

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

C.P.No.158/2019 in O.A. No.3831/2018

Friday, this the 5<sup>th</sup> day of April 2019

**Hon'ble Mr. Justice L. Narasimha Reddy, Chairman  
Hon'ble Mr. Mohd. Jamshed, Member (A)**

Shri Sameer Dikshit, IRSSE  
Aged about 53 years  
s/o Sh. K S Dikshit  
presently working as  
Chief Workshop Manager (Signal Workshop)  
Northern Railway, Ghaziabad  
New Delhi – 110 001 and resident of  
House No.906, Tower No.24  
Commonwealth Games Village  
Behind Akshardham Temple, Delhi – 110 092

...Applicant

(Dr. K S Chauhan, Advocate)

Versus

1. Sh. Vinod Kumar Yadav  
Chairman, Railway Board  
Ministry of Railways, Rail Bhawan  
New Delhi 110 001
2. Shri Sushant Kumar Mishra  
Secretary  
Railway Board  
Ministry of Railways, Govt. of India  
Rail Bhawan, New Delhi – 110 011

...Respondents

**O R D E R (ORAL)**

**Justice L. Narasimha Reddy:**

This contempt case is filed alleging that the respondents did not implement the order dated 04.02.2019 passed by this Tribunal in O.A. No.3831/2018 in proper prospective.

2. We perused the records and heard the learned counsel for applicant at length.

3. O.A. No.3831/2018 was allowed on 04.02.2018 and a direction was issued to the 2<sup>nd</sup> respondent therein to pass fresh orders on the feasibility or otherwise of the applicant being included in the panel for appointment to the post of DRM for the year 2016-17. It was also directed to take into account all the developments that have taken place, as mentioned in the order. The applicant states that he made a detailed representation in this behalf on 11.02.2019 and the respondents passed an order dated 22.03.2019, reiterating their earlier position.

4. Even if it is possible to take a view that there exists any factual or legal defect in the order dated 22.03.2019, the contempt case cannot be the proper remedy. The applicant has to assail the said order separately.

5. We, therefore, close the contempt case, leaving it open to the applicant to pursue the remedies in accordance with law.

**( Mohd. Jamshed )**  
**Member (A)**

**( Justice L. Narasimha Reddy )**  
**Chairman**

**April 5, 2019**  
**/sunil/**