

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
AHMEDABAD BENCH

O.A. No. 705/93
T.A. No.

DATE OF DECISION 17-3-1994

Mr. Maganbhai L. Patel Petitioner

Mr. M.M. Xavier Advocate for the Petitioner(s)

Versus

Union of India and Others Respondent

Shri R.M. Vin Advocate for the Respondent(s)

CORAM :

The Hon'ble Mr. N.B. Patel Vice Chairman.

The Hon'ble Mr. K. Ramamoorthy 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 ?

No

Manganbhai L. Patel
 Railway Medical Colony
 Block No. 449/A
 Near Railway Hospital
 Bhavnagar Para 364 003

Applicant

Advocate Mr.M.M. Xavier

Versus

1. The Chairman
 Railway Board, Rail Bhavan
 New Delhi
2. The Union of India, Owing and
 Representing W. Rly through its
 General Manager, Western Railway
 Churchgate, Bombay.
3. The Divisional Railway Manager,
 Western Railway Bhavnagar Division
 Bhavnagar, Para

Respondents

Advocate Mr. R.M. Vin

ORAL JUDGEMENT
 In

O.A. 705 of 1993

Date: 17-3-1994


Per Hon'ble Shri N.B. Patel


Vice Chairman.

3

The applicant has filed this application on apprehension that the special pay which had been given to him for rendering service on complex table for certain spells of period may be recovered from him. If there is any proposal or decision to recover the amounts paid to the applicant as special pay for working on complex table, the respondents are directed first to give a notice calling upon the applicant to show cause as to why recovery should not be effected and

and to take decision on the question after giving sufficient opportunity to the applicant to put forward his case. If after giving such opportunity it is decided to make recovery of any amounts from the applicant, the decision may not be implemented for a period of 15 days after it is taken. The decision will be communicated to the applicant within a period of 7 days after it is taken. In view of these directions Mr. Xavier seeks permission to withdraw this application with liberty to file a fresh application in the event of the applicant being aggrieved by the order that may be passed in the matter. Permission granted with liberty as prayed for. O.A. stands disposed of accordingly. No order as to costs.


(K. Ramamoorthy)
Member (A)


(N.B. Patel)
Vice Chairman.

*AS.