

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).31085/2009

(From the judgement and order dated 20/08/2009 in CMWP No. 43289/2009 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

TAHIR ALI

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With prayer for interim relief and office report)

Date: 07/07/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AFTAB ALAM
HON'BLE MR. JUSTICE R.M. LODHA

For Petitioner(s) Mr. G.S. Bhatt, Adv.
Mr. P.K. Bhatt, Adv.
For Mr. Rameshwar Prasad Goyal, Adv.

For Respondent(s) Mr. Mohan Jain, ASG
Mr. D.K. Thakur, Adv.
Mr. Atul Sharma, Adv.
For Mr. Arvind Kumar Sharma, Adv.

UPON hearing counsel the Court made the following
O R D E R

It is true that after his removal from service as a casual employee the petitioner was not taken back in service in pursuance of the Railway Board Scheme No. R.B.E. No.42-2001, dated 28.2.2001 even though a person junior to him, namely, Iqbal Ahmed was absorbed in regular service. But, there is another aspect of the matter that dis-entitles the petitioner from any relief from this Court. Undeniably, the cause of

action arose in the year 2001, but the petitioner approached the Central Administrative

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Tribunal as late as in the year 2008. There is no explanation for this inordinate delay of seven years. The Tribunal and the High Court have denied relief to the petitioner, primarily, on the

ground of the aforesaid inordinate delay.

We do not see any justification to
interfere in this matter. The special leave
petition is, accordingly, dismissed.

(Neetu Khajuria)
Sr.P.A.

(R.K. Sharma)
Court Master