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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
AHMEDABAD BENCH

O.A. No. 158 OF 1993 with M.A./188/93.
~~KAXXN8.~~

DATE OF DECISION 17/06/1993.

The Post Master General, Ahmedabad, Petitioner

Shri Akil Kureshi Advocate for the Petitioner(s)

—Versus—

Shri B.C.Desai Respondent

Party in Person Advocate for the Respondent(s)

CORAM :

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

The Hon'ble Mr. V.Radhakrishnan : 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.

The Post Master General
AHMEDABAD.

....Applicant.

(Advocate : Mr.Akil Kureshi)

Versus

Shri B.C.Desai,
C/o.Head Record Office,
R.M.S. AM Division,
Ahmedabad - 2.

...Respondent.

(Party in Person)

ORAL JUDGMENT

O.A.NO. 158 OF 1993

WITH

M.A.No. 188 OF 1993.

Date : 17/06/1993.

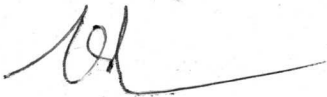
Per : Hon'ble Mr. N.B.Patel : Vice Chairman


The Opponent who is the Original Applicant in
Original Application : Ref : No.I.T.C. (15 of 1988) files
reply to the M.A. Reply be taken on record.

We are not inclined to condone the delay which,
according to the applicant himself, is of the order of
more than 2 1½ years. It is pertinent to note that the
application does not anywhere disclose as to when the
applicant had got the copy of the award of the Tribunal.
It is also stated in a general way that, after the papers
were handed over to the Standing Counsel for drafting the
memo of the Original Application, the applicant's representative

...3..

had "frequently" approached the standing counsel from July, 1991 to February, 1992 to see that the Original Application is filed before the Tribunal in time. Then there is a statement that despite these efforts on the part of the department to see that the Original Application is filed in time, the standing counsel could not file in time "for want of time". There is nothing to substantiate this averment of the standing counsel having failed to file in time the application "for want of time". It is only a bare statement. It cannot be accepted readily. There is also no adequate explanation as to why the application was not filed promptly even after the standing counsel of the department was changed. Thus, we find that there is no merit in ^{the} M.A. and dismiss the same. As M.A. for condonation of delay is dismissed, the O.A./158/93 is summarily rejected as time-barred. No order as to costs.


(V. Radhakrishnan)
Member (A)


(N.B. Patel)
Vice Chairman

AIT

AHMEDABAD BENCH

Application No. 07/158/93 of 19

Transfer Application No. _____ Old w. Pett. No

CERTIFICATE

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

Dated: 22/07/93.

Countersigned : R. S. Christian

CPH/Jan/9-793
Section officer/Court officer.

Signature of the
Dealing Assistant.

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