

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

R.A.No.173/2018 in O.A. No.1738/2017
M.A. No.3964/2018

Monday, this the 29th day of October 2018

Hon'ble Mr. K.N. Shrivastava, Member (A)
Hon'ble Mr. S.N. Terdal, Member (J)

Union of India & others through

1. Its Secretary
Department of Personnel & Training
Ministry of Personnel, Public Grievance & Pension
North Block, New Delhi
2. Staff Selection Commission through
Its Chairman (Headquarter)
Block No.12, CGO Complex
Lodhi Road, New Delhi
3. Staff Selection Commission (Northern Region)
Through its Regional Director
Block No.12, CGO Complex
Lodhi Road, New Delhi

..Applicants

(Mr. Manish Kumar, Advocate)

Versus

Rakesh Kumar
s/o Sh. Azad Singh
r/o Vill Samashpur Khalsa
PO Uzawa, New Delhi – 110 073

..Respondent

O R D E R (ORAL)

Mr. K.N. Shrivastava:

Through the medium of this R.A. filed on behalf of original respondents, review has been sought to the order dated 19.09.2017 passed in O.A. No.1738/2017. The ground for review mentioned in it is that the order of the Tribunal was challenged by the original respondents in W.P.

(C) No.4829/2017 before the Hon'ble Delhi High Court, who was pleased to dismiss it vide order dated 10.08.2018. It is further stated that the original respondents challenged the *ibid* order of the Hon'ble Delhi High Court before the Hon'ble Apex Court in SLP (Civil) Diary No.18743/2018, in which, vide order dated 23.07.2018, the Hon'ble Apex Court has stayed the operation of the order of Hon'ble High Court.

2. We have taken note of the aforementioned development. We are of the view that this R.A. was totally unnecessary. Since the order of the Hon'ble High Court, affirming the Tribunal's order, has already been stayed by the Hon'ble Apex Court, the original respondents are under no compulsion to implement the Tribunal's order.

3. When this was pointed out to Mr. Manish Kumar, learned counsel for review applicants, he sought leave of this Tribunal to withdraw this R.A. Prayer allowed.

4. R.A. is dismissed as withdrawn.

(S.N. Terdal)
Member (J)

(K.N. Shrivastava)
Member (A)

October 29, 2018
/sunil/