

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH

Original Application No: 91/98

Date of Decision: 9/3/98

Mr. Venugopal

Applicant.

Shri Suresh Kumar

Advocate for  
Applicant.

Versus

Union of India & 2 Ors.

Respondent(s)

Shri R.R.Shetty/Shri M.S.Ramamurthy

Advocate for  
Respondent(s)

CORAM:

Hon'ble Shri. Justice R.G.Vaidyanatha, Vice Chairman

Hon'ble Shri. P.F.Srivastava, Member(A).

- (1) To be referred to the Reporter or not? *no*
- (2) Whether it needs to be circulated to other Benches of the Tribunal? *no*

*R. G. Vaidyanatha*  
(R.G.VAIDYANATHA)  
VICE CHAIRMAN

abp

IN THE CENTRAL ADMINISTRATIVE TRIBUNALGULESTAN BLDG.NO.6,3RD FLOOR, FORT.MUMBAI BENCH,MUMBAIORIGINAL APPLICATION NO: 91/98.DATED THE 9TH DAY OF MARCH, 1998.

CORAM : Hon'ble Shri Justice R.G.Vaidyanatha, Vice Chairman.

Hon'ble Shri P.F.Srivastava, Member (A).

Mr.Venugopal,  
 Executive Officer,  
 Director General of Shipping,  
 Jahaz Bhavan, Walchand Hirachand Marg,  
Mumbai - 400 038.

... Applicant.

By Advocate Shri Suresh Kumar

V/s.

1. Union of India, through  
 Secretary, Ministry of Surface and Transport,  
 Transport Bhavan, Parliament Street,  
New Delhi.

2. Director General of Shipping,  
 Jahaz Bhavan, Walchand Hirachand Marg, Official  
Mumbai - 400 038. ... Respondents.

By Advocate Shri R.R.Shetty.

3. Shri K.S.Varadarajan,  
 Executive Officer,  
 Director General of Shipping,  
 Jahaz Bhavan, Walchand Hirachand Marg, Private  
Mumbai - 400 038. ... Respondent.

By Advocate Shri M.S.Ramamurthy.

I O R D E R

[ Per Shri R.G.Vaidyanatha,V.C.]

Shri Suresh Kumar, Learned Counsel for applicant  
 submits that the relief claimed by him has been accepted  
 in para 4(10) of the written statement of respondent Nos.1 and  
 2 and therefore the OA may be disposed of accordingly.  
 Shri M.S.Ramamurthy for respondent No.3 joins <sup>issue on</sup> at this point  
 and questions the correctness of the statement in para-4.10.

After hearing both the sides, we observe that  
 the OA does not survive in view of para 4(10) of the  
 written statement of respondent Nos.1 and 2.

In the circumstances, OA is disposed of with no orders as to costs. However, this order will cause no prejudice to the rights and <sup>contention</sup> conditions of respondent No.3. In case he is adversely affected by any order passed by <sup>the</sup> department, he is at liberty to approach the Tribunal.



(P.P. SRIVASTAVA)  
MEMBER (A)



(R.G. VAIDYANATHA)  
VICE CHAIRMAN

abp.

(7)