

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

AHMEDABAD BENCH
~~XXXXXXXXXXXX~~

O.A. No. 114/90

1990

~~XXXXXX~~

DATE OF DECISION 5/4/1990

Shri M.A.Chundrigar

Petitioner

Shri S.Tripathy

Advocate for the Petitioner(s)

Versus

Union of India & Others

Respondent

Shri R.P.Bhatt

Advocate for the Respondent(s)

CORAM :

The Hon'ble Mr. A.V.Haridasan

: Judicial Member

The Hon'ble Mr. M.M.Singh

: Administrative Member

1. Whether Reporters of local papers may be allowed to see the Judgement?
2. To be referred to the Reporter or not?
3. Whether their Lordships wish to see the fair copy of the Judgement?
4. Whether it needs to be circulated to other Benches of the Tribunal?

Shri M.A.Chundrigar,
Income Tax Officer,
Ward 4 (9), Ahmedabad.

: Applicant

Versus

1. The Union of India
Through the Chairman,
Central Board of
Direct Taxes, Ministry
of Finance, Deptt. of
Revenue, North Block,
New Delhi-110 001.

2. The Chief Commissioner
of Income Tax (Adm.),
Gujarat, Ayakar Bhavan,
Navrangpura,
Ahmedabad-380 009.

: Respondents

Coram : Hon'ble Mr. A.V.Haridasan : Judicial Member

Hon'ble Mr. M.M.Singh : Administrative
Member

ORAL ORDER

Date: 5/4/1990

Per: Hon'ble Mr. A.V.Haridasan : Judicial Member


In this application under Section 19 of the Administrative Tribunals Act the applicant ~~is~~ an Income Tax Officer has prayed that the respondent may be directed to expunge the adverse remarks incorporated in Column No.15 and column 4 of part V of his annual confidential report and also to incorporate appropriate remarks in all the above columns. Against the adverse remarks made in the confidential report of the applicant he had preferred an representation, some of the adverse remarks were expunged. But the adverse remarks made in column 15 and column 4 of part V was not expunged. It is aggrieved by that the applicant has filed this application. The learned counsel for the respondent Mr.M.R.Bhatt for Mr.R.P.Bhatt brought to our notice that the applicant has already filed an appeal to the Central Board of Direct Taxes against the impugned order of the Chief Commissioner, Income Tax dated 24.2.1989 on 16.1.1990 and submitted that it is too early for the applicant to have approached this Tribunal without giving ^{some} within time for the authorities to dispose of the appeal. We are convinced that it

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Should be ✓

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where
is fit case ~~and~~ the application ~~is~~ disposed of with
a direction to the respondent No.1 to dispose of the
appeal/representation made by the applicant on 16.1.1990
within a period of four months from the date of
communication of this order. We therefore admit the
application and dispose of the same with the above
direction. In case the applicant ^{is} aggrieved by the
outcome of the representation, he will be at liberty
to move the Tribunal for proper relief. No order
as to costs.

M H L
(M.M.Singh)
Administrative Member


(A.V.Haridasan)
Judicial Member

a.a.b.