

**Central Administrative Tribunal
Ernakulam Bench**

C.P(C) No.180/9/2022

in

O.A No.594/2021

Wednesday, this the 20th day of July, 2022

CORAM:

Hon'ble Mr.Ashish Kalia, Judicial Member

Hon'ble Mr. K. V. Eapen, Administrative Member

1. Sreejith Nath.G.S, aged 39
S/o.R.Gopinath
MES No.604491, FGM (SK)
Garrison Engineer (Army)
Thiruvananthapuram – 695 006, residing at Natham
Sreekariyam.P.O, Thiruvananthapuram – 695 017
2. Sunil Kumar.S, aged 41, S/o.Sasidharan
MES No.604778, FGM (SK) GE (Army)
Thiruvananthapuram – 695 006, residing at Navaneetham
Kizhakkumkara, Erukavu P.O
Thiruvananthapuram – 695 573 - Petitioners

(By Advocate: Mrs.P.Ushakumari)

Versus

1. Mr.Niloy Saha, age not known,
Father's name not known
Chief Engineer (NW), Military Engineering Service
Naval Base, P.O, Kataribagh
Kochi – 682 004
2. Mr.Dinesh Chand Sharma, age not known
Father's name not known, Command Works Engineer (NW)
Naval Base. P.O, Kataribagh
Kochi – 682 004
3. Mr.Rahul Shukla, age not known
Father's name not known
Garrison Engineer (Army)
Thirumala P.O
Thiruvananthapuram – 695 006 - Respondents

(By Advocate: Mrs.O.M.Shalina, SCGSC)

The C.P(C) having been heard on 20th July, 2022 through video conference, this Tribunal delivered the following order on the same day:

ORDER (ORAL)

Ashish Kalia, Judicial Member

This Tribunal had disposed of the Original Application No.594/2021 on 9th November 2021 with the following directions:

“In view of the limited submission, we hereby direct the respondents to consider Annexure A3 and Annexure A4 representations given by the applicants in the light of relevant rules and regulations after giving an opportunity of hearing to the applicants and pass a reasoned and speaking order within a period of three months from the date of receipt of a copy of this order or before the next convening of DPC, whichever is earlier.”

2. When the matter came up for consideration today, learned counsel for the respondents has drawn our attention to Annexures R-1, R-2, R-3 and R-4 whereby the notices were issued for personal hearing, which were served upon the petitioners. The Petitioners chosen not to avail this opportunity. As regards decision on Annexures A3 and A-4 representations of the petitioners, the order has been complied with by the respondents by Annexure R-5 order dated 18.03.2022 which is a speaking order *per se*.

3. In view of the compliance of the order of this Tribunal, the C.P(C) is closed. Notices discharged.

(K.V. Eapen)
Administrative Member

(Ashish Kalia)
Judicial Member

List of Annexures

- Annexure P1- Photostat copy of the order dated 9.11.2021 in O.A No.180/594/2021 of this Tribunal
- Annexure P2- Photostat copy of the covering letter dated 16.11.2021 through which Annexure .P1 order was sent to the respondents through proper channel
- Annexure P3- Photostat copy of the order No.10305/SK to HS-II/57/EINB dated 28.1.2022 passed by the 2nd respondent
- Annexure R1- True copy of letter No.10453/180/00594/2021/L/22/EIC dt.14.1.2022 to 1st Petitioner
- Annexure R2- True copy of letter 10453/180/00594/2021/L/23/EIC dt.14.1.2022 to 2nd petitioner
- Annexure R3- True copy of the notice for personal hearing No.10453/180-00594/2019/L/32/EIC dt.7.3.2022 to 1st Petitioner
- Annexure R4- True copy of the notice for personal hearing No.10453/180-00594/2019/L/33/EIC dt.7.3.2022 to 2nd Petitioner
- Annexure R5- True copy of Letter No.10453/180/594/2021/35/EIC dt.18.3.2022.

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