

CENTRAL ADMINISTRATIVE TRIBUNAL

BANGALORE

DATED THIS THE 10TH DAY OF AUGUST, 1987

Present: Hon'ble Shri Justice K.S. Puttaswamy, Vice-Chairman (J)
and
Hon'ble Shri B.N. Jayasimha, Vice-Chairman (A)

C.C. A.No. 21/87

Shri M.L. George,
Junior Accounts Officer,
Central Excise,
Belgaum.

.... Petitioner

v.

Controller General of Accounts,
Loknayak Bhavan, Khan Market,
New Delhi and others.

.... Contemnors.

(Shri M. Vasudeva Rao, CGASC)

This application having come up for hearing to-day,
Vice-Chairman (J), made the following:

O R D E R

We have heard the petitioner who is in person and
Sri M. Vasudeva Rao, learned Central Government standing
Counsel appearing for the contemnors.

2. In the order made which is stated to have been
disobeyed or not obeyed by the contemnors, we have only
directed the contemnors to consider the case of the
petitioner for transfer from Belgaum to Cochin in the next
vacancy. We have not issued a positive direction to trans-
fer the petitioner from Belgaum to Cochin. On the terms of
the order, if the petitioner has not already been transferred
from Belgaum to Cochin, we cannot say that the contemnors
have committed contempt of this Tribunal. If on a



consideration of all the factors the contemnors or the authorities do not transfer the petitioner from Belgaum to Cochin, then also the same will not amount to any obedience or non-obedience of the order made by this Tribunal to justify us to initiate contempt of Court proceedings against the contemnors.

3. On any view of the matter we find no justification to initiate contempt of Court proceedings against the contemnors. We, therefore, reject this application at the admission stage with no order as to costs. But, this does not prevent the petitioner from challenging any fresh order in a separate application if he is so advised.



Sd _____

Vice-Chairman (J)

18/8/87

Sd _____

Vice-Chairman (A)

- True copy -

np/Mrv.

B. V. Venkatesh Reddy
DEPUTY REGISTRAR
CENTRAL ADMINISTRATIVE TRIBUNAL
ADDITIONAL BENCH
BANGALORE
18/8/87