



FORM No. - 4

See Rule (12)

**IN THE CENTRAL ADMINISTRATIVE TRIBUNAL**

CUTTACK BENCH

**ORDER SHEET**

Original

Application No. 471 of 2003

Applicant(s) Balabhadra Kumbha Respondent(s) Union of India &amp; Ors.

Advocate for Applicant(s) Mr. D. P. Dhaleman Advocate for Respondent(s)

**NOTES OF THE REGISTRY**g.p.o. for Re-50/- form.  
For consideration pl.

S.O. (T)

Bh  
5/8/03**ORDERS OF THE TRIBUNAL**

REGISTER

Dy. Registrar 21.08.03.

1. ORDER DATED 22-08-2003.

Applicant having faced punishment under Annexure-A/3 dated 18.07.2003 has filed this original Application under section 19 of the Administrative Tribunals Act, 1985. He has not filed any appeal challenging the said order of punishment dated 18.7.2003 as provided under the relevant service rules. It appears 45 days period was<sup>is</sup> available to the Applicant to prefer appeal and he has filed

Defect removed.  
For Registration pl.mentioned to be taken up  
for 22.08.03

S.O. (T)

Bh

DR Bh 21/8/03  
21.08.03.

2  
OA 471/03

NOTES OF THE REGISTRY

For Admission and  
interim order.

AB  
21.8.03

Bench.

On 22.8.03

Copies of order  
alongwith copies of OA  
sent to all respects.  
Copies of said order  
prepared for counsel  
for both sides.

h  
25/8

AB  
22/8/03

ORDERS OF THE TRIBUNAL

this original Application on 29.7.03.  
Therefore, without entertaining this original  
Application, the Applicant is given liberty  
to prefer appeal within a period stipulated  
under the Rules and, while doing so, he is  
given liberty to pray for interim protection  
from the Appellate Authority and we, are sure,  
the Appellate Authority, who has got inherent  
powers to grant any interim relief, shall give  
due consideration to the said prayer, if made,  
in the appeal.

With the aforesaid observations, this  
original Application is disposed of; after  
hearing Mr. D.P. Dhalsamant Learned Counsel  
for the Applicant and Mr. A.K. Bose, Learned  
Senior Standing Counsel representing for the  
Union of India.

Until such considerations are given  
by the Appellate Authority to the interim  
prayer to be made by the Applicant in his  
appeal to be filed, the operation of the  
punishment/further recovery order under  
Annexure-A/3 dated 18.7.2003 shall remain  
stayed.

Send copies of this order, alongwith  
Copies of the  
original Applications, to the Respondents and  
free copies of this order be given to  
learned counsel for both sides.

VICE-CHAIRMAN

MEMBER (JUDICIAL)

22/08/2003