

# UNDT/2022/010, Mukhopadhyay

## UNAT Held or UNDT Pronouncements

The Tribunal found that the Respondent complied with the judgment and took steps to execute the judgment accordingly. The Applicant failed to show that the judgment remains unexecuted. The Tribunal held that the express notice in the form of the memorandum from the Respondent advising the Applicant of his reinstatement from date of separation in compliance with the judgment was proof of execution.

## Decision Contested or Judgment/Order Appealed

The Applicant filed an application for execution of Judgment No. UNDT/2021/085 which had found in his favour.

## Legal Principle(s)

Judgments of the Dispute Tribunal are binding upon the parties. Following expiry of the time limit set for lodging an appeal with the United Nations Appeals Tribunal (“UNAT”), a judgment becomes executable.

## Outcome

Dismissed on merits

## Outcome Extra Text

## Full judgment

[Full judgment](#)

## Applicants/Appellants

Mukhopadhyay

## Entity

MONUSCO

## Case Number(s)

UNDT/NBI/2022/005

## Tribunal

UNDT

## Registry

Nairobi

## Date of Judgement

9 Feb 2022

## Duty Judge

Judge Sikwese

## Language of Judgment

English

## Issuance Type

Judgment

## Categories/Subcategories

Judgment-related matters

Execution of Judgment

## Applicable Law

### UNDT RoP

- Article 32.2

### UNDT Statute

- Article 11.3