

APPLICATION No. T.A.No. 40/2011

APPLICANT (S)	Tirth Raj Trigun
RESPONDENT (S)	Union of India & Another
Legal Practitioner for applicant (s)	Legal practitioner for Respondents
None	Mr. Souvik Nandy

	<p style="text-align: center;"><u>ORDERS OF THE TRIBUNAL</u></p> <p><u>Order Serial Number:</u> 14 <u>Dated :</u> 01.04.2013</p>
	<p>None appears for the applicant despite repeated calls. Mr.Souvik Nandy, learned counsel appears for the respondents.</p> <p>This matter was received on transfer from the Hon'ble Patna High Court (CWJC No. 14107/2006) and subsequently registered and renumbered in this Tribunal as TA No. 40/2011.</p> <p>We find from records that neither the applicant nor any counsel on his behalf who represented him in the Hon'ble Patna High Court was ever present before this Tribunal to represent the applicant since 13.05.2011 when the matter came up in the cause list. Thereafter one Mr. Ashok Kumar Ghosh, Advocate, did appear for the applicant in the chamber of the Hon'ble Member (Judicial) on 04.07.2011 and he undertook to file his vokatatnama for the applicant on the next date. He again appeared before the constituted Bench on 04.08.2011 and sought for time to file such vokatatnama. Thereafter the matter appeared again on 06.09.2011 and 15.11.2011 before the Bench and on all such occasions, Mr. Ghosh continued praying for time to file vokatatnama but he could not file any such vokatatnama. Thereafter this matter has been appearing on eight occasions since 14.12.2011 but neither the applicant nor any counsel on his behalf had ever appeared to represent the applicant in the matter. Even, Mr. Ghosh who made a few appearances in the year 2011, stopped appearing since, perhaps, despite his efforts he could not obtain necessary powers from the applicant.</p> <p>From the above circumstances, we find that the applicant is perhaps not interested in proceeding with this matter any further.</p>

In view of the circumstances as explained above, let the matter be dismissed for default in appearance, however, without cost.

The original records that were submitted by the respondents be returned to the learned counsel for the respondents on proper acknowledgement and upon observing all necessary formalities.

A plain copy of the order, countersigned by the Tribunal Officer, be given to both the parties upon observance of usual formalities.

(Lt Gen K.P.D. Samanta)
Member (Administrative)

(Justice Raghunath Ray)
Member (Judicial)