

# 086 (NY/2024), Sinha

## UNAT Held or UNDT Pronouncements

The Tribunal ordered the parties to produce consolidated lists of agreed and disputed facts to enable it understand the factual issues at stake.

The Tribunal also ordered the parties to indicate what additional documentaton they requested to be disclosed, and the identities of any witnesses they wished to call, specifying what disputed facts the witnesses would testify about.

## Decision Contested or Judgment/Order Appealed

The Applicant contested the decision to separate her from service with compensation in lieu of notice and without termination indemnity.

## Legal Principle(s)

The Appeals Tribunal has held that the Dispute Tribunal is not to make its own factual findings if the parties have agreed on certain facts (see *Ogorodnikov* 2015-UNAT-549, para. 28).

## Outcome

Other procedural decision without a motion

## Full order

[Full order](#)

## Individual Party

Sinha

## Entity

UNDP

## Case Number(s)

UNDT/NY/2024/020

## Tribunal

UNDT

## Registry

New York

## Date of Order

23 Jul 2024

## Duty Judge

Judge Adda

## Language of Order

English

## Issuance Type

Order

## Categories/Subcategories

Separation from service

## Applicable Law

UNDT RoP

- Article 16.1
- Article 16.2

#### UNDT Statute

- Article 19

## Related Judgments and Orders

2015-UNAT-549

2019-UNAT-929

2019-UNAT-931

2019-UNAT-918

2019-UNAT-976