

Court No. - 34

Case :- WRIT - A No. - 14987 of 2023

Petitioner :- Atul Dubey

Respondent :- Union Of India And 2 Others

Counsel for Petitioner :- Girja Shanker Sen, Krishna Dutt Awasthi

Counsel for Respondent :- A.S.G.I., Ajit Kumar Srivastava

Hon'ble Ajit Kumar, J.

Heard learned counsel for the parties.

By means of this petition filed under Article 226 of the Constitution, petitioner has questioned the correctness of the order dated 27.04.2023 passed by the Divisional Railway Manager/ Lit Northern Railway, Moradabad in compliance of the order passed by the Central Administrative Tribunal, Bench New Delhi dated 19.12.2022 in O.A. No. 3680 of 2022.

A preliminary objection has been raised by learned counsel for the respondent Railways that the petitioner has still an alternative efficacious remedy before the Tribunal in the first instance against the order passed by the authority concerned.

To the above legal position, learned counsel for the petitioner does not dispute.

Accordingly, I decline to entertain this petition at this stage and liberty rests with the petitioner to apply before the Tribunal, if so advised.

Accordingly, this petition is **consigned to records**.

Order Date :- 31.10.2023

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