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CENTRAL ADMINISTRATIVE TRIBUNAL  
PRINCIPAL BENCH

OA 596/2003  
MA 894/2003

New Delhi, this the 29th day of May, 2003

Hon'ble Sh. Shanker Raju, Member (J)

Vidya Nand Sharma  
S/o Sh. Raghbir Singh  
R/o 1/4443, Ram Nagar Extn.  
Ambedkar Gate, Shahdara  
Delhi - 110 032.

...Applicant  
(By Advocate Sh. Prakash Chander)

V E R S U S

National Capital Territory of Delhi  
through

1. Secretary,  
Department of Education,  
Old Sectt., Delhi.
2. Deputy Director of Education  
Eastern Zone, Rani Garden  
Delhi - 110 031.
3. Principal/Vice Principal  
Sarvodaya Boys Sr. Sec. School No.1  
Jheel Kuranja, Delhi - 110 031.

...Respondents

(Dept'l. rep. Sh. L.C.Gupta,  
Pairvi Officer)

O R D E R (ORAL)

Shri Shanker Raju,

By an order dated 18-3-2003 in so far as arrears w.e.f. 5-9-1971 to 30-4-1992 is concerned, being highly belated and time barred, relief was denied. However, on the relief of payment of gratuity @ 41 % where the total amount exceed to Rs. 5000/-, notices have been issued.

2. Today dept'l. rep. Sh. L.C.Gupta appeared with a cheque of Rs. 5000/- to be paid to the applicant. However, 1d. counsel of the applicant states that with objection he would accept it. Let

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this cheque be sent to the applicant.

3. Ld. counsel further stated that MA 894/2003 has been filed for bringing additional documents and information on record. In so far as one Sh. Ganga Sahai who was similarly circumstanced was paid arrears in December 2002 and in his case, cause of action was not found time barred. As through this MA, applicant has sought for review of the directions issued on 18-3-2003. In the present form the same is not maintainable. Accordingly dismissed.

4. As only cause of action as per the order passed on 18-3-2003 is payment of Rs. 5000/-, Accord of the same by the respondents and as the cheque has been issued in the name of applicant, nothing survives in the OA, which is accordingly dismissed.

5. OA and MA are accordingly dismissed as above.

S. Raju  
(SHANKER RAJU)  
MEMBER (J)

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