

## IN THE CENTRAL ADMINISTRATIVE TRIBUNAL: HYDERABAD BENCH

AT HYDERABAD

OA.676/97

dt.28-8-97

BETWEEN

S.B. Niyogi

: Applicant

and

1. Union of India, rep. by  
its Secretary  
Min. of Defence (Production & Supplies)  
South Block, DHQ PO  
New Delhi 110011

2. Director General Aeronautical  
Qualify Assurance  
Min. of Defence, H Block  
DHQ PO, New Delhi 11

3. Chief Resident Inspector  
OCRI, DGAQA, Ministry of Defence  
Govt. of India, HAL PO  
Hyderabad 500042

: Respondents

Counsel for the applicant

: L. Nanda Kishore  
Advocate

Counsel for the respondents

: V. Rajeswara Rao  
CGSC

CORAM

HON. MR. H. RAJENDRA PRASAD, MEMBER (ADMN.)

HON. MR. B.S. JAI PARAMESHWAR, MEMBER (JUDL.)

OA.676/97

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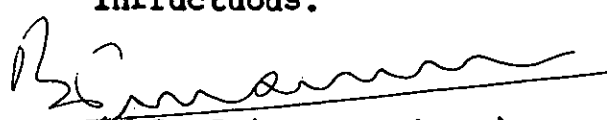
## Judgement

Oral order (per Hon. Mr. H. Rajendra Prasad, Member (Admn))

None present for the applicant. ~~2~~ Mr. Rajeswara Rao for the respondents.

1. This OA was filed questioning the proposed recovery (in equal instalments) of certain advances / withdrawal earlier allowed to the applicant from his GPF Account on the ground that the amounts were not utilised for the purpose for which the advances were applied for and granted. The applicant had represented to the CRI to defer the recoveries but the request was turned down (vide Annexure-1 page 10 of the OA). It is now submitted by Mr. V. Rajeswara Rao, learned counsel for the respondents, that no recovery was either contemplated to be enforced from the salary of the applicant in May 1997, nor is there a proposal to effect recovery from his salary on this score either now or in the future. A letter No.CRI HAL(HB)/003-4 dt.31-5-97 (taken on record) to this effect, issued by CRI DG AQA, Hyderabad, was produced by Mr. Rajeswara Rao which confirms the above submissions.

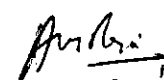
2. In the light of the categorical position as stated by the respondents no grievance survives in this OA and the same is accordingly dismissed as having been rendered infructuous.

  
(B.S. Jai Parameshwar)  
Member (Judl.)

28.8.97

  
(H. Rajendra Prasad)  
Member (Admn)

Dated : Aug 28, 97  
Dictated in Open Court

  
Deputy Registrar (D) ce.

sk

O.A.676/97.

To

1. The Secretary, Union of India,  
Min.of Defence (Production and Supplies)  
South Block, DHQ PO, New Delhi-11.
2. The Director General Aeronautical Quality  
Assurance, Min. of Defence, 'H' Block,  
DHQ PO, New Delhi-11.
3. The Chief Resident Inspector,  
OCRI, DGAQA, Min.of Defence,  
Govt.of India, HAL PO, Hyderabad-42.
4. One copy to Mr.L.Nanda Kishore, Advocate, CAT.Hyd.
5. One copy to Mr.V.Rajeswar Rao, Addl.CGSC. CAT.Hyd.
6. One copy to HHRP.M.(A) CAT.Hyd.
7. One copy to D.R.(A) CAT.Hyd.
8. One spare copy.

pvm

17/9/97

I Court.

TYPED BY:

CHECKED BY:

COMPARED BY:

APPROVED BY:

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
HYDERABAD BENCH AT HYDERABAD

THE HON'BLE MR. JUSTICE.  
VICE-CHAIRMAN

And

THE HON'BLE MR. H. RAJENDRA PRASAD :M(A)

The Hon'ble Mr. B. S. Jaiparameswar

DATED:- 28/9/97

ORDER/JUDGMENT.

M.A.,/RA.,/C-A.No..

in

O.A.No.

676/97

T.A.No.

(W.P. )

Admitted and Interim directions issued,

Allowed

Disposed of with Directions.

Dismissed.

Dismissed as withdrawn

Dismissed for default

Ordered/Rejected

No. order as to costs.

