

Central Administrative Tribunal Lucknow Bench Lucknow

C.C.P. 14/2007 In O.A. 392/2006,

This, the 14th day of July, 2009

Hon'ble Ms. Sadhna Srivastava, Member (Judicial)

Hon'ble Dr. A. K. Mishra, Member (Administrative)

1. V.N. Mishra aged about 45 years son of late Sri Ram Mishra, resident of 548/V-340, Vikram Nagar, Lucknow.
2. Rajesh Kumar Srivastava aged about 45 years son of late Lal Ji Sahai, resident of 548/V-339, Vikram Nagar, Lucknow.
3. Firoz Ahmad Siddiqui, aged about 47 years son of late Khursid Ahmad Siddiqui, resident of 117, Budhwan, Unnao.

By Advocate: Sri M.C. Joshi

VERSUS

1. Sri J.P. Batra, Secretary, Ministry of Railways, Railway Board, New Delhi.
2. Sri V.N. Mathur, General Manager, Northern Railway, Baroda House, New Delhi.
3. Sri R.K. Gupta, Divisional Railway Manager, Northern Railway, Hazratganj, Lucknow.

Respondents.

By Advocate Sri B.K. Shukla assisted by Sri S. Verma

ORDER (ORAL)

By Hon'ble Ms. Sadhna Srivastava, Member (J)

This CCP has been filed for alleged non-compliance of the order dated 1.9.2006 passed in O.A. No. 392/2006, whereby this Tribunal had directed the concerned respondents to consider and decide the representation of the applicant.

2. Show cause reply has been filed by the respondents stating therein that in compliance of the order passed by this Tribunal in O.A. No. 392/2006 on 1.9.2006, the concerned respondents <sup>3</sup> have considered the representation of the applicant vide order dated 16.4.2007.

The copy of the speaking order dated 16.4.2007 is on record as Annexure No. C-1..

3. The counsel for the applicant submits that this order is not in accordance with law. If this allegation is correct, the remedy of the applicant is to challenge the order dated 16.4.2007 by way of filing fresh Original Application and not by way of filing contempt petition. We are of the view that the <sup>3</sup> order <sup>to</sup> passed by this Tribunal on 1.9.2006 has been complied with. The CCP is dismissed. Notice issued to the respondents can discharge.

(Dr. A.K. Mishra)

Member (A)

(Ms. Sadhna Srivastava)

Member (J)