



**Before:** Judge Francis Belle  
**Registry:** Nairobi  
**Registrar:** René M. Vargas M., Officer-in-Charge

NIGAM

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

---

**ORDER  
ON CASE MANAGEMENT**

---

**Counsel for Applicant:**

Patolla Niroop

**Counsel for Respondent:**

Angela Arroyo, UNDP

## **Introduction**

1. The Applicant was a staff member of the United Nations Development Programme (“UNDP”). He served at the D-1 level on a fixed-term appointment and was the Resident Coordinator and Resident Representative in Riyadh at the time of the application.
2. By motion dated 10 May 2023, the Applicant requested the Judge President of the UNDT to order that the undersigned Judge be recused on several grounds.
3. On 25 May 2023, the Judge President issued Order No. 92 (NBI/2023) in which the motion for recusal was refused.
4. On 23 June 2023, the Tribunal issued Order No. 112 (NBI/2023) in which these proceedings were suspended while the Applicant appealed Order No. 92 (NBI/2023) to the United Nations Appeals Tribunal (“UNAT”).
5. On 18 July 2024, UNAT published Judgment *Nigam* No. 2024-UNAT-1446 ruling on the Applicant’s appeal of Order No. 92 (NBI/2023). UNAT held that the appeal against UNDT Order No. 92 (NBI/2023) was not receivable.

## **Consideration**

6. Considering UNAT’s ruling, Order No. 92 (NBI/2023) stands and the proceedings in this case will now resume.

IT IS ORDERED THAT

7. By **Monday, 5 August 2024**, the parties shall inform the Tribunal whether an oral hearing is deemed necessary for proper adjudication of this matter.
8. If an oral hearing is deemed necessary, the parties shall, by **Wednesday, 7 August 2024**:
  - a. Provide reasons in support of the holding of an oral hearing;
  - b. File their list of witnesses and a justification of the relevance of the testimony they intend to adduce from each witness; and

c. Indicate their availability for an oral hearing that could be held between 1 September and 31 October 2024.

9. If the parties do not deem that an oral hearing is necessary, they shall file their closing submissions by **Wednesday, 14 August 2024**.

*(Signed)*

Judge Francis Belle

Dated this 31<sup>st</sup> day of July 2024

Entered in the Register on this 31<sup>st</sup> day of July 2024

*(Signed)*

René M. Vargas M., Officer-in-Charge, Nairobi