

CENTRAL ADMINISTRATIVE TRIBUNAL  
BANGALORE BENCH

Second Floor,  
Commercial Complex,  
Indiranagar,  
Bangalore-560 038.

Dated:- 6 SEP 1994

APPLICATION NUMBER: 884 of 1994

APPLICANTS:

Sri. P. Eshwara and another  
To.

RESPONDENTS:

Collector of Central Excise Bangalore

① Sri. R. U. Goulay, Advocate,  
No. 318 Kumbara Sangha Bldg,  
1st Main, Gandhinagar, BANGALORE-9.

② Sri. M. Vasudeva Rao,  
Addl. C. G. S. C.  
High Court Bldg, BANGALORE-1

Subject:- Forwarding of copies of the Orders passed by the  
Central administrative Tribunal, Bangalore.

Please find enclosed herewith a copy of the ORDER/  
~~STAY ORDER/INTERIM ORDER~~, passed by this Tribunal in the above  
mentioned application(s) on 17th August 94

Issued on

7/9/94

/c

for S. S. Manjunath  
DEPUTY REGISTRAR  
JUDICIAL BRANCHES.

CENTRAL ADMINISTRATIVE TRIBUNAL  
BANGALORE BENCH

O.A.No.884/94

WEDNESDAY THIS THE SEVENTEENTH DAY OF AUGUST 1994

Shri Justice P.K. Shyamasundar ... Vice-Chairman

Shri T.V. Ramanan ... Member [A]

1. P. Eshwara,  
S/o Puttabanavaiah,  
aged 43 years,  
Working as Lower Division Clerk,  
Office of the  
Collector of Central Excise,  
Queens Road, Bangalore-1.

2. Chandrashekar,  
S/o Munichennappa,  
aged 45 years,  
Working as Lower Division Clerk,  
Office of the Asst.  
Collector of Central Excise,  
III Division, Infantry Road,  
Bangalore-1 .

... Applicants

[By Advocate Shri R.U. Goulay]

v.

1. The Collector of Central  
Excise and Customs,  
Central Revenue Buildings,  
Queen's Road,  
PB No.5400,  
Bangalore-560 001.

2. The Deputy Collector of  
Central Excise [P&V] HQrs,  
C.R.Buildings,  
Queen's Road,  
Bangalore-560 001.

... Respondents

[By Advocate Shri M. Vasudeva Rao ...  
Addl. Central Govt. Standing Counsel]

O R D E R

Shri Justice P.K. Shyamsundar, Vice-Chairman:

1. After having heard Shri R.U. Goulay, for the  
applicants and the learned Standing Counsel for the



department, we are little amazed that the applicants who had a clear right of appeal, as mentioned in the impugned order, which states in <sup>as</sup> many <sup>words</sup> ways that the order is liable to be appealed against to the higher authority and what is more Rule 23[c] of CCS [CCA] Rules also providing for such a contingency, nonetheless the applicants have come straight to us.

2. Be that as it may, we now direct the applicants to exhaust the right of appeal under law and thereafter come to us if need be. All the applicants herein will prefer such appeals within one month from the date of this order and on receipt of the same the Appellate Authority will dispose of the same within two months thereafter. Pending disposal of such appeals which are to be preferred as indicated above the impugned <sup>order</sup> reversions will stay put and not operate. There will be no costs.

Sd-

MEMBER[A]

Sd-

VICE-CHAIRMAN

bsv



TRUE COPY

*S. S. Hanumanth*  
Section Officer  
Central Administrative Tribunal  
Bangalore Bench  
Bangalore