



FORM No. - 4
See Rule (12)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
CUTTACK BENCH

ORDER SHEET

Original Application No. 170 of 200 4
Applicant (s) Bichitrananda Majhi Respondent (s) Union of India & others
Advocate for Applicant (s) M/s. Sh. Nityananda Behura Advocate for Respondent(s)
Mrs. Nibedita Nayak
Sh. Chitta Rayan Behera
Sh. B. N. Mohanty

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

I.P.O. of Re. sot- filed.

Defects pointed out
in Scrutiny Format may
kindly be perused.

For favour of Registration
Consideration please.

S.O. (J)

23.3.04

Please remove
all defects.

Registrar

31.03.04.

REGISTER

Don
12/5/04
Registrar

1. ORDER DATED 02.07.2004.

Applicant Bichitrananda Majhi, a Sub-Postmaster, is facing a Crl. proceeding on the allegation of misappropriation of public money. On the basis of the FIR lodged, on 8.12.03, by the SDIP filed in Purighat Police Station of Cuttack City, it appears, he has been granted anticipatory bail by the Hon'ble High Court of Orissa on

Don
1.4.04

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

Defects removed,
for Registration

~~Regist.~~

12/5/04

12/5/04

for Admission

12/5/04

Bencher

Copy of order dt. 2/2/04
a/w to copy served
to all the respondents.
by posts. The same
copy of order served
to the Counsel for
both side.

13/7/04

13/7/04

M.A. 549/04 for
appr. order. (Copy
served on Mr. V. S. Chakraborty,
BSC.)

Bencher

20/9/04

27.1.2004 in BLAPL No. 246/04. In the present O.A. under section 19 of the Administrative Tribunals Act, 1985, he has challenged the suspension order passed under Annexure-A/2 dated 5.3.2004. It appears, on contemplation of a disciplinary proceedings to be started against the applicant, he has been placed under suspension by the competent authority in exercise of powers vested under Rule-10 of the CCS(CCA) Rules, 1965.

Power of suspension, on contemplation of a disciplinary proceedings, is within the competency/rules vested with Senior Supdt. of Post Offices in respect of Postal Asst./SPM. There being no prima facie case available in favour of the Applicant, in this case, this O.A. is dismissed without being admitted.

Send copies of this order, alongwith copies of the O.A., to the Respondents and free copies of this order be also handed over to Shri Nityananda Behera, learned Counsel appearing for Applicant and to Mr. Anup K. Bose, Learned Senior Standing Counsel; on whom a copy of this O.A. has already been served.

MEMBER (JUDICIAL)