

**HON'BLE SRI JUSTICE SURESH KUMAR KAIT
AND
HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI**

WRIT PETITION No.13539 of 2018

ORDER: (Oral)

(Per Hon'ble Sri Justice Suresh Kumar Kait)

Vide the present petition, petitioner has assailed the order dated 18th April 2013, passed in O.A.Sr.No.1597 of 2013, whereby, the application filed by the petitioner under Section 19 of the Administrative Tribunals Act, 1985, has been dismissed.

2. It is not in dispute that the petitioner sought direction from the Tribunal to the respondents to pay salary from 20th August 1969 to 1978 in the O.A. of the year 2013. Thus, the relief sought by the petitioner relate to 34 years prior to filing of O.A.

3. Similar issue came up before the Hon'ble Supreme Court in the case of **C.Jacob v. Director of Geology and Mining & another¹**, wherein, it is held that delay/latches disentitles the applicant of the relief.

4. Present case is fully covered by the aforesaid judgment. Therefore, we find no ground to interfere with the impugned order dated 18th April 2013 passed by the Tribunal.

¹ (2008) 10 SCC 115

5. Finding no merit in the present writ petition, the same is accordingly dismissed. No order as to costs.

Pending miscellaneous applications, if any, shall stand closed.

SURESH KUMAR KAIT, J

ABHINAND KUMAR SHAVILI, J

June 13, 2018

ajr

