

ORDER DATED 6th OF SEPTEMBER, 2012

J. Pingua.....Applicant

Vrs.

Union of India & OthersRespondents

Coram:

HON'BLE MR. C.R. MOHAPATRA, ADMINISTRATIVE MEMBER

&

HON'BLE MR. A.K. PATNAIK, JUDICIAL MEMBER

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Heard Sri N.R. Routray, Ld. Counsel appearing for the applicant and Sri T. Rath, Ld. Standing Counsel for the Respondents/Rlys. on whom a copy of this O.A. has already been served and perused the materials placed on record.

2. This Original Application has been filed by the applicant with the following prayer:-

"To direct the Respondents to issue PPO and pay the DCRG, arrear pension, pension and other financial benefits with 12% interest for the delayed period."

3. During the course of hearing Sri Routray, Ld. Counsel for the applicant submits that ventilating his grievance, the applicant has also filed representation dated 16.11.2009 vide Annexure-A/4 series before the Respondents which is still pending for consideration. Sri Routray, therefore, prayed that the applicant's grievance can be redressed if Respondent No.2 is directed to consider and dispose of the pending representation dated 16.11.2009 vide Annexure-A/4 series within a specific time frame.

4. Having heard the Ld. Counsel for the parties, we at this stage, without entering into the merit of the case, deem it proper to send the case before the competent authority to take a decision first on the representation. As agreed to by the Ld. Counsel for the parties, we direct Respondent No.2 to consider the pending representation and pass a reasoned & speaking order within a period of 60(sixty) days from the date of receipt of copy of this order.

5. In case, the competent authority finds that the claims of the applicant are admissible then the amount should be released within another 90 days.

6. With the above observation and direction, this O.A. is disposed of at the admission stage itself. No costs.

7. Send copy of this order along with paper books to Respondent Nos.2, 3 & 5 (at the cost of the applicant) for compliance and free copies of this order be made over to the Ld. Counsel for the parties.

8. Sri Routray, Ld. Counsel for the applicant undertakes to deposit the postal requisite by tomorrow i.e., on 07.09.2012.


JUDL. MEMBER


ADMN. MEMBER