

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL
NEW BOMBAY BENCH, NEW BOMBAY.

Original Application No. 188 of 1986.

Shri N.K. Balachandran,
16/142 Shreekrishna Kiran
Garodia Nagar, Ghatkopar(E),
Bombay - 400 077.

... Applicant.

V/s.

The Collector of Customs,
New Custom House, 2nd Floor,
Bellard Estate,
Bombay - 400 038.

... Respondent.

Coram: Hon'ble Member(J), M.B.Mujumdar,
Hon'ble Member(A), J.G.Rajadhyaksha.

Tribunal's Order: (Per Hon'ble Member(J), M.B.Mujumdar).

Dated: 27/10/86.

Heard applicant in person.

The Collector of Customs by his memorandum dated 10/4/1985 (Exhibit C) had directed that the suspension of the applicant shall be deemed to have continued in force on and from the date of order of removal from service with effect from 7/7/1978 and shall remain in force until further orders.

The applicant was further directed to show cause why he should not be dismissed from service on the basis of the charge-sheet and Enquiry report already submitted. The applicant was asked to submit his reply within 10 days.

The applicant has told us that he has submitted his reply as directed and thereafter fresh memorandum dated 5/8/1985 is given to him along with articles of charge. The applicant showed the memorandum and articles of charge to us. Charges are serious.

....2/-

We are told that the authorities concerned have started hearing. He is also getting subsisting allowance according to rules.

We therefore feel that this application is pre-matured in view of subsequent development.

We therefore dismiss this application under Section 19(3) read with 20(1) of the Administrative Tribunal's Act, 1985.

The applicant will be at liberty to approach this Tribunal in case the enquiry report goes against him and after exhausting all remedies available to him under relevant service rules as to redressal of grievances.

Compared by: *Dalvi* 20/11/86

Prepared by: *Eleleoli* 20/11/86

jk/-

JTB Parvati True Copy
20/11/86

SECTION OFFICER
CENTRAL ADMINISTRATIVE TRIBUNAL
NEW BOMBAY BENCH,
NEW BOMBAY 400 614