

CENTRAL ADMINISTRATIVE TRIBUNAL
CALCUTTA BENCH

No.M.A.489 of 1997
CPC 165 of 1997
(O.A. 29 of 1997)

Present : Hon'ble Mr. D. Parkayastha, Judicial Member
Hon'ble Mr. S.K. Ghosal, Administrative Member



UNION OF INDIA & ORS.

VS.

DIWAKAR SINGH

For the applicants : Mr. P.K. Azora, counsel

For the Opposit party : Mr. A.K. Banerjee, counsel

Heard on : 23.11.2000

Order on : 23.11.2000

ORDER

D. Parkayastha, J.M.

M.A.No.489 of 1997 :-

Official respondents of O.A.29/1997 have filed this M.A. for extension of time to implement the order of this Tribunal dated 2.4.1997 in O.A. by which the respondents were directed to complete the departmental proceeding against the original applicant within a period of 8 months from the date of communication of that order. This M.A. for extension of time has been filed by the respondents of O.A. on 15.12.97 and we find that thereafter, official respondents did not take any further action for completion of departmental proceeding against the original applicant as ordered by this Tribunal. In the meantime, the original applicant

Personnel Officer
Eastern Railway
Calcutta
FP/cc

has filed the contempt application bearing No. CPC 165/1997 for non-compliance of the order of this Tribunal.

2. We have heard the ld. counsel for both sides. After hearing both sides, we allow 6 months' time to the official respondents of O.A. to complete the departmental proceeding against the applicant as a last chance. No further time will be allowed in this regard. Accordingly, the M.A. is allowed.

CPC 165 of 1997 :-

The original applicant has filed this CPC for non-compliance of the order passed by this Tribunal on 2.4.1997 in O.A. 29/1997. Since the contempt application has been filed during the pendency of the M.A. bearing No. 489/1997 which has been disposed of by us just now, *prima facie* we do not find sufficient material on record to draw contempt proceedings against the official respondents of O.A. as sought for in the CPC. Accordingly, the CPC also stands disposed of. No order as to cost!

MEMBER(A)

S.M.



MEMBER(J)

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Central Administrative Tribunal
कलकत्ता न्यायपीठ
Calcutta Bench

As per Apin 6272
of the applicant No. A. K. Benesque
sentation of 23.11.2000
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of ordinary
(1) Preparation of copy
(2) Dt. of delivery of the copy
to the applicant 04.12.2000