

OPEN COURT

CENTRAL ADMINISTRATIVE TRIBUNAL
ALLAHABAD BENCH ALLAHABAD.

Civil Contempt Petition No.175 of 2002.

In

Original Application No.822 of 2002.

Allahabad this the 18th day of September 2003.

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

Hon'ble Mr.D.R. Tiwari, Member-A.

Shyam Behari
S/o Shri Jamuna Prasad
R/o Suman Bihar Colony,
Ajit Nagar Gate,
Kheria Road, District Agra.

.....Applicant.

(By Advocate : Sri Ajay Rajendra/Sri N.S.Chahar)

Versus.

1. H.M. Caire son of not known,
The Commissioner,
Kendriya Vidhayala Sangathan,
18, Institutional Area,
Shaeed Jeet Sing Marg,
New Delhi.
2. V.K. Gupta s/o not known
Deputy Commissioner
Kendriya Vidhayala Sangathan,
18, Institutional Area, Shaeed Jeet
Sing Marg, New Delhi.
3. G.S. Mehra s/o not known
Principal Kendriya Vidhyalaya No.1.
Air Force Station, Agra.

.....Respondents.

(By Advocate : Sri D.P. Singh)

O R D E R

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

List has been revised.Sri R.C. Pathak holding




brief of Sri Ajay Rajendra learned counsel for the applicant and Sri D.P. Singh learned counsel for the respondents.


2. By this Contempt application filed under section 17 of Administrative Tribunals Act 1985, the applicant has prayed to punish the respondents for wilful disobedience of the interim order dated 23.07.2002 passed in O.A. No.822 of 2002. The order was to the following effect:-

"The impugned order is, therefore, temporarily stayed till the next date and the applicant is directed to produce a copy of the said order dated 16.03.2001 for perusal of this Court. The stay order will be confirmed or vacated after perusing the said order and hearing both the parties on 26.7.2002.

3. Learned counsel for the respondents has submitted that O.A. No.822 of 2002 in which interim order ^{was} ~~had~~ passed, has already been dismissed as not maintainable by order dated 28.03.2003, a copy of which has been filed as Annexure 1 to the affidavit filed in support of M.A. No. 2389 of 2003. As the O.A. has been dismissed the interim order has become non-existent. There is no question of contempt. The contempt application is accordingly dismissed. Notices are discharged.

4. There shall be no order as to costs.


Member-A


Vice-chairman

Manish/-