

13

CENTRAL ADMINISTRATIVE TRIBUNAL
CUTTACK BENCH, CUTTACK

O.A.No.371 of 2008

B.Vallamma Applicant
Vs
UOI & Ors. Respondents
.....

Order dated - 04-08-2011.

CORAM

THE HON'BLE MR.C.R.MOHAPATRA, MEMBER (A)
AND
THE HON'BLE MR.A.K.PATNAIK, MEMBER (JUDL.)

.....
Rule 6 of the CAT (Procedure) Rules deals with regard
to place of filing of application. It reads as under:

"6. Place of filing application - (1) An application
shall ordinarily be filed by an applicant with the
Registrar of the Bench within whose jurisdiction -

- (i) the applicant is posted for the time being;
or
- (ii) the cause of action wholly or in part, has
arisen:

Provided that with the leave of the Chairman the
application may be filed with the Registrar of the
Principal Bench and subject to the order sunder Section
25, such application shall be heard and disposed of by
the Bench which has jurisdiction over the matter.

(2) Notwithstanding anything contained in
sub-rule (1), a person who has ceased to be in service
by reason of retirement, dismissal or termination of
service may at his option file an application with the
registrar of the Bench within whose jurisdiction such
person is ordinarily residing at the time of filing of the
application."

In the present case all the Applicants who are the
widow, son and daughter of Late Bada Butchayya are residing at

1

14

Tulisigam Village Dharmapuram post office, Ichapuram Mandal, Srikakulam District of Andhra Pradesh, which is out side the jurisdiction of this Tribunal. They have filed this Original Application seeking certain benefits of Late Bada Butchayya from Respondents who are located in the State of West Bengal and Uttar Pradesh. Therefore, the cause of action has neither arisen wholly or in part to enable this Bench of the Tribunal to entertain this OA. Hence this Bench of the Tribunal lacks jurisdiction to decide the grievance of the applicant. After hearing Learned Counsel for both sides, this OA stands dismissed due to lack of jurisdiction. No costs.


(A.K.PATNAIK)
Member (Judl.)


(C.R.MOHAPATRA)
Member (Admn.)