

(4)

Open Court

**Central Administrative Tribunal Allahabad Bench
Allahabad.**

Allahabad This The 4th Day Of November, 2008.

ORIGINAL APPLICATION NO. 746 OF 2006.

Present:

Hon'ble Mr. Justice A.K. Yog, Member (J)

Bhuvaneshwar, aged about 36 years, S/o
Masalti, R/o House No. 1318, Masiha Ganj,
Kaisi Bagicha, Seepari Bazar, Jhansi.
.....Applicant

By Advocate: Ms. Alrafeeo Basheer.

Versus

1. Union of India through General Manager,
North Central Railway, Allahabad
2. Divisional Railway Manager, North Central
Railway, Jhansi
3. Station Superintendent, North Central
Railway, Jhansi.

.....Respondents

By Advocate: Shri P Mathur/Shri U.S. Mishra.

ORDER

Learned counsel for the parties agree that
this O.A. may be decided on the same terms and
conditions as contained in order dated
1.2.2006 in O.A. NO. 163/04. This O.A. is,
therefore, decided on the same terms and
condition as contained in the Tribunal's final
order dated 1.2.2006 passed in O.A. NO.
163/2004 (Jugal Kishore and others Vs. Union
of India and others).



(5)

2

2. The impugned order in the present O.A. 23.5.2006 (Annexure 1 to the O.A.) is hereby set aside with a direction to the applicant to file certified copy of this order to enable the Competent concerned Authority to decide the claim of the applicant in the light of order passed in O.A. No.723/06. Relevant extract of paras 6 and 7 of the said final order are reproduced:

"6. In the ends of justice, keeping in view earlier Tribunal's order dated 1.2.2006 in O.A. NO. 163 of 2004 (supra) impugned order dated 23.5.2006 is set aside with a direction to the Competent Authority to consider the case of the applicant in the light of the direction contained in the Tribunal's order dated 1.2.2006 passed in O.A NO. 163/04- Jugal Kishor and others Vs. Union of India and others.

7. O.A. stands allowed to the extent indicated above. Applicant is directed to submit certified copy of this order within six weeks before concerned authority for deciding the case within 3 months from the date of receipt of certified copy of this order (as indicated above) in accordance with law"

3. O.A. stands allowed to the extent indicated above.

4. There shall be no order as to costs.



Member (J)

Manish/-