

CENTRAL ADMINISTRATIVE TRIBUNAL
ALLAHABAD BENCH : ALLAHABAD

CIVIL MISC. CONTEMPT PETITION NO. 204 OF 2003

Friday, this the 21st day of November, 2003

Hon'ble Maj. Gen. K.K.Srivastava, A.M.

Hon'ble Mr. A.K.Bhatnagar, J.M.

1. Mohammad Aquil,
aged about 24 years,
S/o Shri Moinuddin,
R/o Village- Hatwa,
Post - Ahmadpur,
Asrauli, District- Allahabad.
2. Anis Ali, aged about 27 years,
S/o Late Shri Kallu, R/o Village
& Post- Manauri, District - Allahabad.Applicants.

(By Advocate : Shri R. Verma)

Versus

1. Shri S.K.Sinha, Air Officer Commanding,
24, Equipment Depot, Manauri, Allahabad.
.....Respondent..

(By Advocate :)

ORDER (ORAL)

By Hon'ble Maj. Gen. K.K.Srivastava, A.M. :

This contempt petition has been filed for punishing the respondent for wilful dis-obedience of the order dated 28.5.2003 passed in OA No.635/2001.


2. The respondent was directed to consider the cases of the applicants for appointment on the post of Anti Malaria Luscar for the year 2001 on preferential basis, their having been selected in the earlier selection in the year 2000.

Contd....2.

3. Learned counsel for the applicant submitted that the applicants have already been selected in the year 2000. The applicants were again called on 17.5.2003 for selection. In fact, the seniority list ^{h.w} ~~were~~ maintained in which the names of those, who were selected, has been maintained and as per the order of this Tribunal the persons on the list have to be considered on preferential basis against the new entrants. Ignoring the claim of the applicants the respondent has selected new persons and has thus, committed contempt of this Tribunal.

4. We have perused our order and we find that the respondent has taken action as he under-stood and interpreted our order. The cause of action to the applicants arose in the year 2003 when the applicants were called for selection. Therefore, the applicants may come up on the original side.

5. No case of contempt is made out. Contempt Petition is rejected in-limine.


MEMBER (J)


MEMBER (A)

RKM/