

FORM NO. 4

( See Rule 42 )

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH :::: GUWAHATI.

ORDER SHEET

Review APPLICATION NO. 5 OF 2001

APPLICANT (S) Dipagyi Pam (Retd) <sup>in O.A 168/98</sup>

RESPONDENT (S) Income tax officer

ADVOCATE FOR APPLICANT(S) H.O.I. Pans

In person  
J. Sarkar, M. Chandra, Mrs. S. Debn

ADVOCATE FOR RESPONDENT(S) Case.

Notes of the Registry

dated

Order of the Tribunal

This Review application has been filed by the applicant praying for review the matter which was disposed of on 26.3.98. without any order by this Hon'ble Tribunal in O.A 168/98.

The matter is laid before the Hon'ble Tribunal for further order.

Section Officer

Affidavit has been filed for R. Application NS 30/7/01

6.8.01

mb

31.8.01

mb

24.9.01

mb

List on 21/8/01 for order. Meanwhile Mr. A. Deb Roy, Sr. C.G.S.C. for the respondents, requests to obtain necessary instructions.

IC Ushal  
Member

Vice-Chairman

List on 24/9/01 to enable the respondents to obtain necessary instructions,

By order.

A. K. Roy  
21/8

List on 11/10/01 to enable Mr. B.C. Pathak, learned Addl. C.G.S.C. to obtain necessary instructions. Earlier, time was granted to Mr. A. Deb Roy, learned Sr. C.G.S.C. to obtain necessary instructions.

List on 11/10/01 for order.

IC Ushal  
Member

Vice-Chairman

1.8.2001

A letter received by 11.10.01

post from Sri Dipajyoti Paul, dtd. Income tax Officer regarding Review of his original application No. 168/98 which was disposed of without any order on 26.8.98. His Review application registered as RA 8/2001. But he has not submitted IPO or affidavit. We may perhaps inform him.

Section Officer

The applicant has submitted the Review application without affidavit.

Wait before High Court for orders.

W.S.B.  
2/8/2001

+ within three weeks from the receipt of the order.

11.10.01

Copy of this order may be communicated to the Chairman, Central Board of Direct Taxes, Deptt. of Revenue, New Delhi immediately.

By order  
Sri  
11.10.01

pg

22.10.2001

Copy of the order has been sent to the Office for issuing the same to the applicant as well as to the Chairman, C.B.D.T. Deptt. of Revenue New Delhi.

This is the third round of litigation. In O.A.168/98 direction was issued on the respondents to dispose of the representation. From the materials available it transpired that a representation along-with enclosures dated 13.5.2000 received from the applicant by the Ministry of Law, Justice & Company Affairs was sent to the Chairman, CBDT, Department of Revenue for appropriate necessary action. It seems that the applicant is yet to be made aware as to what order was passed on the same representation. If any order <sup>was</sup> passed <sup>was required to</sup> necessarily the same order be communicated to the applicant. Be that as it may, instead of lingering the matter we direct the Chairman, Central Board of Direct Taxes, Department of Revenue to dispose of the representation sent by Sri Dipajyoti Paul, which was forwarded by the Section Officer, Ministry of Law, Justice & Company Affairs vide F.No.A-60011/21/99-Admn.I(LA) dated 29.8.2000, <sup>if not already disposed of</sup> If such representation is also disposed of, the said authority is ordered to communicate the result of the same to the applicant in his address.

It will be open to the applicant to come before the Tribunal, if he is still aggrieved by the order passed by the CBDT.

The application thus stands disposed of. There shall, however, be no order as to costs.

Member

Vice-Chairman