

CENTRAL ADMINISTRATIVE TRIBUNAL
AHMEDABAD BENCH

R.A.44/96 with MA/760/96

in
O.A.NO. 164/92
T.A.NO.

DATE OF DECISION 12.8.97

Jeeja Joseph & Ors.

Petitioner

Mr.B.B.Gogia and Mr.R.R.Tripathi Advocate for the Petitioner [s]
Versus

Union of India & Ors.

Respondent

Mr.A.S.Kothari

Advocate for the Respondent [s]

CORAM

The Hon'ble Mr. V.Radhakrishnan

: Member (A)

The Hon'ble Mr. T.N.Bhat

: Member (J)

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 ?

1. Jeejo Joseph,
Working as Chief Train Controller,
Control Office, Western Railway,
Rajkot.
2. Ajay N. Bavishi
Working as Dy. Chief Controller,
Western Railway,
Rajkot.
3. G.B.K. Pillai
Working as Dy. Chief Controller,
Western Railway,
Rajkot.
4. Jagdih S. Sharma
Working as Dy. Chief Controller
Western Railway,
Rajkot.
5. H.C. Tank,
Working as Dy. Chief Controller,
Western Railway,
Rajkot.
6. Ashok S. Fadke
Working as Dy. Chief Controller,
Western Railway,
Rajkot.
7. K.P. Sharma
Working as Dy. Chief Controller,
Western Railway,
Rajkot.
8. Jitendra Singh Chandok
Assistant Train Controller,
Western Railway,
Rajkot.
9. A.K. Rawal
Working as Dy. Chief Controller,
Western Railway,
Rajkot

(Advocate: Mr. B.B. Gogia &
Mr. R.R. Tripathi)

Applicants of
Review Application.

Versus

1. Shshil Kumar Shukla
Railway Quarter No. 75-A,
Rukhadiya Railway Colony,
Opp. Rajkot Junction,
Railway Station,
Rajkot-360001

Ori. Applicant
No. 1 in O.A.
..3..

2. Union of India
Through: General Manager,
Western Railway,
Churchgate, Bombay.
3. Divisional Railway Manager
Western Railway,
Rajkot.
4. Sr.Divisional Operating
Supdt., Western Railway,
Rajkot Division,
Rajkot.

Ori.Resp.No.1 in O.A.

Ori.Resp.No.2 in O.A.

Ori.Resp.No.3 in O.A.

(Advocate: Mr.B.B.Gogia &
Mr.R.R.Tripathi)

O R D E R

R.A.44/96 in
O.A.164/92 with
MA/760/96

Date:12.8.97

Per: Hon'ble Mr.V.Radhakrishnan : Member (A)

Heard Mr.Gogia for the Review applicants
and Mr.R.R.Tripathi for the original applicant
and Mr.Anil Kothari for the original respondents.
After hearing the arguments on both sides we are
unable to find out any error apparent on the face
of the record of the judgment dated 23.8.96 in
O.A.164/92. The review application cannot be
utilised for arguing the case or as an appeal
against the judgment. The review of the judgment
is only to be made when there is a glaring omission
or app arent ~~mistake~~ ^{in it.} or grave error. A party is not
entitled to seek a review of the judgment merely for
the purpose of rehearing and fresh decision of the
case. The original applicant had alleged that the

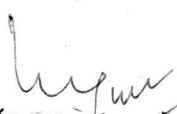
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Railway - respondents had not applied any reasonable criteria for posting the successful candidates in different branches and the relief was claimed against the Railway authorities. In fact Review Applicants No. 1 & 2 were placed below the applicant in the merit list and the other review applicants were not in the cadre at the relevant time. After hearing the counsels for the applicant and the respondents the judgment was given. As such the contention of the applicants that the judgment in question should ^{be} reviewed because the review applicants were not joined as parties in the original application, cannot be accepted.

In view of what is stated above, R.A. stands rejected.

Since the R.A. is disposed of, M.A./760/96 for condonation of delay does not survive.


(T.N. Ehat)
Member (J)


(V. Radhakrishnan)
Member (A)