

(8) H/S 110

CENTRAL ADMINISTRATIVE TRIBUNAL
JODHPUR BENCH: JODHPUR

O.A. No. 362/95

Date of order : 15.2.1996

Union of India & Ors. ...

Applicants.

versus

Payment of Wages Authority
and Shishu Pal Singh ...

Respondents.

Mr. S.S. Vyas, Counsel for the applicants.

Mr. Bharat Singh, Counsel for the respondent No. 2.

None present for the respondent No. 1.

CORAM:

Hon'ble Mr. N.K. Verma, Member (A)

Hon'ble Mr. Rattan Prakash, Member (J)

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PER HON'BLE MR. N.K. VERMA :

Applicants, Union of India and the Divisional Railway Manager, Northern Railway, Bikaner, have filed this application under Section 19 of the Administrative Tribunals Act, 1985 (for short, the Act) praying therein that the order of the Payment Wages Authority, Bikaner dated 31.3.1995 (Annexure A/1) may be declared illegal, perverse, arbitrary and the same may be quashed. The applicants have also prayed for a direction that the Payment of Wages Authority be restrained from taking any action pursuant to the impugned order.

2. As per the judgement of the Hon'ble Supreme Court in petition for Special Leave to Appeal (Civil No.20141/95) from the judgement and the order dated 15.9.94 of this Tribunal in O.A. No. 345/92 - Divisional Personnel Officer vs. Central Industrial Tribunal, Jaipur & Ors., the Hon'ble Supreme Court has held that the Central Administrative Tribunal has no jurisdiction to entertain an application under Section 19 of the Administrative Tribunals Act against the award/order of the Labour Courts. In view of this decision of the Hon'ble Supreme Court referred to above, we held that this Tribunal has no jurisdiction to adjudicate this matter. Let the paper book be returned to the applicants for seeking remedy before an appropriate legal forum, if any.

(Rattan Prakash)
Member (J)

(N.K. Verma)
Member (A)