

**CENTRAL ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

CP No.37/2003 in
OA No.357/2000

21/3/2003


Heard Shri P.A.Prabhakaran, Counsel for Applicant.

This CP has been filed on non compliance of the directions of this Tribunal dated 18/2/2002 in OA 357/2000. The direction given was that the applicant should be placed in the eligibility list immediately after Shri Chandrakant S Bhogle at Sr.No.119 and before Sr.No.120 Ms.Shirley E Vakrulkar and to hold a review DPC to consider the applicant for promotion as Assistant and if found fit to grant him promotion from the date his immediate junior was promoted with all consequential benefits.

Learned counsel for the applicant submits that the respondents have failed to implement the aforesaid order. The respondents have delayed the implementation of the order. The learned counsel for applicant has also enclosed an order dated 15/11/2002 whereby certain officials have been granted second financial upgradation including the applicant.

However, even in this list, the applicant has been shown far below Shri Bhogle and Ms.Vakrulkar.

In view of this position, we find that prima facie there is Contempt of the orders of the Tribunal. Issue notice to Shri Padmakar Mishra, Chief Commissioner of Income Tax, Mumbai. He may appear either in person or through an Advocate. In case of compliance, presence of the proposed contemner shall be dismissed. List the case for orders on CP on 25/4/2003.


(K.V.SACHIDANANDAN)
MEMBER(J)


(SMT.SHANTA SHASTRY)
MEMBER(A)

abp

~~Order/Inq.~~ despatched
to Applicant/Respondent (s)
on 8/4/03
