

OPEN COURT

**CENTRAL ADMINISTRATIVE TRIBUNAL
ALLAHABAD BENCH
ALLAHABAD.**

CIVIL MISC. CONTEMPT PETITION NO. 25 OF 2005

IN

ORIGINAL APPLICATION NO. 791 OF 2003.

ALLAHABAD THIS THE 7TH DAY OF MAY 2007

Hon'ble Mr. Ashok S. Karamadi, J.M

Hon'ble Mr. K.S. Menon, A.M

Dilip Kumar Manik (D.K. Manik), son of Shri B.P. Manik, Resident of D-28/9,
Hauz Katra, Varanasi.

.....Applicant

By Advocate: Sri V.K. Srivastava)

VERSUS.

1. Shri Amitabh Lal, Divisional Rail Manager, Hazaratganj, Lucknow.
2. Shri Anil Kumar, Senior Divisional Mechanical Engineer (P),
Northern Railway, Hazaratganj, Lucknow.

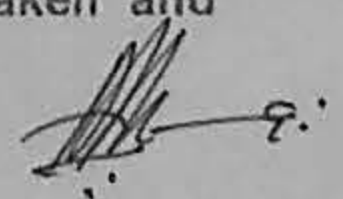
.....Respondents

(By Advocate: Shri P Mathur)

ORDER

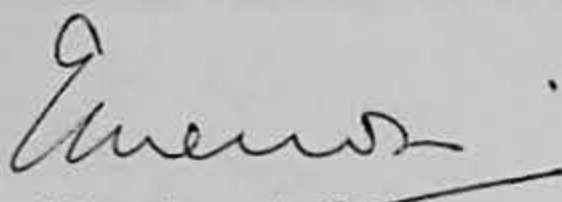
None for the applicant. Sri P. Mathur, learned counsel for the respondents.

2. This contempt petition is filed against the order dated 09.01.2004 passed in O.A. No.791/03. By the said order, respondents are directed to accord the consequential benefits of imposition of penalty of compulsory retirement to the applicant within the prescribed time limit and in terms of relevant Rules. Since respondents are not complied with the said order, the present contempt petition is filed for seeking the direction to punish the respondents for disobedience of the aforesaid order. On notice, respondents appeared and filed the counter affidavit, in the counter affidavit, it is stated that they are not disobeying the order passed by the Tribunal. On the other hand, having regard to the fact that necessary orders are passed pertaining to the applicant in compliance of the order of the Tribunal. after reconstructing the relevant records, necessary action has been taken and



thereafter applicant case is considered in accordance with rules and they have passed necessary order. Thereafter the same was communicated to the applicant by registered post, which is annexed as Annexure 1 dated 7.3.2007 to the counter affidavit. Having regard to the same, learned counsel for the respondents submits that contempt petition be dropped.

3. On perusal of communication made by respondents to the applicant by registered post dated 7.3.2007 which is produced alongwith the supplementary counter affidavit, we are of the opinion that there is no justifiable ground to continue further the contempt proceeding. Accordingly, contempt proceedings are dropped.


Member-A


Member-J

Manish/-