FORM NO. 4
(See Rule 42)
CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH
ORDER SHEET

1. ORIGINAL APPLICATION No. : --------/2013
2. Transfer Application No. : --------/2013 in O.A. No.----------
3. Misc. Petition No. : --------/2013 in O.A. No.----------
4. Contempt Petition No. : 19/2013 in O.A. No. 172/2011
5. Review Application No. : --------/2013 in O.A. No.----------
6. Execution Petition No. : --------/2013 in O.A. No.----------

Applicant (S) : Sri M.P. Luitel & ors
Respondent (S) : Sri Shailesh Nayak
Advocate for the [Applicant (S)] : Mr. M. Chanda, Mrs. U. Dutta
Advocate for the [Respondent (S)] : ----------

Notes of the Registry	Date	Order of the Tribunal
	23.04.2013	By this C.P., petitioners pray for initiation of Contempt Proceedings against the alleged contemnors for non-compliance of the order dated 06.03.2012 passed by this Tribunal in O.A. No. 172 of 2011 as well as order dated 20.12.2012 passed in C.P. No. 15 of 2012. Mr. M. Chanda, learned counsel for the petitioners submitted that this Tribunal vide order dated 06.03.2012 in O.A. No.172/2011 directed the petitioners/applicants to make a comprehensive representation within a period of two weeks from the date of receipt of the order. Thereafter, respondents were required to take a final decision in a judicious manner on the said representation and that should be communicated to the applicants/petitioners within a period of four months from the date of receipt of the comprehensive representation. According to learned counsel, applicants/ petitioners did submit representation as per direction of this Tribunal on 15.03.2012 which was received by the respondent authority in due time. But the order of the Tribunal has not yet been implemented. Having no alternative, petitioners approached before this Tribunal by filing C.P. No. 15 of 2012 arising out of O.A. No. 172 of 2011. Contd/-

Central Administrative Tribunal ★ Guwahati Bench ★

C.P. No. 19/13 in O.A. No. 172/11

contd/-

23.04.2013 It was further submitted by the learned counsel that on 20.12.2012, C.P. No. 15 of 2012 was closed on the ground of assurance made by Mr. K. Das, learned Addl. CGSC for the respondents/opposite party that respondents will take all steps to expedite the matter so that the benefit of the flexible complementary scheme be extended to the petitioners at the earliest possible.

According to learned counsel, assurance was given on 20.12.2012, however, till now, no steps have been taken by the respondents for implementation of the order dated 06.03.2012 and thus, violated the order of this Tribunal dated 06.03.2012 as well as assurance dated 20.12.2012.

We have heard the learned counsel appearing on behalf of the petitioners. We have also perused the order of this Tribunal dated 06.03.2012 in O.A. No. 172 of 2011 where there is a specific direction for making comprehensive representation by the applicants/petitioners and for disposal of the said representation by the respondents authority thereafter within four weeks.

On the same very day, Mr. K. Das also assured that respondents will take all steps to expedite the matter so that the benefit of the flexible complementary scheme be extended to the petitioners at the earliest possible. Accordingly, C.P. No. 15 of 2012 was closed on the assurance given by the learned counsel for the respondents as well as submission made by Mr. Vivek Sinha, Director (Establishment), IMD.

Contd/-