

CENTRAL ADMINISTRATIVE TRIBUNAL, JABALPUR BENCH, JABALPUR

Review Application No. 56 of 2004

(in OA No. 746 of 2002)

Jabalpur, this the 28th day of July, 2004

Padam Singh,
S/o Tarachand,
A.E. Jabalpur Central
Sub-Division No.III,
Baldevbagh, Jabalpur M.P.

APPLICANT

VERSUS

1. Union of India, through
Secretary, Ministry of Urban
Development, Nirman Bhawan,
New Delhi.
2. Director General of Works,
CPWD, Nirman Bhawan, New Delhi.
3. Deputy Director(EC-III)
CPWD, Nirman Bhawan,
New Delhi.
4. Deputy Secretary,(Admn-II)
CPWD, Nirman Bhawan, New Delhi

RESPONDENTS

O R D E R (in circulation)

By Madan Mohan, Judicial Member -

This review application has been filed to review the order passed by the Tribunal on 15.6.2004 in OA No.746/02.

2. In the present RA, no clerical error or glaring mistake has been pointed out by the applicant. It is the settled legal position that the review proceedings are to be strictly confined to ambit and scope of Order 47 Rule 1 of CPC. In exercise of the jurisdiction under Order 47 Rule 1 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".

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3. In view of the foregoing, we do not find any merit in this RA, which is accordingly rejected at the circulation stage itself.

(Mādan Mohan)
Judicial Member

(M.P. Singh)
Vice Chairman

SKM

पृष्ठांकन सं ओ/न्या.....जबलपुर, दि.....
प्रतिलिपि अर्जो धित:-

- (1) सचिव, उच्च न्यायालय बार एसोसिएशन, जबलपुर
- (2) आवेदक श्री/श्रीमती/कु.....के काउंसल *Gopi Chaurasia*
- (3) प्रत्यर्पी श्री/श्रीमती/कु.....के काउंसल *SC Sharma*
- (4) न्यायालय, को.प्र.अ., जबलपुर न्यायपीठ
सचन। एवं आवश्यक कार्यवाही हेतु *48-04*

उप रजिस्ट्रार

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BS