

020 (NBI/2024), Harjit Dhindsa

UNAT Held or UNDT Pronouncements

In this case, the Management Advice and Evaluation Section had already issued a response to the Applicant's 22 December 2023 request for management evaluation.

There was no management evaluation pending and, consequently, one of the mandatory requirements for the examination of applications for suspension of action was not met.

In view of the foregoing, the application for suspension of action pending management evaluation was dismissed as not receivable.

Decision Contested or Judgment/Order Appealed

The Applicant requested for suspension of the Respondent's decisions to extend his placement on Special Leave With Full Pay as well as the recruitment for the Director Mission Support position which he encumbers.

Legal Principle(s)

The Tribunal is competent to suspend the implementation of a contested administrative decision during the pendency of management evaluation under art. 2.2 of its Statute and art. 13 of its Rules of Procedure but not when the management evaluation has been completed.

Outcome

Suspension of action denied

Outcome Extra Text

Full order

[Full order](#)

Individual Party

Harjit Dhindsa

Entity

UNSOS

Case Number(s)

UNDT/NBI/2024/008

Tribunal

UNDT

Registry

Nairobi

Date of Order

13 Feb 2024

Duty Judge

Belle

Language of Order

English

Issuance Type

Order

Categories/Subcategories

Suspension of action

Interlocutory or interim appeal / Appeal of UNDT order to UNAT

Applicable Law

UNDT RoP

- Article 13

UNDT Statute

- Article 2.2