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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
BOMBAY BENCH

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O.A. NO: 919/92

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~~Exxxxxxx~~

DATE OF DECISION 4.9.1992

Shri Sudhakar Baburao Ghare Petitioner

Shri G.K. Masand Advocate for the Petitioners

Versus

Union of India and others. Respondent

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Advocate for the Respondent(s)

CORAM:

The Hon'ble Mr. Justice S.K. Dhaon, Vice Chairman

The Hon'ble Mr. M.Y. Priolkar, Member(A)

1. Whether Reporters of local papers may be allowed to see the Judgement ?
  2. To be referred to the Reporter or not ?
  3. Whether their Lordships wish to see the fair copy of the Judgement ?
  4. Whether it needs to be circulated to other Benches of the Tribunal ?
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(S.K. DHAON)  
VICE CHAIRMAN

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CENTRAL ADMINISTRATIVE TRIBUNAL  
BOMBAY BENCH  
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Original Application No. 919/92

Shri Sudhakar Baburao Ghare

... Applicant.

V/s.

Union of India, through the  
Secretary in the Ministry of  
Finance, Department of Revenue,  
North Block, New Delhi.

Principal Collector of Customs  
New Custom House, Ballard Estate  
Bombay.

Addl. Collector of Customs  
(Preventive), Marine and  
Preventive Wing, Everest House,  
2nd Floor, 100 Marine Line  
Bombay.

... Respondents.

CORAM: Hon'ble Shri Justice S.K. Dhaon, Vice Chairman.  
Hon'ble Shri M.Y. Priolkar, Member (A)

Appearance:

Shri G.K. Masand for Mr. G.R.  
Menghani, counsel for the  
applicant.

JUDGEMENT

Dated: 4.9.92

{ Per Shri S.K. Dhaon, Vice Chairman }

The order dated 19.6.92 passed by the  
Additional Collector of Customs, transferring the  
applicant from Bombay to Muz is being impugned in  
the present application.


It appears that the applicant made  
representations dated 29.6.92, 15.7.92 and 17.8.92  
to the Additional Collector of Customs and to the  
Principal Collector of Customs, praying that the  
order of transfer may be resented. It is alleged  
that so far none of the representations have been  
disposed off. In our opinion, the representations should  
have been addressed to the Principal Collector of  
Customs and not to the Officer who had passed the  
order of transfer. The Principal Collector of Customs  
shall dispose off the representation dated 17.8.92

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of the applicant as expeditiously as possible, keeping in view the facts asserted therein. We are informed ✓ that these days the applicant <sup>is</sup> ~~was~~ on medical leave. However, we feel that till the representation is disposed off by the Principal Collector of Customs, the impugned order of transfer, so far as it relates to ✓ the applicant, may not be implemented, if it <sup>has</sup> ~~is~~ not been implemented so far. However, we make it clear ✓ that if some one <sup>has</sup> ~~is~~ already joined on the post ~~conversant~~ of the applicant, this order will have no efficacy.

With these directions this application is disposed off finally, but without any order as to costs.

  
(M.Y. PRIOLKAR)  
MEMBER (A)

  
(S.K. DHAN)  
VICE CHAIRMAN

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