कार्यक्रम, लोक प्रशासन और पौराणिक संगठन
(कार्यक्रम और प्रशासन विभाग)
प्रतिस्पर्धा
गदी दिनियों, 28 फरवरी, 1991

भारत सरकार, राजस्थान, प्रशासनिक अधिकारियों
प्रशासन, 1985 (1985 का 13) की भाषा 35 की उप-खंड (2)
के भाग (४), (५) तथा (६) तथा भाषा 35 के भाग (७) से तक
ग्रामीण किसी का प्रयोग करते हुए भारतीय प्रशासनिक परिषद (विभागीय परिषद)
नियमावली, 1987 में और यहाँ संपन्न करते हुए एवं उप-खंड
विनियमित नियम बनाते हैं, [पक्ष]—

1. (१) यह नियमों का नाम 'भारतीय प्रशासनिक भाग (विभागीय परिषद) नियमावली, 1991 होगा।

(२) ये सरकारी राजस्थान में इसके प्रयोग की तारीख को प्रमुख होगी।

2. केंद्रीय प्रशासनिक प्रभारित (विभागीय परिषद) नियमावली, 1987 (यहाँ से यह नियमों के रूप में उल्लिखित) के नियम ५ में,

(i) उन नियम (४), (५) और (६) निर्मीत किया जाएगा;
(ii) उन नियम (७) निर्मीत किया जाएगा।

3. उन नियमों के नियम २ के उपनियम (१) में, भाग (१०)
के लिए, नियम एक विभाग प्रशासनिक जानकारी, [पक्ष]—

"(१०) उन विभाग के संबंध में व्यवस्थापन के लिए।"

4. उस नियमों के नियम १२ में, उप-रेखा (१) के पक्ष निर्मीत विभाग प्रशासन जोड़कर जानकारी, [पक्ष]—

"(१) विभाग प्रशासन के संबंध में व्यवस्थापन के लिए।"

5. उस नियमों के नियम १६ के उप-रेखा (२) के स्थान पर
निर्मीत प्रशासन प्रशासनिक जानकारी, [पक्ष]—

"(२) वह नियमों के संबंध में व्यवस्थापन के विभाग प्रशासन
युवा नियमों की गई हों, तो ऐसी विशेषता संबंधी व्यवस्था
MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES 
AND PENSIONS

(Department of Personnel & Training)

NOTIFICATION

New Delhi, the 26th February, 1991

G.S.R. 99 (E).—In exercise of the powers conferred by clauses (d), (e) and (f) of sub-section (2) of section 35 and clause (c) of section 36 of the Administrative Tribunals Act, 1985 (13 of 1985), the Central Government hereby makes the following rules further to amend the Central Administrative Tribunal (Procedure) Rules, 1987, namely:

1. (1) These rules may be called the Central Administrative Tribunal (Procedure) Amendment Rules, 1991.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In rule 5 of the Central Administrative Tribunal (Procedure) Rules, 1987 (hereinafter referred to as the said rules),—

(i) in sub-rule (4), clause (b) shall be omitted;

(ii) sub-rule (5) shall be omitted.

3. In rule 11 of the said rules, in sub-rule (1), for clause (iv), the following clause shall be substituted, namely:

“(iv) through the concerned head of Office of the same Department.”

4. In rule 12 of the said rules, after sub-rule (5), the following sub-rule shall be added, namely:

“(6) The Tribunal may permit the parties to amend the pleadings in the same manner as provided under Order 6, Rule 17 of the Code of Civil Procedure, 1908 (5 of 1908).”

5. In rule 16 the said rules, for sub-rule (2), the following sub-rule shall be substituted, namely:

“(2) Where an application has been heard ex-parte against a respondent or respondents, such respondent or respondents may apply within 30 days from the date of the order to the Tribunal for an order to set it aside and if such respondent or respondents satisfy the Tribunal that the notice was not duly served, or that he or they were prevented by any sufficient cause from appearing when application was called for hearing the Tribunal may make an order setting aside the ex-parte order as against him or them upon such terms as it thinks fit, and shall appoint a day for proceeding with the application:

Provided that where the ex-parte order of the application is of such nature that it cannot be set aside as against one respondent only, it may be set aside as against all or any of the other respondents also:

provided that the
Provided further that in cases covered by sub-rule (8) of rule 11, the Tribunal shall not set aside ex-parte order of an application merely on the ground that it was not served upon a respondent or respondents.

6. For rule 17 of the said rules, the following rule shall be substituted, namely:—

"17. Application for review:—

(2) No petition for review shall be entertained unless it is filed within thirty days from the date of receipt and copy of the order of which the review was sought.

(2) No petition for review shall be entertained unless it is supported by a duly sworn affidavit indicating therein the source of knowledge—personal or otherwise and also those which are sworn on the basis of the legal advice. The counter affidavit in Review Petition will also be a duly sworn affidavit wherever any averment of fact is disputed.

(3) Unless ordered otherwise by the Bench concerned a review petition shall be disposed of by circulation where the Bench may either reject petition or direct notice to be issued to the opposite party.”

7. In rule 29 of the said rules, for clause (x), the following clause shall be substituted, namely:—

“(x) To receive applications within ninety days from the date of death for substitution of legal representatives of the deceased parties during the pendency of the application.”

[No. A-11019/44/87-AT]

S. M. SAHARIAR, Desk Officer (AT).

NOTE:—The principal rules were published vide Notification G.S.R. No. 17 (E), dated 6-1-1987 and subsequently amended vide Notification G.S.R. No. 1000 (E), dated 11th October, 1987.