

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
AHMEDABAD BENCH

O.A. No. 458 of 1993.
~~Ex No~~

DATE OF DECISION 06-09-1993.

The Sr. Superintendent of R.M.S. Petitioner

Shri Akil Kureshi Advocate for the Petitioner(s)

Versus

Smt. Madhuben Parmar Respondent

Advocate for the Respondent(s)

CORAM :

The Hon'ble Mr. R.C.Bhatt : Member (J)

The Hon'ble Mr. M.R.Kolhatkar : Member (A)

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 ? ✗

The Sr.Superintendent of R.M.S.,
Navrangpura (Post Office) Stg. Office,
Ahmedabad.

...Applicant.

(Advocate : Mr.Akil Kureshi)

Versus

Smt. Madhuben Parmar,
At : Nr.Dispensary No.17,
Saraspur,
Ahmedabad.

...Respondents.

ORAL JUDGMENT

O.A.NO. 458 OF 1993.

Dated : 06th Sept. 1993.

Per : Hon'ble Mr.R.C.Bhatt : Member (J)

This application under Section-19 of the Administrative Tribunals Act, 1985, is filed by the Sr.Superintendent of RMS, Navrangpura (Post Office) Stg. Office, Ahmedabad, against one Smt.Madhuben Parmar, seeking the relief of quashing and setting aside the award ~~of~~ dated 25.2.1993, passed by the Industrial Tribunal, Ahmedabad in reference (ITC) no.26/90. The grounds mentioned ~~for~~ in the application are 12 in number. It is necessary to observe that our jurisdiction and power under Article-227 of the Constitution of India is very limited. Unless a material [^] illegality or [^] an irregularity is established by the

..3..

aggravated party by which ^{substantial} an injustice is done to the party

~~merely because of other points~~, we can not interfere

with the award. We have examined the reasoning given by

the Industrial Tribunal. The Industrial Tribunal has

considered the documents on record and the submissions.

The Tribunal has held that the order of dismissal of the

present respondent dated 01.4.1989, was illegal and unjust,

and the present applicant was directed to reinstate the

respondents in service from 01.04.1989 and also directed the

present applicant to pay 50% of the back wages. Having gone

through the award, we do not find any substance in the grounds

mentioned by the applicant to quash that order. There is no

illegality committed by the Tribunal in reaching the ~~conclusion~~

conclusion nor there was any material irregularity by the

Tribunal in following the procedure which resulted in

substantial injustice to the parties. We therefore, do not

admit this application and dismiss the same summarily.

M.R. Kolhatkar

(M.R. Kolhatkar)
Member (A)

R.C. Bhatt
(R.C. Bhatt)
Member (J)

AIT

CENTRAL ADMINISTRATIVE TRIBUNAL

AHMEDABAD BENCH

AHMEDABAD.

Application No. 07/0458/92 of 199

Transrer Application No. - Old writ Pet. No.

C E R T I F I C A T E

Certified that no further action is required to be taken
and the case is ift for consignment to the Record Room (Decided).

Dated : 05/10/92

Countersigned :

gk Section Officer *JD* Court Officer

and Sign. of the Dealing Assistant.

INDEX SHEET

NAMES OF THE PARTIES

VERSUS

Mrs. M. K. Postmans

[illegible]