

Central Administrative Tribunal
Principal Bench
New Delhi

O.A.No.1218/2013
with
O.A.No.3690/2013

Order Reserved on: 04.08.2016
Order pronounced on 09.08.2016

Hon'ble Shri V. Ajay Kumar, Member (J)
Hon'ble Shri P. K. Basu, Member (A)

O.A.No.1218/2013

Shri S.P.Tripathi
Dy. SP (FP)
Type IV
442, Sec.IV, R.K.Puram
New Delhi

.... Applicant

(By Advocate: Sh. Padma Kumar S. with Ms. Jyoti Singh, Senior Counsel)

Versus

1. Union of India, through
Secretary
Ministry of Home Affairs
North Block, New Delhi -1.
2. Director
Central Bureau of Investigation
C.G.O.Complex
Lodhi Road, New Delhi.
3. Director General
National Crime Records Bureau
East Block-7, R.K.Puram
New Delhi -66.

4. Secretary
DoP&T
North Block, New Delhi-1.

5. Secretary
Department of Expenditure
Ministry of Finance
South Block, New Delhi-11.

..... Respondents.

(By Advocate: Sh. R.N.Singh with Sh. Amit Sinha and Sh.
Satyendra Kumar)

with

O.A.No.3690/2013

1. Shri Arup Kumar Pal
Kali Tala Lane, Fatakgora
Chandan Nagar
Distt. Hooghly
West Bengal – 712136.

2. Biswajit Roy
686 Sector IV, R.K.Puram
New Delhi – 110 022.

3. Sadhanananda Mandal
A-16/F (Top Floor) DDA Flat
Munirka, New Delhi – 110 067.

4. Suhas Mitra
23/11A Pranabananda Road
Kolkatta-84.

5. Manotosh Sarkar
C.K.Sen Road
Jananagari, Agarpara
Kolkatta-109

..... Applicants.

(By Advocate: Sh. Padma Kumar S. with Ms. Jyoti Singh, Senior
Counsel)

Versus

1. Union of India through
Secretary
Department of Expenditure
Ministry of Finance
North Block, New Delhi -11.
2. Secretary
M/o Home Affairs
North Block, New Delhi-1.
3. Director
Central Bureau of Investigation
C.G.O.Complex
Lodhi Road, New Delhi.
4. Director General
National Crime Records Bureau
East Block 7, R.K.Puram
New Delhi -66.
5. Secretary
DOP&T
North Block
New Delhi -1.

(By Advocate: Sh. R.N.Singh with Sh. Amit Sinha and Sh. Satyendra Kumar)

O R D E R (Common)

By V. Ajay Kumar, Member (J):

After these OAs were heard and orders were reserved, it is noticed that the subject matter of these OAs is squarely covered by a Coordinate Bench decision of this Tribunal in OA No.596/2013 dated 17.11.2015 of the Ernakulam Bench.

2. It is also brought to our notice that against the said orders of the Ernakulam Bench, a Writ Petition bearing OP(CAT) No.167/2016 (Z) was filed before the Hon'ble High Court of Kerala at Ernakulam and that the Hon'ble High Court on 16.06.2016 while admitting the said Writ Petition, also stayed the said orders of the CAT, Ernakulam.

3. It is further submitted that the said WP is now listed on 12.08.2016 and that the interim stay is still in operation.

4. In the circumstances and in view of the fact that identical issue is pending before a higher forum, these OAs are adjourned ***sine die***. However, any of the parties may move an appropriate application for fixing fresh date of hearing of the OAs, once the stay application or the Writ Petition decided finally by the Hon'ble High Court of Kerala at Ernakulam.

A copy of this order shall be supplied to both the parties by
DASTI.

(P. K. Basu)
Member (A)

(V. Ajay Kumar)
Member (J)

/nsnrvak/