

CENTRAL ADMINISTRATIVE TRIBUNAL

ALLAHABAD BENCH

THIS THE 23rd DAY OF SEPTEMBER, 2002

Civil Contempt Application No.268 of 2001

(OA No.1111/2000)

CORAM:

HON.MR.S.DAYAL, MEMBER(A)

HON.MR.A.K.BHATNAGAR, MEMBER(J)

1. Satya Pal Singh, son of Sri Ganga Singh
R/o Village & Post Mandure Aonla,
District Bareilly(UP) presently working
as CP Chowkidar with Temporary
status in Sub Post Office, Aonla,
District Bareilly
2. Sushil Kumar, S/o Sri Ram Bharosey
R/o H.No.Bakarganj, Balmiki Basti
Bareilly, presently working as a Safaiwala
in S.S.P. Office Head Post office
Bareilly U.P.with Temporary
status.
3. Madan Singh Bisht, S/o Late
Sri Laxman Singh Bisht, R/o 505,
Marinath, Bareilly U.P., presently
working as Gateman in the office of
Supdt. of Post Stores Deptt, Rampur
Bagh, Bareilly U.P.with Temporary
status
4. Prabhu Dayal, S/o Sri Bhoop Ram
R/o Village Doharia, P.O. B.K.University
Bareilly presently working as Care
Taker in SSP Head Post Office
Bareilly U.P.with Temporary status.
5. Purkan Ahmad, S/o Late Sri Maula Bux
R/o H.No.268, Ghare Sheikh Mithoo
Bareilly, presently working as Pump
Operator Postal colony, Bareilly Cantt,
U.P. with Temporary status.
6. Chet Ram, S/o Sri Bhurri Lal
R/o Subhash Nagar, Bareilly
presently working as Night Chowkidar
in the CGHS Dispensary Choupla
Exchange, Bareilly with Temporary
status.
7. Daulat Ram, S/o Sri Tika Ram
R/o Q.No.9, Second Floor Type-1,
P & T Choupla Colony, Bareilly
presently working as a plumber in the
office of SSP Head Post Office,
Bareilly Cantt.

8. Madan Singh, S/o Sri Kharag Singh
R/o P&T Colony, Q.No.10, II Floor
Type-1, Choupla, Bareilly, presently
working as a Night Chowkidar
SSP Office, Head Post Office,
Bareilly U.P. with Temporary Status.
9. Rai Bahadur, S/o Sri Chhidoo Singh,
C/o Sri Lakhan Ram(Lekhpal)
Nekpur Ganesh Nagar Buduan Road,
Bareilly, presently working as a
(Farrash) in the office of P.M.O. Civil
Lines, Bareilly U.P. with temporary status
10. Subhash Singh, S/o Sri Poom Singh
R/o Village Banjaria, P.O. Sheiat Khan
Baheri, district Bareilly(UP), presently
working as a Chowkidar Sub Post
Office, Baheri, district Bareilly
U.P. with temporary status.
11. Hari Om, S/o Sri Raghunandan Prasad
Sharma, R/o H.No.B-35, Ashok Vihar
P.O.Izat Nagar, Bareilly U.P.
Presently working as Chowkidar in Head
Post office, Bareilly with temporary
status.
12. Het Ram, S/o Sri kishan lal
R/o Gopal Nagar, Bareilly presently
working as Waterman & Gardner in the
office of Supdt. Postal Stores, Rampur
Bagh, Bareilly U.P. with temporary status

..... Petitioners

(By Adv: Shri R.C.Pathak)

Versus

1. B.N.Som, The Secretary
Director General Communication
Ministry of Communication, Govt. of
India, Dak-Bhawan, Sansad Marg,
New Delhi.
2. H.L.Tamate, Senior Supdt. of
Post Offices, head Post Office, Bareilly
Cantt, Bareilly(UP)

..... Opp. Parties

(By Adv: Shri D.S.Shukla)

O R D E R

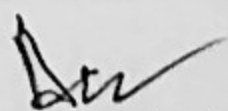
In this contempt petition, the petitioners had alleged that the willful disobedience of the direction of this Tribunal passed in OA No.1111/2000. The order dated 21.03.01 directs the respondents to continue to pay the bonus to the applicants at the rate specified in the order dated

8.12.1992. This order has been stayed by the order of the High court in civil misc. writ petition No.21577/01. the operative portion of the order of the High Court dated 15.7.02 reads as follows:

" The operation of the impugned judgment and order dated 21.3.2001 given in O.A. no.1111 of 2000 shall remain stayed until further orders of this court. However this stay order will not entitle the writ petitioner to make recovery of the amount of bonus which has already been paid to the contesting respondents."

Since the order has been stayed, the case for contempt does not survive as the order of the Tribunal would merge into the final order of the High court. The applicant, in the light of the order of the High court would be in a position to take appropriate legal action.

The contempt proceedings are, therefore, dropped and notices issued are discharged.


MEMBER(J)


MEMBER(A)

Dated: 23.9.2002

Uv/