

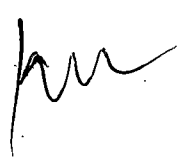
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CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

OA NO.2494/2002

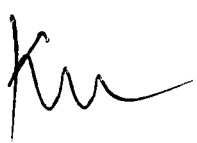
This the 21st day of October, 2002

HON'BLE SH. KULDIP SINGH, MEMBER (J)

1. Amit Sharma
S/o Shri Sushil K. Sharma
Aged 28 years (DOB: 6/6/74)
R/o 19 Ami Chand Khand
Giri Nagar-Kalkaji
New Delhi-110019.
 2. Ms. Shashi Gupta
D/o Shri S.P. Gupta,
Aged 43 years (DOB: 15.4.59)
R/o B-92 Janata Flats,
Rampura
Delhi-110035.
 3. Vinay Kumar
S/o Shri Mukh Lal Das
Aged 27 years (DOB: 4.1.75)
R/o E-120 Dilshad Garden
Shahdara Delhi-110095.
 4. Dhananjay
S/o Shri Rampal
Aged 22 years (DOB: 12.5.80)
R/o A-141 Kidwai Nagar,
New Delhi-110003.
 5. Shyam
S/o Shri Raghubir
Aged 26 years (DOB: 2.12.75),
R/o H-77, Type-II,
SJH Staff Quarters,
West Kidwai Nagar,
New Delhi-110023.
 6. Dhan Singh
S/o Shri Mahabir Singh
Aged 26 years (DOB: 1.4.76)
R/o 1262 R.K. Puram Sec.I,
New Delhi-110022.
 7. Rajinder S. Chauhan,
S/o Shri Gokul Singh,
Aged 26 years (DOB: 12.2.76)
R/o G-52 Nanakpura
New Delhi-110021.
 8. Ashok Badoni
S/o Shri H.M.Badoni
Aged 26 years (DOB: 1.1.76)
R/o B-448
Sewa Nagar,
New Delhi-110003.
 9. Bhawan Singh
S/o Shri Umed Singh
Aged 27 years (DOB: 12.9.74)
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R/o D-377 Pkt.III
Bindapur DDA Flats
New Delhi-110059.

10. Vishambar Datt
S/o Shri Hari Ram
Aged 32 years (DOB: 5.10.69)
R/o Qr.No.866
Sector-I, R.K. Puram,
New Delhi-110022.
11. Tara Datt
S/o Shri Hari B. Joshi
Aged 29 years (DOB: 25.5.73)
R/o QR.No.745 Sec.II,
Sadiq Nagar,
New Delhi-110049.
12. Harish Kumar Gehlot
S/o Shri R.S. Gehlot
Aged 28 years (DOB: 18.3.73)
R/o B-2/67 Vijay Enclave
Palam-Dabri Road
New Delhi-110045.
13. Praveen Sharma
S/o Shri Dharam Singh
Aged 23 years (DOB: 1.9.78)
1/11173 Subhash Park
Shahdara
New Delhi-110032.
14. Hari Singh Pal
S/o Shri Mata Din Pal
Aged 26 years (DOB: 18.10.75)
93 Scindia Properties Compound
Sarojani Nagar
New Delhi-110023.
15. Sushil Kumar Yadav
S/o Shri Mahavir Singh Yadav
Aged 22 years (DOB: 10.4.79)
R/o RZ/38/323 Gali No.7,
Geetanjali Park
West Sagar Pur,
New Delhi-110046.
16. Yogesh Sharma
S/o Shri Krishan Sharma,
Aged 25 years (DOB: 20.1.76)
R/o D-16 C.C. Colony
Rana Pratap Bagh,
New Delhi-110007.
17. Rohtash Kumar
S/o Shri Daulat Ram
Aged 27 years (DOB: 12.11.74)
R/o # 38 Khem Chand Market
Khanpur Extension,
New Delhi-110062.
18. Ravi
S/o Shri Dhani Ram
Aged 22 years (DOB: 25.10.79)
R/o K-4/11 Mohan Garden
Uttam Nagar,



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19. New Delhi-110059.
Pradeep
S/o Shri Ram Rattan
Aged 25 years (DOB: 05.12.76)
R/o Village & PO Dhansa
New Delhi-110073.
20. Ram Kishore Kalson
S/o Shri Daya Ram Kalson
Aged 26 years (DOB: 20.08.75)
R/o Z-89 Dayagsir Marg
Uttam Nagar,
New Delhi-110079.
21. Gulzari Lal
S/o Shri Ganga Ram
Aged 29 years (DOB: 28.7.72)
R/o # 16/717 Bapa Nagar
Military Road,
Karol Bagh,
New Delhi-110005.
22. Avinash
S/o Shri Rajinder Singh
Aged 25 years (DOB: 26.07.76)
R/o RZ-38/323 Gali No.7
Geetanjali Park,
West Sagr Pur
New Delhi-110046.
23. Jagmohar S. Rawat
S/o Shri Maharban Singh Rawat
Aged 25 years (DOB: 02.07.77)
R/o 171 Gulmohar Enclave
DDA Flats
New Delhi-110049.
24. Ajay Kumar
S/o Shri jai Pal
Aged 23 years (DOB: 03.09.1979)
R/o 120 Sanjay Camp
Dakshinpuri,
New Delhi-110062.

...Applicants.

Versus

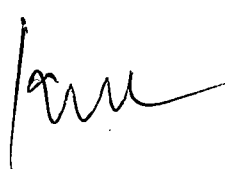
1. Union of India
Through the Foreign Secretary
Government of India
Ministry of External Affairs,
South Block
New Delhi-110011.
2. The Regional Passport Officer
Ministry of External Affairs
Hudco Tricoot-3,
Bhikaji Cama Place
R.K. Puram,
New Delhi-110066.

...Respondents

By Adv. Dr. D.C. Vohra.

O R D E R (ORAL)

By Sh. Kuldip Singh, Member (J)



Applicants have filed this OA seeking following reliefs:

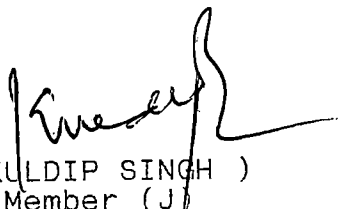
- (1) A declaration by this Hon'ble Tribunal that the applicants are entitled to be considered for regularisation of their services against the Posts of Peons in terms of the DOPT Office Memorandum dated 21.3.79, read with the guidelines issued by the DOPT vide its OM dated 7.6.88 which finds a reference in para 10 of the Scheme of 1993 vide DOPT OM dated 10.9.93 which contained instructions for future policy of the Government of India regarding the engagement/regularisation of casual workers as enunciated in para (d)(ii) of the OM dated 213/79 as mentioned hereinbefore;
- (2) An order/direction by this Hon'ble Tribunal to the Respondents/1 and 2 to regularise the appointment of the applicants Nos. 1-24 against the posts of Peons on their regular establishment as per law, with all the consequential benefits in the form of pay and allowances, appearance in regular as well as special departmental examinations for higher posts and all other financial and service benefits that go with the post of Peons.
- (3) The costs of these proceedings be awarded in favour of the applicant and against the Respondents who have afflicted this avoidable litigation, mental agony and the expenses on the applicant.



(4) Any other or further relief as may be deemed fit and proper in the facts and circumstances of the case of the applicant may also be granted in favour of the applicant and against the Respondents.

2. But before coming to the Court applicants have also made a representation vide Annexure A-7 on 1.7.2002 which is still stated to be pending under consideration with the department. So it will be appropriate that the department be directed to dispose of the representation within a specified period.

3. Accordingly, I direct the respondents to dispose of the representation Annexure A-7 within a period of 2 months from the date of receipt of a copy of this order and if any grievance survives thereafter applicant is at liberty to approach the Court. OA stands disposed of.


(KULDIP SINGH)
Member (J)

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