

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

CUTTACK BENCH

ORDER SHEET

Original Application No. 76 of 2002

Applicant (s) Bailhan Behara Respondent (s) Union of India

Advocate for Applicant (s) Mr. J. N. Mohanty Advocate for Respondent (s)

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

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

18/2/02
18/2

18/2/02

For Admission - Copy
Served.

Done

21.2.02

REGISTER

18/2/02

1. ORDER DT. 22-2-2002.

Heard Mr. J. N. Mohanty, learned Counsel for the Applicant and Mr. D. N. Mishra, learned Standing Counsel appearing for all the Respondents, on whom a copy of the petition has been served.

Non-payment of pension even though it is due to the Applicant in accordance with the Rules has given rise to the present Original Application. According to the service certificate issued by the Respondents-Authorities (Annexure-2), the applicant has served in regular capacity from 11.5.1990 to 31.10.2000 which period is more than ten years. Accordingly, the Applicant is

2

OA-76/02

NOTES OF THE REGISTRY

ORDERS OF THE TRIBUNAL

Free copy of
the order dt. 22-2-02
given to the
both counsel.

Pat
26/2

Pat
26/02
S.O

Free copy of
the order
No. 1 dt. 22-2-02
with OA. copy
issued to all
depts. by
post.

Pat
5/3

Pat
5/3
S.O

entitled to — receive pensionary benefits.
Representations filed having ^{not} yielded any
response from the Respondents-Authorities.
Hence the present Original Application.

2. Having regard to the submissions
made by learned counsel with regard to the
Rule position and the other related facts
of the case, we find that the interest of
justice will be duly met in the present case by
disposing of this Original Application at this
very stage with a direction to the Respondents
to consider the applicant's claim for grant
of pensionary benefits expeditiously and decide
the matter in a maximum ^{of} two months from the
date of receipt of a copy of this order. For
considering the applicant's claim, the present
Original Application, a copy of which will be
sent to the Respondents be treated by them as
a representation filed on behalf of the
Applicant. We direct accordingly. 2

The Original Application is disposed
of in the afore-stated terms. No costs.

Manoranjan Mohanty
22/02/2002
(MANORANJAN MOHANTY)
MEMBER (JUDICIAL)

S. A. T. Rizvi
(S. A. T. RIZVI)
MEMBER (ADMINISTRATIVE)

KNM/CM.