



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/GVA/2025/048

Order No.: 104 (GVA/2025)

Date: 4 September 2025

Original: English

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**Before:** Duty Judge

**Registry:** Geneva

**Registrar:** Liliana López Bello

RAFIQ

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER  
ON CASE MANAGEMENT**

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**Counsel for Applicant:**

Self-represented

**Counsel for Respondent:**

Nisha Patel, AS/ALD/OHR, UN Secretariat

## **Introduction**

1. By an application filed on 21 July 2025, the Applicant contests the recovery of the amount paid to him as Education Grant in relation to his dependents for the period from 2018 to 2022.
2. By Order No. 95 (GVA/2025) of 8 August 2025, the present case was referred for mediation to the Mediation Division, Office of the United Nations Ombudsman and Mediation Services (“UNOMS”) and the proceedings were suspended until 8 September 2025.
3. On 3 September 2025, the Applicant filed a submission “requesting the increase in the amount of deducting salary percentage”. He also requested the Tribunal to grant him interim measures pursuant to art. 14 of the Tribunal’s Rules of Procedure.
4. On the same day, the Respondent filed a motion to strike the Applicant’s submission of 3 September 2025.

## **Consideration**

5. The Tribunal recalls that the proceedings in the present case were suspended until 8 September 2025. Consequently, it lacks authority to consider any submission or request filed in the meantime.
6. As per the jurisprudence, rightly referred to by the Respondent, the Dispute Tribunal “is not, at its own initiative, bestowed with the power to lift a suspension of proceedings during a mediation process that is instituted under art. 15.4 of the Rules of Procedure” (see *Minzer* Order No. 71 (NY/2021)).
7. As it follows, the Applicant’s motion for interim measures stands to be rejected at this stage. Nevertheless, the Applicant may refile his motion if the proceedings are resumed, and if he so wishes.

8. Having said the above, the Tribunal continues to strongly encourage both parties to engage meaningfully in the mediation process to achieve an amicable settlement of the dispute.

**Conclusion**

9. In view of the foregoing, it is ORDERED THAT the Applicant's motion requesting an increase in the amount of deducting salary percentage and his motion for interim measures are dismissed.

*(Signed)*

Judge Sun Xiangzhuang (Duty Judge)

Dated this 4<sup>th</sup> day of September 2025

Entered in the Register on this 4<sup>th</sup> day of September 2025

*(Signed)*

Liliana López Bello, Registrar, Geneva