

Central Administrative Tribunal, Lucknow Bench,

Lucknow

ORIGINAL APPLICATION No.301/2009

This the 28th day of July, 2009

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

Hon'ble Dr. A.K. Mishra, Member-A

Kamminlien Vaiphei, aged about 48 years, son of (L) Thangzapao Vaiphei, resident of Akansa Parisar, Ty-III/54, Jankipuram, Aliganj, Lucknow.

.....Applicant

By Advocate: Sri Praveen Kumar.

Versus

Union of India, through

1. The Director General, SSB, Ministry of Home Affairs, R.K. Puram, New Delhi.
2. The Inspector General, SSB, Frontier Head Quarter, Kendriya Bhawan, Aliganj, Lucknow.
3. The Area Organizer, SSB Special Cell, Lucknow.
4. Sh. B.S. Tharkoti, Sub Area Organizer, SSB, Special Cell, Lucknow.

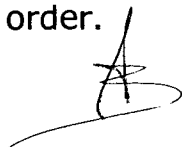
.....Respondents

By Advocate: Shri Rajendra Singh.

ORDER (Oral)


By Ms. Sadhna Srivastava, Member-J

The applicant is aggrieved by order dt.29.6.2009 as contained in Annexure-A-1 passed by Inspector General, SSB, Lucknow whereby, the punishment of reduction to a lower stage from Rs.14,020/- to Rs.13,470/- has been imposed on him after enquiry under Rule 14 of CCS (CCA) Rules, 1965. Admittedly, no appeal has been filed against the punishment order.



2. The counsel for respondents Shri Rajendra Singh, submits that applicant has failed to exhaust the departmental remedies. When queried, the counsel for applicant submitted that the OA may be allowed to be withdrawn with permission to file appeal before the Appellate authority i.e. Addl. DG, SSB, Ministry of Home Affairs, R.K. Puram, New Delhi. The O.A. is accordingly disposed of with a liberty to the applicant to file an appeal within one week hereof and the appellate authority is directed to consider the same irrespective of the limitation and pass a reasoned and speaking order within a period of three weeks from the date of receipt of the copy of this order. The OA is disposed of without expressing any opinion on the merits of the case. No order as to costs.


(Dr. A.K. Mishra)
Member-A


(Ms. Sadhna Srivastava)
Member-J

Amit/-