

CENTRAL ADMINISTRATIVE TRIBUNAL, JABALPUR BENCH,
JABALPUR

Review Application No. 37 of 2005
(In O.A. No. 345 of 2004)

Indore, this the 16th day of August, 2005

Rajendra Kumar Ben Applicant

Versus

Union of India & Ors. Respondents

ORDER (In Circulation)

By Madan Mohan, Judicial Member –

This Review Application has been filed to review the order passed by the Tribunal on 23rd June, 2005 in OA No. 345 of 2004.

2. In the present Review Application, no clerical error or glaring mistake has been pointed out by the applicant. It is a settled legal position that the review proceedings are to be strictly confined to the ambit and scope of Order 47 Rule 1 of CPC. In exercise of the jurisdiction under Order 47 Rule 1 of CPC it is not permissible for an erroneous decision to be reheard and corrected. It must be remembered that a review petition has a limited purpose and cannot be allowed to be an appeal in disguise. The Hon'ble Supreme Court in the case of Union of India Vs. Tarit Ranjan Das, 2004 SCC (L&S) 160 held that "Administrative Tribunals Act, 1985 S. 14 – Review – Scope – the Tribunal cannot act as an appellate court while reviewing the original order."

3. In view of the foregoing, we do not find any merit in this Review Application and accordingly, the same is rejected at the circulation stage itself.

(Madan Mohan)
Judicial Member

पृष्ठांकन सं. ओ/न्या. जबलपुर, दि.

पल्लिनिधि के अध्यक्ष :-

- (1) सचिव, जबलपुर, जलपुर, जलपुर, जलपुर
- (2) आवेदक के काउंसल
- (3) प्रत्यक्षी श्री के काउंसल
- (4) वकील, जलपुर, जलपुर, जलपुर

सूचना एवं आवेदक के

उप रजिस्ट्रार

(M.P. Singh)
Vice Chairman

J.S. Bhat
Dr. ...

"SA"

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20-8-05