

HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Petition (S) No. 5870 of 2017

- Arti B. Nikose D/o Late Balkrishna Nikose, Aged About 38 Years Unemployed, Residing At Plot No. 36, Mayur Nagar, Nari Road, Nagpur, Maharashtra. Pin 440026

---- **Petitioner**

Versus

1. South East Central Railway Through The General Manager, S. E. C. Railway, Bilaspur Zone, Bilaspur, 495004 Chhattisgarh.
2. Chief Personnel Officer, South East Central Railway, Personnel Department, Bilaspur, 495004, Chhattisgarh.
3. Senior Divisional Personnel Officer, South East Central Railway, Bilaspur Division, Bilaspur, District Bilaspur, 495004 Chhattisgarh.

---- **Respondents**

For Petitioner	: Shri BP Rao, Advocate
For Respondents/ SECR	: Ms S Harshita, Advocate on behalf of Shri Abhishek Sinha, Advocate

Hon'ble Shri Thottathil B. Radhakrishnan, Chief Justice

Hon'ble Shri Justice Sharad Kumar Gupta

Order on Board

Per Thottathil B. Radhakrishnan, Chief Justice

13.11.2017

The petitioner challenges a decision of the Central Administrative Tribunal. He has invoked Article 227 of the Constitution of India. Earlier, the petitioner faced an adverse decision at the hands of the Tribunal. He challenged it before this Court by instituting WPS- 2436 of 2016. When that petition came up for consideration, that was sought to be withdrawn with liberty to file fresh representation before the respondents/SECR and its officials. The said writ petition was therefore, dismissed as withdrawn, as per Annexure P/9 order dated 22.08.2016. It appears that thereafter the petitioner pursued certain representations before the respondents.

Since that turned futile, he has again approached this Court by instituting the present Writ Petition challenging the very same order that was the subject matter of WPS- 2436 of 2016, which was dismissed as withdrawn on 22.08.2016. When no leave was granted or relief preserved when that Writ Petition was dismissed on 22.08.2016, which would enable the petitioner to again challenge the order dated 13.02.2015, this Writ Petition, necessarily, fails. Hence, this Writ Petition is dismissed *in limine*.

Sd/-
(Thottathil B. Radhakrishnan)
Chief Justice

Sd/-
(Sharad Kumar Gupta)
Judge