

REGISTERED

CENTRAL ADMINISTRATIVE TRIBUNAL  
BANGALORE BENCH  
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Commercial Complex(BDA),  
Indiranagar,  
Bangalore - 560 038

Dated : 26-8-87

REVIEW APPLICATION NO 57 /88( )

IN APPLICATION NO. 1678/86(T)

W.P. NO                     

Applicant

OG, ESIC, New Delhi & another

V/s Shri T. Abdul Razak

To

1. The Director General  
Employees State Insurance Corporation  
ESIC Buildings  
Kotla Road  
New Delhi
2. The Regional Director  
Employees State Insurance Corporation  
No. 10, Binni Fields  
Binnipet  
Bangalore - 560 023

3. Shri M. Papanna  
Advocate  
No. 99, Magadi Chord Road  
Vijayanagara  
Bangalore - 560 040
4. Shri T. Abdul Razak  
No. 10, Corporation Quarters  
Berli Street Cross  
Shanthinagar  
Bangalore - 560 023
5. Shri S. Vasantha Kumar  
Advocate  
9/1, R.V. Shetty Layout  
Seshadripuram  
Bangalore - 20

Subject: SENDING COPIES OF ORDER PASSED BY THE BENCH

Please find enclosed herewith the copy of ~~ORDER/STAY/~~  
~~INTERIM ORDER~~ passed by this Tribunal in the above said Review  
application on 20-8-87.

Encl : as above

*B. V. Venkatesh*  
DEPUTY REGISTRAR  
~~SECTION OFFICER~~  
(JUDICIAL)

*Diary*  
**RECEIVED** 27/8/87  
*Diary* No. 1072/61/87  
Date: 29-8-87

*9/c*

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL

BANGALORE BENCH: BANGALORE

DATED, THE 20TH DAY OF AUGUST, 1987.

PRESENT

THE HON'BLE MR. JUSTICE K.S.PUTTASWAMY .. VICE CHAIRMAN

AND

THE HON'BLE MEMBER (ADMN.), SHRI P.SRINIVASAN

REVIEW APPLICATION NO.57 OF 1937.

1. The Director General  
Employees' State Insurance-  
Corporation, ESIC Buildings,  
Kotla Road, NEW DELHI.
2. The Regional Director,  
Employees' State Insurance-  
Corporation, No.10, Binni Fields,  
Binnipet, Bangalore-23. .. Applicants.

(Shri M.Papanna, Advocate for the applicants)

-vs-

Shri T.Abdul Razak,  
Then Manager, Local Office,  
E.S.I. Corporation,  
No.10, Corporation Quarters,  
Berli Street Cross,  
Shanthinagar, Bangalore-23. .. Respondent.

(Shri S.Vasanth Kumar, Adv. for respondent)

This application coming for hearing this day,  
VICE CHAIRMAN made the following:

O r d e r



ORDER

In this review application made under Section 22(3)(f) of the Administrative Tribunals Act, 1985 (the Act), the applicants herein, who were respondents, have sought for a review of the order made by this Tribunal on 16-4-1987 allowing Application No. 1678/86(T) filed by the respondent herein, who was the applicant in that case.

2. In his application, the respondent had challenged the competence of Regional Director, ESI Corporation (RD) to initiate disciplinary proceedings against him, which had found favour with the Division Bench on the ground that the RD was not his appointing authority. But, a Full Bench of this Tribunal, in its opinion rendered on 10-8-1987 in Application Nos. 473 and 474/87 while examining this very question had over-ruled the decision rendered in Application No. 1678/86(T) and had concurred with the earlier contrary view expressed in Application No. 1653/86(T). From this, it follows that the view expressed by the Bench in Application No. 1678/86 filed by the respondent, discloses an apparent error on the face of the record and therefore the same calls for a review.

3. In the light of our above discussion, we allow Review Application No. 57 of 1987, recall the

order



order made in Application No.1678/86 and  
direct that the said application be restored  
to its original file.

4. Review Application is allowed. But,  
in the circumstances of the case, we direct  
the parties to bear their own costs.

Sd/-

(K.S.PUTTASWAMY)  
VICE CHAIRMAN.

20/5/87

Sd/-

(P.SRINIVASAN)  
MEMBER (A)

20/8/87

- True copy -



B. V. Venkatesh  
DEPUTY REGISTRAR  
CENTRAL ADMINISTRATIVE TRIBUNAL  
ADDITIONAL BENCH  
BANGALORE