

Court No. - 3

Case :- CIVIL MISC REVIEW APPLICATION DEFECTIVE No. - 75 of 2023

Applicant :- Shahnawaz Akhter And 3 Others

Opposite Party :- Pradeep Kumar Trivedi And 24 Others

Counsel for Applicant :- A.S.G.I., Raj Kumar Singh

Counsel for Opposite Party :- Dwijendra Mishra

Hon'ble Vivek Chaudhary, J.

Hon'ble Subhash Vidyarthi, J.

(Order on I.A. No.1 of 2023- Delay condonation application)

This is an application for condonation of delay in filing the review application. The application is supported with an affidavit. There is no objection on behalf of opposite parties.

The ground taken in the affidavit is sufficient.

Accordingly, the application is allowed. The delay in filing the review application is condoned.

Order on review application:-

1. Heard Sri Raj Kumar Singh, learned counsel for review applicant-Union of India and learned counsel for opposite parties.

2. The sole ground of counsel for review applicant is that Central Administrative Tribunal allowed the claim petition of opposite parties on ground of no opportunity of hearing and permitted the Union of India to pass fresh order after giving an opportunity of hearing to opposite parties. While challenging the said order before this Court it was argued that the Board from which opposite parties gained their Class-XII certificate was not duly recognized and the said argument was rejected by

this Court in writ petition.

3. The said issue was required to be considered while giving opportunity of hearing to opposite parties and, hence, the said observation should be diluted in the review application.

4. Once a judgment is passed by this Court after hearing both the parties, this can not be a ground for reviewing an order and modifying the same.

5. In view thereof, the review application has no force and the same is **dismissed**.

Order Date :- 8.12.2023

Arti/-

[Subhash Vidyarthi,J.] [Vivek Chaudhary,J.]