

OPEN COURT

CENTRAL ADMINISTRATIVE TRIBUNAL
ALLAHABAD BENCH : ALLAHABAD

ORIGINAL APPLICATION NO.1411 OF 2003

ALLAHABAD THIS THE 9TH DAY OF JANUARY 2009

HON'BLE MR. JUSTICE A. K. YOG, MEMBER-J
HON'BLE MR. S. N. SHUKLA, MEMBER-A

Trigunanand Misra Son of Sri Kailash Misra,
Resident of Village Bijapur Jhangtor,
District Deoria at Present TCM III,
North Eastern Railway Mau,
District- Mau.

.Applicant

By Advocate : Shri K. K. Srivastava

Versus

1. Union of India through General Manager,
North Eastern Railway, Gorakhpur.
2. Divisional Railway Manager (Karmic)
North Eastern Railway,
Varanasi.
3. Divisional Railway Manager/Signal and
Telecommunication, North Eastern Railway,
Varanasi.
4. Divisional Signal & Telecommunication
Engineer (CTC) Gorakhpur.
5. Asstt. Signal and Telecommunication Engineer
Mau Junction, Mau.

. Respondents

By Advocate : Shri K. P. Singh

AND
ORIGINAL APPLICATION NO.390 OF 2003

Trigunanand Misra Son of Sri Kailash Misra,
Resident of Village Bijapur Jhangtor,
District Deoria at Present TCM III,
North Eastern Railway Mau,
District- Mau.

.Applicant

By Advocate : Shri K. K. Srivastava

Versus

1. Union of India through General Manager,
North Eastern Railway, Gorakhpur.
2. Divisional Railway Manager (Karmic)
North Eastern Railway,
Varanasi.
3. Divisional Railway Manager/Signal and
Telecommunication, North Eastern Railway,
Varanasi.
4. Divisional Signal & Telecommunication
Engineer (CTC) Gorakhpur.
5. Asstt. Signal and Telecommunication Engineer
Mau Junction, Mau.

. Respondents

By Advocate : Shri K. P. Singh

O R D E R

DELIVERED BY JUSTICE A. K. YOG, MEMBER-J

1. Heard OA No.1411/03 along with the record of OA No.390/03.

2. Perused pleadings as well as the reliefs claimed in both the above OAs. Apparently the two OAs are over-lapping as in effect aimed to seek similar and identical reliefs on virtually identical pleadings. Applicant is apparently guilty of "Abusing process of Law/Court" by concealing relevant and material facts in subsequent OA. It is, thus, a case of playing 'fraud' upon court.

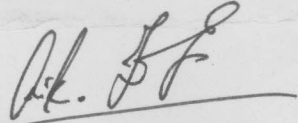
3. OA No.1411/03 and the connected OA No.390/03 both are dismissed.



4. No Costs. Copy of this order be sent to the applicant and the respondents by Speed Post AD within one week for information.



(S. N. SHUKLA)
Member-A



(JUSTICE A.K. YOG)
Member-J

/ns/