

CENTRAL ADMINISTRATIVE TRIBUNAL
ALLAHABAD BENCH : ALLAHABAD.

Original Application No.393 of 2003.

Allahabad this the 22nd day of April 2003.

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

Smt. Vidya Devi
adult wife of Vinod Kumar
Resident of House No.4/213, Mannoo Purwa,
Purana Kanpur, Kanpur Nagar.

.....Applicant.

(By Advocate : Sri Krishna Lal)

Versus.

1. Union of India
through the Secretary,
Ministry of Defence,
New Delhi.
2. The Additional Director General Ord. Fys.,
O. E. F. Group Hqrs, G.T. Road,
Kanpur.
3. The General Manager,
Ordnance Equipment Factory,
Post Box No.76,
Kanpur Nagar.

.....Respondents.

(By Advocate : Sri V. V. Mishra)

O R D E R

By this O.A., filed under section 19 of Administrative Tribunal Act 1985, applicant has prayed for a mandamus directing the respondent No.3 General Manager, Ordnance Equipment Factory Kanpur to pay the amount due to late Vinod Kumar husband of applicant.

2. The case of the applicant is that late Sri Vinod Kumar husband of applicant was serving as Labourer in Ordnance Equipment Factory, Kanpur (Ticket No.525/B.P). He had gone to join his duty on 09.01.1992. However, thereafter he did not come back and since then he is missing. Applicant lodged a report on 27.01.1992 with Police Station Kakadeo, Kanpur that the husband of applicant is still traceless. It has been prayed that as more than 7 years have ~~been~~ ^{been}

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shall be deemed to have

passed, the husband of the applicant died civil death and she has become entitled for dues and family pension.

Before coming to this Tribunal the applicant filed representation before respondent No.3 copy of which has been filed as Annexure 7,9 and 13. In *my* opinion ends of justice shall be better served if the respondents are directed to decide the representation of the applicant by reasoned order within 3 months from the date, ~~of~~ a copy of the order is filed and granted relief to the applicant for which she is entitled under rules.

3. The O.A. is accordingly disposed of finally with a direction to the respondent No.3 to consider the representation of the applicant and pass a reasoned order within 3 months from the date of a copy of the order is filed before him. If the applicant is found entitled for any relief, she shall be granted the same as per rules. To avoid delay, it shall be open to the applicant to file a copy of representation filed on 31.07.98 alongwith copy of the order.

4. No order as to costs.


Vice-Chairman.

Manish/-