

# IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

NEW BOMBAY BENCH

O.A. No. 79/90  
~~TXAXXNA.~~

198

DATE OF DECISION 9.3.1990

Mr. Sitaram Bharti Petitioner

Mr. G.S.Walia Advocate for the Petitioner(s)

Versus

Union of India & Ors. Respondent

Mr. M.I.Sethna Advocate for the Respondent(s)

## CORAM

The Hon'ble Mr. P.S.Chaudhuri, Member (A)

The Hon'ble Mr. A.V.Haridasan, Member (J)

1. Whether Reporters of local papers may be allowed to see the Judgement ? *m*
2. To be referred to the Reporter or not ? *m*
3. Whether their Lordships wish to see the fair copy of the Judgement ? *m*
4. Whether it needs to be circulated to other Benches of the Tribunal ? *m*

BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL  
NEW BOMBAY BENCH, NEW BOMBAY

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OA No. 79/90

Mr. Sitaram Bharti

... Applicant

vs.

Union of India & Ors.

... Respondents

CORAM: Hon'ble Member (A) Shri P.S. Chaudhuri  
Hon'ble Member (J) Shri A.V. Haridasan

Appearance :

Mr. G.S. Walia  
Advocate  
for the Applicant

Mr. M.I. Sethna  
Advocate  
for the Respondents

ORAL JUDGMENT

Dated: 9.3.1990

(PER: A.V. Haridasan, Member (J))

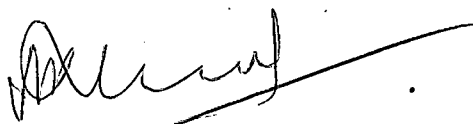
Heard Mr. G.S. Walia for the applicant and Mr. M.I. Sethna for the respondents.

2. The application under Section 19 of the Administrative Tribunals Act has been filed by the applicant praying that the respondents may be directed to pay him full salaries for the period from 29.6.1988 to 11.10.1989 during which time he was placed under suspension on the ground that though a minor punishment was imposed on him as a result of the Disciplinary Enquiry conducted against him <sup>Sense</sup> ~~and~~ <sub>m</sub> as per the latest instructions of the Government on the subject, respondents are bound to treat the period of suspension as on duty. Having heard counsel of both sides, we find that the applicant has preferred an appeal to the Director General, All India Radio only on 23.11.1989. The applicant should have given a reasonable time to the Director General to take a decision in the matter before rushing to this Tribunal praying for the relief. Any how

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we dispose of this application with a direction to the Director General, All India Radio to have <sup>the</sup> a representation of the applicant disposed of within a period of 3 months from the date of communication of this order in accordance with law, especially in the light of the latest instructions of the Government on the subject. In case, the applicant is aggrieved by the outcome of his representation, he would be at liberty to approach the appropriate forum for the proper relief. There is no order as to costs.



(A.V. HARIDASAN)  
MEMBER (J)



(P.S. CHAUDHURI)  
MEMBER (A)

Judgement dt. 9.3.90  
Served on R. No 1 & 2  
2.4.90

NO  
9/4/90