

CENTRAL ADMINISTRATIVE TRIBUNAL

LUCKNOW BENCH LUCKNOW

O.A. NO: 21/2005.

DATED: 12.1.2005.

HON'BLE SHRI SHANKER RAJU MEMBER(J)

HON'BLE SHRI S.P. ARYA MEMBER(A)

Smt. Kamlesh Singh aged about 38 years w/o Sri Alok
Singh R/o 287/17 Motinagar II Lucknow.

....Applicant.

By Advocate Shri A. Moin.

VERSUS

1. Union of India through General Manager, North Eastern Railway Gorakhpur.
2. Divisional Railway Manager North Easter Railway, Lucknow.
3. Financial Advisor and Chief Accounts Officer (Administration) N.E. Railway Gorakhpur.
4. Senior Divisional Financial Manager, N.E. Railway Lucknow.
5. Divisional Railway Manager (Karmik) N.E. Railway Lucknow.

....Respondents.

BY Advocate Shri Deepak Shukla for Shri Prasant Kumar.

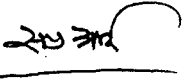
ORDER (ORAL)

BY HON'BLE SHRI SHANKER RAJU MEMBER(J)

Heard. In pursuance of directions contained in order dated 14.9.2004 in O.A. 268/2004 applicant's representation stood disposed of on 6.1.2005 where applicant has been accorded the benefit of substantive appointment w.e.f. 29.10.03. However, we find that subsequent to the order passed (Supra) on modification of order passed on 29.9.2004 in M.A. 2218/04 in O.A. 2618/04 it has been clarified that the date appearing in line-12, i.e. 28.10.2003 would be replaced as 28.10.2002. As

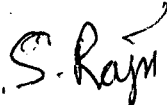
the order impugned has not considered the above aspect of the matter and has not complied with our directions the same is nullity in law and is accordingly set aside. We also deprecate the callous attitude of respondents in ignoring the directions as we presume that the order had already been served upon them and was passed earlier to the impugned order herein.

2. In the result, O.A. is disposed of with direction to respondents to pass order in consonance with our order dated 29.9.2004 within a period of 2 weeks from the date of receipt of a copy of this order. If the applicant is still aggrieved it shall be open to him to approach this court again in accordance with law. No costs.



(S.P. ARYA)

MEMBER(A)



(SHANKER RAJU)

MEMBER(J)

HLS/