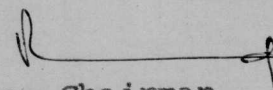
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Aggrieved by ^{non} selection as O.S. Gr. II applicant
 filed O.A. No. 1154/95 in this Tribunal which was
 rejected by order dated 24.01.1996. However, ^{while} rejecting
 the O.A. observations were made that this order will
 not preclude to decide the representation of the
 applicant. Representation has ~~not~~ ^{been} rejected ^{by}
~~however~~, order dated 14.12.95, ^{challenging} which now
 fresh original application has been filed by the
 applicant. From the perusal of the order dt. 14.12.95
 it is clear that all norms and rules were observed
 for conducting the selection of the applicant. This
 fact, that though he crossed the written examination,
 he failed in viva-voce test for final selection, ^{as} ~~is~~ ^{not} ~~disputed~~.
 In the circumstances we do not find any merit in
 this application and the application is accordingly
 rejected.

No order as to costs.


 Member(A)


 Vice-Chairman.

/Anand/