

# IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

JODHPUR BENCH, JODHPUR

## ORDER SHEET

APPLICATION NO. 327 OF 1999

Applicant(s)

Respondent(s)

Advocate for  
Applicant(s)

Advocate for  
Respondent(s)

Notes of the Registry

Orders of the Tribunal

13.7.2000

Mr.P.S.Bhati, Counsel for the applicant.  
Mr.Arun Bhansali, Counsel for the respondents No. 2 and 3.  
None is present for the respondent No.1.

The learned counsel for the respondents No. 2 and 3 at the initial stage raised an objection that the petition is not maintainable in this Tribunal, as the school is run by a registered society and not by the Atomic Energy Department. In support of his contention, he has submitted for our perusal, Memorandum of Association of the Society along with the Rules and Regulations, which is registered as a Society under the Registration of Societies Act in Bombay bearing registration No. 23/69.

The learned counsel for the applicant could not controvert this position.

In view of the submission made by the learned counsel for the respondents No. 2 and 3 and in view of the fact that the Atomic Energy Education Society is a registered society, which has not yet been brought, ~~under the jurisdiction~~ for purposes of such disputes, under the jurisdiction of this Tribunal, therefore, in this matter, we do not have any jurisdiction to interfere. This is a case of ~~inherent~~ lack of inherent jurisdiction, therefore, the petition should be returned along with enclosures to the learned counsel for the applicant as per rules for being presented before the Court of competent jurisdiction.

(Gopal Singh)  
Adm. Member

(A.K.MISRA)  
Judl. Member

Part II and III destroyed  
in my presence on 11.12.07  
under the supervision of  
section officer J. as per  
order dated 10/11/07  
V. G. A.  
Section officer (Records)

Recd. Copy  
Subl. 27/7/2000

Copy of order dt 13.7.2000  
sent to  
Original applicant  
Rits Annex 1 H4 (contd.)  
Extruded) sent to  
the Petitioner's residence  
No. 108 d. 27/7/00

R. G. A.  
with S. M.  
M.