

(18)

CENTRAL ADMINISTRATIVE TRIBUNAL, JAIPUR BENCH,
JAIPUR.

O.A.NO. 1063 : Date of decision: 26.7.93

Rohitashwa Kumar : Applicant.

None for the applicant.

VERSUS

State of Raj. : Respondents.

Mr.K.P.Mishra : Counsel for the respondents.

CORAM:

HON'BLE MR. GOPAL KRISHNA, JUDL.MEMBER

HON'BLE MR. O.P.SHARMA, ADMINISTRATIVE MEMBER

PER HON'BLE MR. O.P.SHARMA, ADM.MEMBER

None present for the applicant.

We have perused the records ourselves
and have heard the learned counsel for the respondents.
The prayer for relief in the application is as
follows:-

" At this stage the applicant prays
that the Departmental Enquiry which
is going against the applicant may kindly
be quashed because the very basis of the
enquiry initiated against the applicant
is erroneous and he is being made to
defend himself without supplying of the
copies of the documents on the basis of
which the chargesheet was framed".

The learned counsel for the respondents has drawn
our attention to (Annex.R-2) which is order

Dated 13.12.1987 passed by the Govt. of Rajasthan. From a perusal of the said order it is seen that after the enquiry was held against the applicant, he was exonerated of the charges by the Enquiry Officer and the findings of the Enquiry Officer have ^{been} accepted by the Govt. The applicant who had been suspended earlier in connection with the initiation of disciplinary proceedings against him has also been reinstated in service. Not only that, the period of suspension has also been treated as period spent on duty. Thus the grievance of the applicant does not survive. The application is, therefore, dismissed as having become infructuous. Parties shall bear their own costs.

(O.P. SHARMA)
Adm. Member

(G.P. KRISHNA)
Judl. Member

Anil