

**CENTRAL ADMINISTRATIVE TRIBUNAL
MUMABI BENCH, MUMBAI.**

C.P. 2/99 in
Original Application No.1159.92

Tribunal's Order **Dated: 17.9.1999**

Shri L.M.Nerlekar, counsel for the applicant. Shri
S.C.Dhawan, counsel for the respondents.

2. This C.P. had been filed by the applicant alleging
non-compliance of the order dated 21.4.1998 in OA 159/92.

3. The applicant had earlier filed OA 159/92 with regard to
pensionary benefits which was disposed of as per order dated
21.4.1998, giving direction in para 22 that the applicant is
entitled for full pensionary benefits. The order was to be
complied within three months from the date of receipt of the
order. The respondents filed an M.P. seeking extension of time for
implementation of order for further period of three months. This
prayer was allowed. The extended period for implementation of the
order has ended on 4.9.1999. Writ Petition No. 2082/98 filed.

4. The respondents had filed Writ Petition No.2082/98 before
the Hon'ble High Court challenging the order of the Tribunal
dated 21.4.1998.

5. The learned counsel for the applicant submits that the
Writ petition has been finally disposed of with certain
directions to the respondents. In view of ~~the~~ this, the order of
the Tribunal no longer survives and therefore there is no case of
contempt of Court ~~sustained~~ against the order of the Tribunal
dated 21.4.1998.

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6.....The C.P. is accordingly dismissed as not maintainable.
The notices issued to the respondents are dis-charged. No order
as to costs.

Agm
(S.L.JAIN)
Member(J)

D.S. Baweja
(D.S. BAWEJA)
Member(A)

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