

CENTRAL ADMINISTRATIVE TRIBUNAL.  
GUWAHATI BENCH: GUWAHATI-5

ORIGINAL APPLICATION NO. 122/94 MISCELL. APPL. NO. \_\_\_\_\_ (IN O.A. \_\_\_\_\_)  
REVIEW APPLICATION NO. \_\_\_\_\_ (IN O.A. NO.) CONT. APPL. (O.A. \_\_\_\_\_)

Smt. S.N. Ali

VERSUS

APPLICANT(S)

WOT 2007

RESPONDENT(S)

Mr. A.H. Saikia

APPLICANT(S) ADVOCATE

Mr. S.R. Mukherjee

Mr. S. Ali, & C.G. S.

RESPONDENT(S) ADVOCATE

OFFICE NOTE

DATE

COURT'S ORDER

This application is in  
form and within the  
C. F. of Rs. 50.  
deposited vide  
IPO/BD No. 862065  
Dated 5.11.94

Registrar (d)  
27/11  
10/11

28.6.94

Learned counsel Mr A.H.Saikia moves this application under Section 19 of the Administrative Tribunals Act, 1985 on behalf of Smt Shamsun N.Ali. Perused the statement of grievances and reliefs sought for in this application. Learned Sr.C.G.S.C Mr S.Ali submits that the orders impugned in this application had been agitated by the applicant in her previous case O.A.231/93 which was disposed of on 6.1.94 and therefore this application is not maintainable. Orders impugned in this application had been agitated by the applicant in her previous application O.A.231/93. She was transferred vide order No.F.2-1/FD/93-SB. Admn. dated 30.6.93 (Annexure-6). It was a general transfer order for 36 officers including applicant. She was relieved on 26.7.93 vide telegram Annexure-8 with direction to report to her new place of posting. She failed to report/join in her place of posting and therefore she was asked vide caution/letter No.F.1-36/FD/(W0)/82-S.B.Admn. dated 21.10.93 (Annexure-17) requiring her to join place of posting on or before 2.11.93 with caution that

contd...

OFFICE NOTE

DATE

COURT'S ORDER

28.6.94

disciplinary proceeding would be initiated in her failure to comply orders. All these orders were impugned in her previous case O.A.231/93. The statement in the application do not disclose that the transfer order was malafide and she had already been relieved on 26.7.93 pursuant to the transfer order and therefore we find no reason to entertain this application.

Instead of joining in the place of posting after relieved, she is availing medical leave continuously and therefore the authority vide Memo No. 1-36/FO/WO/82-SB-Admn. dated 24th May 1994 (Annexure-27) asked her to obtain a date from the medical Superintendent of Dr Ram Manohar Lohia Hospital, New Delhi on or before 15th June, 1994 for her medical examination before the Medical Board of Dr Ram Manohar Lohia Hospital, New Delhi. No case lies against this order.

In the result, this application is not entertained and rejected.

Copy of the order may be furnished to the counsel of the parties.

By order

28.6.94

Shayma

Vice-Chairman

Member

5.7.94

copy of order dtd. 28.6.94  
issued to ~~the~~ concerned  
Petitioner and counsel  
for the parties vide  
S/no. 2765 to 2767  
dtd. 5.7.94.

pg