

**CENTRAL ADMINISTRATIVE TRIBUNAL**  
**AHMEDABAD BENCH**

C.A.NO. 32 OF 1995 in  
**O.A.NO.** 291 OF 1989.  
~~T.A.NO.~~

DATE OF DECISION 06-11-1996.

Jeoti Prasad Petitioner

Mr.M.R.Anand Advocate for the Petitioner [s]

**Versus**

Union of India and ors. Respondent

Mr.M.R.Bhatt Advocate for the Respondent [s]

**CORAM**

The Hon'ble Mr. K.Ramamoorthy : Member (A)

The Hon'ble Mr.

**JUDGMENT**

- 1, Whether Reporters of Local papers may be allowed to see the Judgment ?
  - 2, To be referred to the Reporter or not ?
  - 3, Whether their Lordships wish to see the fair copy of the Judgment ?
  - 4, Whether it needs to be circulated to other Benches of the Tribunal ?
- / No

62

- 2 -

Jeoti Prasad,  
Commissioner of Income Tax (Appeals),  
Sutaria Building,  
Nanpura, Surat.

...Applicant.

(Advocate : Mr.M.R.Anand)

Versus

1. Union of India, (Notice to  
be served through Shri M.R.Shivaraman,  
Secretary, Ministry of Finance,  
Department of Revenue,  
Secretariat,  
New Delhi.)
2. Shri T.S.Srinivasan,  
Chairman,  
Central Board of Direct Taxes,  
Ministry of Finance,  
Department of Revenue,  
Secretariat,  
New Delhi.
3. Shri D.Laxminarayan,  
Chief Commissioner of Income Tax,  
Gujarat - II, Akkar Bhavan,  
Ashram Road, Ahmedabad.

...Respondents.

(Advocate : Mr.M.R.Bhatt)

ORAL JUDGEMENT

C.A.NO.	32	OF	1995
	IN		
O.A.NO.	291	OF	1989

Date : 6-11-1996.


Per : Hon'ble Mr. K. Ramamoorthy : Member (A)

The counsel for the applicant is not present.  
The counsel for the respondents is present who argues that  
in view of the stay order already granted by the  
Supreme Court of India, the present C.A. will not survive.  
There is considerable merit in the argument of the  
respondents. The stay order of the Supreme Court is  
dated 22.9.1995 and is continued thereafter also, till date

(63)

- 3 -

Hence, contempt notice is discharged with liberty to the applicant to approach the Tribunal again in case, <sup>of</sup> contempt even after the Supreme Court decision.

  
(K. Ramamoorthy)  
Member (A)

ait.