

BEFORE THE CENTRAL ADMINISTRATIVE  
TRIBUNAL, JAIPUR BENCH, JAIPUR

MISC. APPLICATION NO. 377/2004

IN

CONTEMPT PETITION NO. 71/2003

IN

ORIGINAL APPLICATION NO. 192/2001

Prem Prakash Tiwari S/o Shri Gaja  
Nand Tiwari resident of Ward 13, Post  
Srimadhapur, Distt. Sikar.

.....Applicant

VERSUS

1. Shri B.L. Verma, Sr. Supdt. of Post  
Offices, Jaipur City Division, Jaipur-6.
2. Smt. Sarita Singh, Director Postal  
Services, O/o the Chief Post Master  
General, Rajasthan Circle, Jaipur-7.

.....Respondent

MISC. APPLICATION FOR SEEKING TIME For

Adjournment

Prakash

Smt. Sarita

MAY IT PLEASE YOUR HONOUR

1. That the Contempt Petition is pending before the Hon'ble Tribunal against the respondents.

2. That non-applicant, Union of India and others (in Original application No. 192/2001) has filed a Special Leave Petition before the Hon'ble Supreme Court and that Special Leave petition is registered as Special Leave to Appeal (Civil) No. 1827/2004. This special Leave Petition was filed before the Hon'ble Supreme Court on 07.01.2004 alongwith the Stay Application.

3. That the Special Leave Petition was called for hearing on 12.03.2004 with praying for interim relief and office report on 12.03.2004, the Hon'ble Supreme Court upon hearing counsel, made the following order:-

"List the petition for final disposal on a Friday. In the meanwhile, rejoinder affidavit, if any, may be filed".

And the last date of the petition was 01.10.2004.

Yusuf

4. That the case was not listed before the Hon'ble Supreme Court on dated 01.10.2004.

5. That a letter dated 05.10.2004 was written by the respondent No. 1 to the Government Advocate of the Supreme Court, New Delhi. Copy of the letter dated 05.10.2004 is enclosed herewith and marked as Annexure MA R/1. Simultaneously the respondent No. 1 went to Delhi on 08.10.2004 to contact the Government Advocate and he was apprised the entire situation and shown his anxiety that the Contempt Petition is pending before the Hon'ble Tribunal and the case was scheduled to be listed on 01.10.2004 is not listed before the Hon'ble Supreme Court. The Government Advocate told the Respondent No. 1 that he will make mention the matter to the Court either on Monday i.e. 11.10.2004 or Friday i.e. 15.10.2004. The respondent No. 1 received a letter dated 14.10.2004 of the Government Advocate, wherein he has informed that he has mentioned the case before the bench presided by Mrs. Justice Ruma Pal, where the Advocate



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of the respondent (i.e. P.P. Tiwari) was also present. The Court orally instructed the other side Advocate not to press the Contempt Petition before the CAT. A copy of the letter dated 14.10.2004 is enclosed herewith and marked as Annexure MA R/2.

6. That the next date in the case before the Hon'ble Supreme Court is 29.07.2005. To this effect Web Site report is enclosed herewith and marked as Annexure MA R/3.

Therefore, in the circumstances mentioned above it is humbly prayed that the Hon'ble Tribunal be pleased and kind enough to adjourn the case till then.

Humble Respondent No. 1

m.v.2

( B.L. Verma )

Senior Superintendent of Post Offices,  
Jaipur City Division, Jaipur.

Place: Jaipur

Dated: 26X.04

Through their Counsel:

m.87mym

(N.C. Goyal)  
Advocate

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IN

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PREM PRAKASH TIWARI

.....APPLICANT

VERSUS

SHRI B.L. VERMA AND OTHERS

.....RESPONDENT

AFFIDAVIT IN SUPPORT OF

MISC. APPLICATION

I, B.L. Verma S/o Shri Raja  
Ram aged about 56 years at present  
posted as Senior Superintendent of  
Post Offices, Jaipur City Division, Jaipur  
do hereby take oath and state as under:

1. That I have been impleaded  
as respondent No. 1 in the above noted

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case and I am well conversant with the fact and circumstances of the case.

2. That the Misc. Application has been drafted under my instructions and contents of the same from para 1 to 6 are true and correct on the basis of the official record as well as legal advice tendered to me.

                      
.....DEPONENT

VERIFICATION

I, the above named deponent do hereby solemnly affirm and verify that contents of para 1 and 2 of my above affidavit are true and correct to the best of my knowledge and office record. Nothing has been concealed and no part thereof is false.

SO HELP ME GOD.

                      
.....DEPONENT

Place:  
Date: 20.7.07

Sign & Sworn Before me.

                      
(N.C. GOYAL)  
Advocate