

7

OA-585/96

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

Or. dt. 10.12.02

For Hearing

16/12

Bench

Or. dt. 17.12.02

for hearing.

written note on
preliminary objection
filed by respondents.
copy served.

16/12/03

Bench

Or. dt. 7.2.03

copy of order
changed over to
counsel for both
sides.

13/2/03

13/2/03

Order dated 10.12.02

Call on 17.12.02.

Vice Chairman, 14

Member (S)

Order dated 17.12.02

Put up this matter before
the next available div. bench.

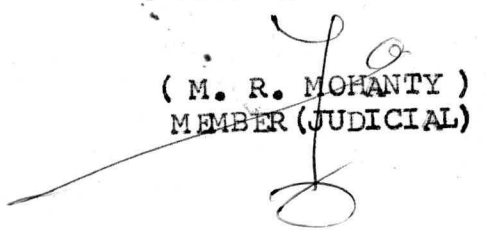
Member (S)

Order dt. 07.02.2003

None appeared for the Applicant on 2.12.02, 10.12.02, 17.12.02 and also today, in spite of several calls, nor has any prayer been made seeking adjournment of this year old case of 1996. However, Shri S.B. Jena, learned Addl. Standing Counsel, is present and, with his aid and assistance, we have gone through the records placed before us in the matter. It reveals from the records that the Applicant was removed from service for unauthorised absence in the year 1993 and he approached this Tribunal for relief only in the year 1996. In spite of the fact that the matter is barred by limitation, we were inclined to look into the grievance of the Applicant and gave repeated chances to the Applicant to defend his case. On perusal of the records, and after hearing the learned Additional Standing Counsel, we are satisfied that the Disciplinary authority had given reasonable opportunity to the Applicant to defend his case about unauthorised absence, but he never submitted any written representation nor appeared in person to defend his case.

In the circumstances, there was no other option lying with the Disciplinary authority than to pass order of removal from service under Annexure-7. We do not see any infirmity in the order of the Disciplinary authority. Accordingly, this Original Application is disposed-of. No costs.


(B.N. SGM)
VICE CHAIRMAN


(M. R. MOHANTY)
MEMBER (JUDICIAL)