

A letter has been received from the P.B. on 14.5.99 re-transfer of case record to the P.B.

Same matter placed before the court for PAM Judicial Order.

For cut

8-789

A copy of the order dt. 13.7.99 may be handed over to the counsels for both sides.

Raf
27/7

Paup
27/7
S/O

13.7.99

Counsel for both sides present. In this application involving adjudication by a Division Bench, certain service conditions of some employees of C.A.T. Cuttack Bench, at one stage the record was submitted to Principal Bench as per orders of Hon'ble Chairman. The record was, however, received back on being retransferred from the Principal Bench. As the Hon'ble Vice-Chairman of this Bench, in view of his indirect administrative involvement in the matter declined to hear this case, an order was passed to move the ~~matter~~ Hon'ble Chairman to nominate a Member for hearing the matter at Cuttack along with Member (J). However, in letter No.13/5/95/JA/4389/A dated 7.5.1999 addressed to this Registry by the Registry of Principal Bench instruction has been issued for transfer of this case to Principal Bench as the Hon'ble Chairman has since recalled his earlier order.

Counsel for the applicant and private respondents submit that it would be ^{be} great hardship to the parties in engagement of counsels there and ^{at} ~~and~~ in case the case is transferred to Principal Bench for disposal and therefore, suggested that ^{the} Principal Bench can be moved for deputing a Member to this Bench for hearing this matter.

In view of specific order of the Hon'ble Chairman for transfer of the matter to Principal Bench, it is not opened for me to take a decision on the submissions made by the learned counsels. As desired by the Hon'ble Chairman, records be transmitted to Principal Bench forthwith.

Hand over copies of orders to learned counsel for both sides.

MEMBER (JUDICIAL)

This case - re-transfer from Cuttack Bench
Counter - filed by R1 to R3
Registrar - not filed
Counter - not filed by R4 & R5
OA - not admitted