

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

**Original Application No. 798 of 2004**

Jabalpur, this the 2<sup>nd</sup> day of November, 2004

Hon'ble Shri M.P. Singh, Vice Chairman  
Hon'ble Shri Madan Mohan, Judicial Member

Ved Prakash Gupta, son of Shri  
Tulsidas Gupta, aged about 52 years,  
Resident of E-45, CAT Colony, Indore. .... Applicant

(By Advocate – Shri M.K. Verma on behalf of Shri Pushpendra Singh)

**V e r s u s**

1. Union of India,  
through the Secretary,  
Department of Atomic Energy,  
Government of India,  
Anushakti Bhawan, CSM Marg,  
Mumbai.
2. The Director, Centre for Advanced Technology,  
Department of Atomic Energy,  
Government of India, Indore. .... Respondents


**O R D E R (Oral)**

**By M.P. Singh, Vice Chairman –**

Heard the learned counsel for the applicant.

2. By filing this Original Application the applicant has challenged the order of the disciplinary authority dated 8<sup>th</sup> October, 2003 (Annexure A-29), whereby the applicant has been imposed the penalty of compulsory retirement from service, with immediate effect. The applicant has filed an appeal challenging the order of the disciplinary authority on 19.11.2003 (Annexure A-30). Till now the appeal has not been decided. The applicant has not exhausted all the departmental remedies available to him.

3. In the facts and circumstances of the case, and even without going into the merits of the case, we deem it appropriate to direct the respondents to consider and decide the appeal of the applicant dated



19.11.2003 (Annexure A-30) without taking the plea of limitation, by passing a speaking, detailed and reasoned order within a period of two months from the date of receipt of a copy of this order. We do so accordingly.

4. The learned counsel for the applicant has stated that the applicant is still in occupation of the Government accommodation allotted to him. He has submitted that he may be allowed to continue in the Government accommodation till his appeal is decided by the respondents. Accordingly, the respondents are directed to permit the applicant to continue in the Government accommodation till his appeal is decided by them.

5. Accordingly, the Original Application stands disposed of at the admission stage itself.

(Madan Mohan)  
Judicial Member

"SA"

(M.P. Singh)  
Vice Chairman

पृष्ठोंकन सं ओ/न्या.....जबलपुर, दि.....  
पतिविधि लागू किया:-

- (1) सचिव, उच्च न्यायालय, जबलपुर
  - (2) आवेदक श्री/श्रीमती/श्री/श्रीमती के पति/पति
  - (3) प्रत्यक्षी श्री/श्रीमती/श्री/श्रीमती के वकील
  - (4) वकील, सचिव, उच्च न्यायालय, जबलपुर
- सूचना एवं आवश्यक कार्यवाही हेतु -  
जबलपुर जिला न्यायालय

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BS