

**CENTRAL ADMINISTRATIVE TRIBUNAL**

**ALLAHABAD BENCH, ALLAHABAD**

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**This the 14th day of August, 2018**

**Hon'ble Mr. Gokul Chandra Pati, Member(A)**

**O. A. No.330/00784/2018**

Krishna Kunwer Srivastava aged about 57 years son of Ayodhya Prasad resident of village Jhajrawan, District- Siddharth Nagar.

..... Applicant

By Advocate: Sri Sameer Srivastava

***Versus***

1. Union of India through its Secretary/Director General, Department of Posts India, Dak Bhawan, Sansad Marg, New Delhi.
2. Chief Post Master General, U.P. Circle, Lucknow.
3. Post Master General, Gorakhpur Region, District- Gorakhpur.
4. Superintendent of Post Office, Basti Division, District- Basti.

..... Respondents

By Advocate : Sri S.P. Pathak

**O R D E R**

**By Hon'ble Mr. Gokul Chandra Pati, Member (A)**

Heard the learned counsel for parties.

2. Applicant has filed this O.A. for quashing the suspension order dated 16.4.2018 passed by respondents No. 4. Learned counsel for applicant submitted that he has preferred an appeal against the suspension order. He submitted that suspension order has not been reviewed under the rule 10 of CCS (CCA) Rules, 1965 and the suspension order has been passed by the incompetent authority.

3. However, from perusal of appeal, it appears that he has not raised these issues in the appeal dated 23.7.2018 (Annexure No.6) and has approached this Tribunal. In view of this, O.A. is not maintainable since the alternative remedy has not been exhausted

by the applicant as required under Section 20 of the Administrative Tribunals Act, 1985 (in short Act). Further, the appeal has been filed with the competent authority vide his appeal dated 23.7.2018 and reasonable time for the appellate authority was not available.

4. Hence, I am of the view that the O.A. cannot be admitted since the applicant has not exhausted the alternative departmental remedy as per the Section 20 of the Act. The O.A. is accordingly dismissed. No order as to costs.

**(Gokul Chandra Pati)**  
**Member (A)**

**HLS/-**