

**CENTRAL ADMINISTRATIVE TRIBUNAL,**  
**JABALPUR BENCH,**  
**JABALPUR**

**O.A. No. 79 of 2006**

**Jabalpur, this the 28<sup>th</sup> day of February, 2006**

**Hon'ble Shri Justice G. Sivarajan, Vice Chairman**

J.L. Sahu, son of late Shri M.L. Sahu,  
Aged about 63 years, Retired Store Keeper,  
Grade II, R/o. 1207, Daya Nagar, Garha Road,  
Jabalpur M.P.

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**Applicant**

(By Advocate – Shri Gopi Chourasia)

**VERSUS**

1. Union of India, through the  
Secretary, Ministry of Science and  
Technology, Department of Survey of  
India, New Delhi.

2. Surveyer General of India,  
Survey of India, III, Barkala,  
Dehradun.

3. Director, Survey of India,  
Chhattisgarh Geospatial Data Centre,  
Raipur.

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**Respondents**

(By Advocate – Shri S.K. Mishra)

**ORDER (Oral)**

The applicant who has retired from service under respondents on 1.2.2003 has challenged an order dated 25.1.2006 (Annexure A-1).

2. Mr. Gopi Chourasia, learned counsel for the applicant, submits that the third respondent has issued the impugned order on the wrong assumption that criminal case No. 1290/2003 and criminal case No. 852/1999 before the Judicial Magistrate First Class, Jabalpur are two distinct and different cases and that the order dated 5.10.2005 produced by the applicant along with his letter dated 23.1.2006 relates only to criminal case No. 1290/2003. The counsel submits that the criminal case

*Gopi*

was originally numbered as 852/1999 which was later renumbered as 1290/2003 by the criminal court itself.

3. I have also heard Mr. S.K. Mishra, learned standing counsel appearing for the respondents. He submits that if the factual situation is as stated above, certainly it was a matter for the applicant to place it before the third respondent himself, at the first instance and that applicant without resorting to the said court has filed this OA. I find merit in the said submission made by the counsel for the respondents.

4. In the circumstances, I direct the applicant to file a representation pointing out the said mistake supported by documents before the third respondent himself within a period of two weeks from today. If the applicant makes a representation as directed above along with a copy of this OA and its enclosures, the third respondent will consider the request made by the applicant in his letter dated 23.1.2006 referred to in Annexure A-1 and pass appropriate orders in accordance with law within a period of six weeks thereafter. For the said purpose Annexure A-1 is quashed.

5. The OA is disposed of as above at the admission stage itself.

(G. Sivarajan)  
Vice Chairman

पूरांकन सं ओ/न्या.....जबलपुर, दि.....  
चलितानि अने शित:-  
(1) सनि, स.प. गणालय का एपेसिएशन, जबलपुर  
(2) अलेकन एपेसिएशन 3/20  
(3) प्रत्येकी ओ, पी. 1/23  
(4) संपाल, वेमोज, जकरा, 2 1/2 1/2  
सूचना एवं आवेदनका कार्यालयी अनु  
"SA"  
Eop's Chauhan  
S.K. Mishra

7/2/06  
2/3/06