

**Central Administrative Tribunal
Principal Bench, New Delhi.**

**RA-231/2018
MA-4742/2018
In
OA-223/2016**

New Delhi this the 14th day of November, 2018.

Hon'ble Ms. Praveen Mahajan, Member (A)

Sh. Amit, MTS,
Aged about ____ years,
S/o Late Sh. Suresh,
R/o Flat No. 543, Income Tax Colony,
Pitampura, New Delhi-110088. Review Applicant

Versus

1. Union of India,
Through its Secretary,
Ministry of Finance,
North Block, New Delhi.
2. The commissioner of Income Tax,
O/o the Commissioner of I.T.,
Central Revenue Building,
I.P. Estate, New Delhi.
3. The Dy. Commissioner of I.T.,
(Hqrs.)(Infra),
O/o of the Commissioner of I.T.,
Central Revenue Building,
I.P. Estate, New Delhi. Respondents

ORDER (By Circulation)

MA-4742/2018 has been filed seeking condonation of delay in filing RA-231/2018 in OA-223/2016. For the reasons stated in the said MA, the same is allowed.

2. The present review application has been filed by the applicant in OA-223/2016 for review of our order dated 11.09.2018, by which O.A. was dismissed for want of jurisdiction and on merits.

3. I have perused the judgment under review as also the grounds of review. The review applicant has stated that the Tribunal while passing the order dated 11.09.2018 had not considered the judgments of Hon'ble Supreme Court in the case of **Phoolwati Vs. UOI & Ors.**, 1991 Supp(2)SCC 689 and **Council of Scientific and Industrial Research Vs. K.G.S. Bhatt**, (1989) 4 SCC 635. The review applicant has also stated that this Tribunal dismissed the O.A. for want of jurisdiction as well as on merits.
4. Existence of error apparent on the face of record is *sine qua non* for entertainment of the review application.
5. I have gone through the Review Application and the grounds taken for review. There is no error apparent on the face of record warranting interference in exercise of the review jurisdiction.
6. The O.A. was not dismissed for want of jurisdiction rather, it was decided on merits.
7. Review Application is accordingly dismissed in circulation.

**(Praveen Mahajan)
Member (A)**

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