

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

CUTTACK BENCH

ORDER SHEET

Original Application No. 204 of 1992000

Applicant (s) N. Raghab Rao Respondent (s) Union of India

Advocate for Applicant (s) Mr P. K. Padhi Advocate for Respondent (s)

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

P.O/B.D. for Rs.50/- filed
for Registration please.

On memo

S.O.
P. K. Padhi
24.4.2001

24.4.

For Anderson stay -
copy sent.

On memo

Bench

J. M.

24.4.

REGISTER

R. Gandhi
Registrar

Or.No.1 dated 25.4.2000

Seen the petition. Heard Shri P.K.Padhi, learned counsel for the petitioner. After going through the petition and hearing Shri Padhi we feel that this O.A. can be disposed of at the admission stage, in view of this x the averment made in the Original Application and the relief asked for. In view of this we have also heard Shri A.K.Bose, learned Sr.Standing Counsel, on whom a copy of the petition has been served.

The case of the applicant is that he was working as S.P.M., Nimakhandi Post Office. Because of certain alleged lapse on his part the departmental proceedings initiated against him under Rule-16 of CCS(CCA) Rules and at the conclusion of the departmental proceedings, an amount of Rs. 29,851/- has been ordered to be recovered from the salary of the applicant in 30 instalments at the rate of Rs.1000 per month. Against this order the applicant has filed an appeal before the Director of Post Services, Berhampur (Res.2) on 16.2.2000 and even though more than one month is over the appeal has not been disposed of. It has been submitted by the

2 OA. 20/1/2000

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

Free copy of the
order dt. 28-4-2000
given to the both
counsel & sent to
all opp. parties with
application copy by
regd. post no.

Cops for Govt Counsel
Patra not available.

27/4 P. prepare
face pay
S. O.

petitioner that in accordance with D.G. Posts
circular dated 14.12.1999 his appeal should ~~be~~
have been disposed of within a period of one
month, but even though his appeal has been
pending more than two months, no order on this
has been passed. In view of this the applicant
in this O.A. has prayed for a direction to Res.2
to dispose of the appeal as also stay operation
of the order of recovery.

After hearing learned counsel for both
sides we make it clear that notwithstanding filing
of this Original Application the appellate
authority will be free to dispose of the appeal
dated 16.2.2000 of the applicant and in view of
this we direct the appellate authority (Res.2) to
dispose of the said appeal within a period of
60 (Sixty) days from the date of receipt of a copy
of this order, in case the said appeal is still
pending with him. We also direct that ~~order~~
recovery from the salary of the applicant should
not be effected till the date of disposal of the
appeal.

With the above direction, the O.A. is
disposed of at the admission stage itself.

J. S. Singh
VICE CHAIRMAN
25.1.2000
MEMBER (JUDICIAL)