



IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:



THE HONOURABLE MR. JUSTICE THOTTATHIL B. RADHAKRISHNAN
&

THE HONOURABLE MR. JUSTICE P. UBAID

TUESDAY, THE 7TH DAY OF JANUARY 2014/17TH Pousha, 1935

OP (CAT) No. 8 of 2014 (Z)



AGAINST THE ORDER/JUDGMENT IN OA 715/2012 of CENTRAL
ADMINISTRATIVE TRIBUNAL, ERNAKULAM BENCH DATED 16-08-2013

PETITIONER(S):

1. UNION OF INDIA
REP. BY SECRETARY
M/O. PENSION AND PENSIONER'S WELFARE, NORTH BLOCK
NEW DELHI - 110001
2. CHIEF COMMISSIONER OF CENTRAL EXCISE AND CUSTOMS,
CENTRAL REVENUE BUILDINGS, I.S.PRESS ROAD
KOCHI - 682 018.
3. COMMISSIONER OF CENTRAL EXCISE AND CUSTOMS
CENTRAL REVENUE BUILDINGS, I.S.PRESS ROAD
KOCHI - 682 018
4. PAY AND ACCOUNTS OFFICER
CENTRAL EXCISE, CENTRAL REVENUE BUILDINGS
I.S.PRESS ROAD, KOCHI - 682 018.
5. PAY & ACCOUNTS OFFICER
CENTRAL PENSION ACCOUNTING OFFICE,
TRIKOOT II COMPLEX
BHIKAJI CAMA PLACE, R.K.PURAM, NEW DELHI - 110066.

BY ADV. SRI. P. PARAMESWARAN NAIR, ASG OF INDIA

RESPONDENT(S):

M.O. INASU
DEPUTY OFFICE SUPERINTENDENT (RETD), CENTRAL EXCISE
MANJALY HOUSE, KANGARAPADY, VADAKODE P.O.
COCHIN - 682 021.

BY ADV. SRI. C. S. GOPALAKRISHNAN NAIR

THIS OP (CAT) HAVING COME UP FOR ADMISSION ON
07-01-2014, ALONG WITH OP(CAT) NO.4/2014, THE COURT ON THE
SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B.RADHAKRISHNAN &
P.UBAID, JJ.

.....
OP(CAT) Nos.4 & 8 of 2014
.....

Dated this the 7th day of January, 2014.

J U D G M E N T

Thottathil B.Radhakrishnan, J.

Issues raised in these original petitions stand covered by the decision of the Principal Bench of the Central Administrative Tribunal in O.A.No.655 of 2010 and connected cases, which has been confirmed by the High Court of Delhi in WP(C) No.1535 of 2012 and connected cases by following a Division Bench decision of the Punjab & Haryana High Court. The learned counsel for the respondent points out that Special Leave Petition filed against the aforementioned judgment of the Punjab & Haryana High Court has been dismissed by the Honourable Supreme Court. We are also shown a copy of the order of the Honourable Supreme Court dated 29.07.2013 dismissing SLA(C) No.13280 of 2013 and SLP(C) No.23055 of 2013 filed against the decision of the Punjab & Haryana High Court. We have gone through the contents of those

decisions and we do not find any way to disagree with them. These original petitions, therefore, fail. They are, accordingly, dismissed *in limine*.

sd/r
(THOTTATHIL B.RADHAKRISHNAN, JUDGE)

sd/r
(P.UBAID, JUDGE)