No. 13030/1/2012-AT
Government of India
Ministry of Personnel, PG and Pensions
(Department of Personnel and Training)
***

2 - FEB 2013

278,
North Block, New Delhi
Dated the 21ħ February, 2013

OFFICE MEMORANDUM

Subject:- Service of Notices/Order issued by the Registry of CAT-reg.

The undersigned is directed to refer to this Department's OM No. 11019/2/21/88-AT dated August 1988 regarding procedure to be followed for accepting the notices/documents issued by Registry of CAT. A copy of extract of the OM published in Swamy's Compilation on Central Administrative Tribunal is enclosed.

2. It has been observed that despite above mentioned orders, some Ministries/Departments under jurisdiction of CAT are not following the procedure mentioned therein resulting in inconvenience to Hon'ble CAT. All the Ministries/Departments are therefore, once again advised to indicate the requisite details i.e. full name, designation with office stamp, date and time of receipt in the acknowledgement slip before these are returned to the Central Administrative Tribunal.
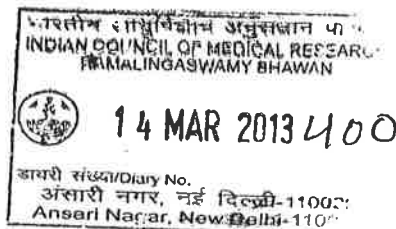
(R.M. Singh)
Under Secretary to the Government of India
Tele: 23094142

Encl: As above.

To

All Ministries/Departments under jurisdiction of CAT.

of the date of the order determining the fee or within such extended time as the Registrar may permit.

(8) Notwithstanding anything contained in sub-rules (1) to (4), if the Tribunal is satisfied that it is not reasonably practicable to serve notice of application upon all the respondents, it may, for reasons to be recorded in writing, direct that the application shall be heard notwithstanding that some of the respondents have not been served with notice of the application:

Provided that no application shall be heard unless,—

(*i*) notice of the application has been served on the Central Government or the State Government, if such Government is a respondent;

(*ii*) notice of the application has been served on the authority which passed the order against which the application has been filed; and

(*iii*) the Tribunal is satisfied that the interests of the respondents on whom notice of the application has not been served are adequately and sufficiently represented by the respondents on whom notice of the application has been served.

GOVERNMENT OF INDIA'S ORDER

Procedure in accepting the notices/documents issued by the Registry.— The Central Administrative Tribunal has brought to the notice of this Department that the Ministries/Departments while receiving Notices/Documents from the Tribunal are not giving details of the receipt obtained by them. It is hereby requested that the name and designation of the officer receiving the Notices/Documents along with office stamp, date of receipt and time of receipt may be indicated on the acknowledgement slips before these are returned to the Central Administrative Tribunal.

[G.I., Dept. of Per. & Trg., O.M. No. A. 11019/21/88-AT, dated the —August, 1988.]

12. **Filing of reply and other documents by the respondents.**— (1) Each respondent intending to contest the application, shall file in triplicate the reply to the application and the documents relied upon in paper-book form with the Registry within one month of the service of notice of the application on him.

(2) In the reply filed under sub-rule (1), the respondent, shall specifically admit, deny or explain the facts stated by the applicant in his application and may also state such additional facts as may be found necessary for the just decision of the case. It shall be signed and verified as a written statement by the respondent or any other person duly authorised by him in writing in the same manner as provided for in Order VI, Rule 15 of the Code of Civil Procedure, 1908 (5 of 1908).

(3) The documents referred to in sub-rule (2) shall also be filed along with the reply and the same shall be marked as R1, R2, R3 and so on.