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CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH
GUWAHATI-05

(DESTRUCTION OF RECORD RULES, 1990)

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O.A/T.A No. 85/2004
R.A/C.P No.
E.P/M.A No.

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SECTION OFFICER (Judl.)

Kalib
09.11.17



DAILY CAUSE LIST
CENTRAL ADMINISTRATIVE TRIBUNAL - GUWAHATI BENCH
LIST OF CASES TO BE HEARD ON FRIDAY THE 27TH OCTOBER 2017

REGISTRAR COURT

AT 10.30 AM

FOR ORDERS/COMPLETION OF PLEADINGS

- | | | |
|---|--|--|
| 1 O.A./43/415/2016
PROMOTION
<u>D.B</u> | SHRI YAM BAHADUR THAPA
& OTHERS
-V/S-
M/O DEFENCE & OTHERS | MR.M.CHANDA
MRS. U DUTTA
MR. A.K DAS

MR. S.K GHOSH, ADDL.
CGSC |
| 2 O.A./46/130/2017
REGULARISATION
<u>D.B</u> | SANTAN TALUKDAR
-V/S-
M/O DEFENCE & OTHERS | MR. A AHMED
MS. D. GOSWAMI
MS. R.R. RAJKUMARI
MS. TERESA DEKA

CGSC |
| 3 O.A./43/234/2017
PENALTY
<u>D.B</u> | SHRI C LIAMA MIZO
-V/S-
INDIAN COUNCIL FOR
CULTURAL RELATIONS
(ICCR), & OTHERS | MR. H.K DAS
MR. D.J DAS
MR. U PATHAK
MR. S.K DAS
MR. R KARIM

CGSC / ICAR ADV |

FORM NO. 4
(ST. RULE 42)

CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH.

ORDER SHEET

Org.App/ Misc.Ptn/Cont.Petr/ Rev.Appl. 85/2004

In O.A. _____

Name of the Applicant(S) G.N. Baishya

Name of the Respondent(S) U.O. 1 2 etc.

Advocate for the Applicant Mr. Ranjit Kr Borhuyan, B. Goswami
Zahir Hassan

Counsel for the Railway/ C.G.S.C. Railway Counsel

OFFICE NOTE

DATE

ORDER OF THE TRIBUNAL

7.4.2004

Heard Mr.B.Goswami, learned counsel for the applicant.

Issue notice on the respondents to show cause as to why the application shall not be admitted, returnable by four weeks. Ms.U.Das, learned counsel appearing on behalf of Mr.S.Sarma, learned Standing counsel for the Railways, accepts notice on behalf of the respondents.

List the case on 11.5.2004 for admission. On that day interim prayer will also be considered.

This application is in form
is filed/ C.T. for Rs. 10/-
deposited with P. D.
No. 11G 389960
Dated 8/4/04

Dy. Registrar

Steps taken.

Pl. comply order
dated 7.4.04.

NS
7/11/04.

Order & notice sent
to D/S for issuing
to respondent no
1. to 6.

6/5/04.

bb


K. B. B. B. B.
Member (A)

11.4.2004 present: The Hon^{ble} Shri Mukesh Kumar Gupta, Member (J).

The Hon^{ble} Shri K.V.Prahladan, Member (A).

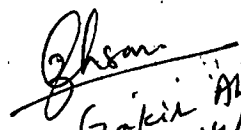
Order passed separately.


Member (A)


Member (J)

bb

Received the Original
2 copies of the application
as directed by the
Hon^{ble} Court.


(Zakir Ali)
14/5/04.
Advocate for the
applicant.

18/5/04

Copy of the order

has been sent to
The Officer for issuing
the order to the applicant
as well as to the Dy.
Standing Counsel.

SS

CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH

O.A./XXX.No. 1111 85 of 2004.

DATE OF DECISION 11.5.2004.

.....Sri Girindra Nath Baishya.....APPLICANT(S).

.....Mr.R.K.Bhuyan, Mr.B.Goswami & Mr.Z.Hussain.....ADVOCATE FOR THE
APPLICANT(S).

-VERSUS-

.....U.O.I. & Ors.....RESPONDENT(S)

.....Mr.S.Sarma, Standing Counsel for Railway.....ADVOCATE FOR THE
RESPONDENT(S).

THE HON'BLE MR. MUKESH KUMAR GUPTA, JUDICIAL MEMBER.

THE HON'BLE MR. K.V.PRAHLADAN, ADMINISTRATIVE MEMBER.

1. Whether Reporters of local papers may be allowed to see the judgment ? *N*
2. To be referred to the Reporter or not? *N*
3. Whether their Lordships wish to see the fair copy of the Judgment ? *N*
4. Whether the judgment is to be circulated to the other Benches ?

Judgment delivered by Hon'ble Member (J).

N
J

CENTRAL ADMINISTRATIVE TRIBUNAL, GUWAHATI BENCH.

Original Application No.85 of 2004.

Date of Order : This, the 11th Day of May, 2004.

THE HON'BLE SHRI MUKESH KUMAR GUPTA, JUDICIAL MEMBER.

THE HON'BLE SHRI K.V.PRAHLADAN, ADMINISTRATIVE MEMBER.

Sri Girindra Nath Baishya
Son of Late Kalaram Baishya
Resident of Village: Japarkuchi
P.O: Chowkbazar, Dist: Nalbari. Applicant.

By Advocates Mr.R.K.Bhuyan, Mr.B.Goswami & Mr.Z.Hussain.

- Versus -

1. Union of India
Through the Secretary
the Government of India
Ministry of Railways
New Delhi.
2. Railway Board
Ministry of Railway
Government of India, New Delhi
Through its Chairman.
3. The Director General
Railway Protection Force
Railway Board, New Delhi.
4. North East Frontier Railway
Maligaon, Guwahati-781011
Through the General Manager (Personnel).
5. The Chief Security Commissioner
Railway Protection Force
N.F.Railway, Maligaon, Guwahati-11.
6. The Divisional Security Commissioner
Railway Protection Force
N.F.Railway, Lumding
Dist: Nagaon. Respondents.

Mr.S.Sarma, Railway Standing Counsel.

O R D E R (ORAL)

MUKESH KUMAR GUPTA, MEMBER (J):

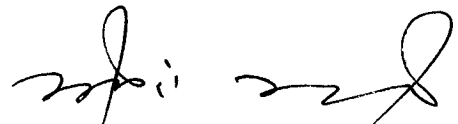
It is stated that Mr.B.Goswami, learned counsel for the applicant, is not available in the station and as such prayer has been made for adjournment of the case.

In the present application we found that the applicant was a member of Railway Protection Force, which is not within the jurisdiction of this Tribunal. It is well settled law that the Railway Protection Force is an

armed force within ^{meaning of} Clause (a) of Section 2 of the Administrative Tribunal Act, 1985. For this purpose reference can be made to ATR 1986 Vol.I CAT 400 in Krishna Deo Pandey -versus- Union of India & Others decided by the Allahabad Bench of this Tribunal.

In view of the above, this Tribunal does not have jurisdiction to entertain the present application. Accordingly, Registry is directed to return the relevant records to the applicant for taking the appropriate action.


(K.V.PRAHLADAN)
ADMINISTRATIVE MEMBER


(MUKESH KUMAR GUPTA)
JUDICIAL MEMBER

bb