

Central Administrative Tribunal  
Principal Bench: New Delhi

O.A. No. 1068/2002

This the 26th day of November, 2002

Hon'ble Shri V.K. Majotra, Member (A)

1. Gonar Rai  
Gangman  
S/o Shri Jagdish Rai
2. Amarnath  
Gangman  
S/o Shri Jageshwar
3. Dashrath Lal  
Gangman  
S/o Shri Sampat
4. Banwari Lal  
Gangman  
S/o Shri Ram Lakhan
5. Ram Dhani  
Gangman  
S/o Shri Dhani Nath
6. Shivbali  
Gangman  
S/o Shri Gajroop
7. Suresh Kumar  
Gangman  
S/o Shri Kuldeep
8. Sakho  
Gangman  
S/o Shri Dularu
9. Shankar Prasad  
Gangman  
S/o Shri Raghu Nandan
10. Sushila Devi  
Gangman  
D/o Shri Nitya
11. Chotey Lal  
Gangman  
S/o Shri Ninga
12. Dularey  
Gangman  
S/o Shri Thakura
13. Aklu  
Gangman  
S/o Shri Jagdish Rai
14. Sardar Singh  
Gangman  
S/o Shri Lekh Raj

(a)

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15. Ram Jivaan  
Gangman  
S/o Shri Jeer Jodhan
16. Lallu  
Gangman  
S/o Shri Sukhdev
17. Chabbi Nath  
Gangman  
S/o Shri Murli
18. Juggay  
Gangman  
S/o Shri Chairu
19. Suraj Rai  
Gangman  
S/o Shri Haldhar Rai
20. Sunder  
Gangman  
S/o Shri Bhagwana
21. Basa  
Gangman  
S/o Shri Jagmohan
22. Bahadur  
Gangman  
S/o Shri Ramadheen
23. Ram Kishan  
Mate  
S/o Shri Balwant Singh
24. Nankoo Ram  
Mate  
S/o Shri Dasu
25. Chedi Lal  
Gangman  
S/o Shri Nanhoo Ram
26. Ram Asrey  
Mate  
S/o Shri Ram Chand
27. Vipat  
Mate  
S/o Shri Suraj Bali

All applicants are working with the  
Office of Deputy Chief Engineer (Construction)  
Northern Railway, Patel Nagar  
New Delhi-110094.

-Applicants

(By Advocate: Shri S.Mehendi, proxy for  
Shri Anis Suhrawardy)

Versus

1. Union of India

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Through its General Manager-Northern Railway  
Headquarters Office Baroda House  
New Delhi.

2. Chief Administrative Officer  
Northern Railway  
Kashmiri Gate  
Delhi-110 006
3. The Deputy Chief Engineer (Construction)  
Northern Railway,  
Patel Nagar, Rama Road,  
New Delhi-110 015
4. The Executive Engineer (Construction/PTNR)  
Northern Railway  
Patel Nagar, Rama Road  
New Delhi-110 015

-Respondents

(By Advocate: Shri R.P. Aggarwal)

ORDER (Oral)

The applicants have been working in Delhi Division of Northern Railway after regularisation between 1984 and 1997. They have challenged Annexure A-1 dated 23.3.2002 whereby their Headquarter has been shifted from Ghaziabad to Amroha. The learned counsel of the applicants stated that change of the Headquarters in the present case amounts to inter-divisional transfer which would adversely affect applicants' seniority, pay scales and perquisites. If their seniority, pay scales and perquisites are not adversely affected, applicants do not have any objection to Annexure A-1 whereby Headquarters have been changed.

2. On the other hand, learned counsel of the respondents stated that only applicants' Headquarter has been changed from Ghaziabad to Amroha. Both these Headquarters fall in Delhi Division. The transfer in question is not an inter-divisional transfer. As a


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matter of fact since work assigned to the unit where the applicants were working has been completed, applicants' Headquarters had been transferred along with the unit and senior officials like Executive Engineer and Assistant Engineer to Amroha Headquarters and that the applicants will not be deprived of any benefits such as seniority, pay scales, promotions, perquisites etc.

3. In the rejoinder too, the applicants have stated that the applicants are interested in maintenance of their seniority, pay scales, perquisites etc.

4. As order dated 23.3.2002 (Annexure A-1) does not amount to changing the division and for administrative reasons only Headquarters of the applicants have been changed and also when their seniority, pay scales and perquisites are also not being disturbed, there cannot be any valid objection to Annexure A-1.

5. Having regard to the above discussion, the OA is dismissed being devoid of merit. No costs.

  
(V.K. Majotra)  
Member (A)

cc.