

**CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH**

OA/020/922/2015

HYDERABAD, this the 22nd day of January, 2020

Hon'ble Mr. Ashish Kalia, Judl. Member
Hon'ble Mr. B.V. Sudhakar, Admn. Member



1. NSP Murthy,
S/o Late Narayana Rao,
T.No. 3233, Age 59 Yrs, Occ: High Skilled -II
R/O D.No.58-21-11/1, VinodhNagar, Visakhapatnam.
2. I.S Prakasam, S/o Satyanarayana T.No. 3236,
Age about 60 yrs, Occ: High Skilled -II
R/o Block No. 36, G2 Vishwanagar,
Auto Nagar, Vsp-530012.
3. G.P Reddy, S/O GIN Reddy, T.No 3326,
R/o D.No 1-74, Age 57 yrs, Occ: High Skilled i II
Buddapalem, Anandapuram, Vsp531163.
4. D.Prakasham, S/o Late D.Venkatswamy,
Age 59 yrs, R/o D.No.14-7-7/9,
Antonymnagar, Maharanipeta, Visakhapatnam-02.
5. P.Chakram, S/o Late Kamraju,
T.No 3361, Age 58 yrs, Occ: High Skilled i II
R/o D.No. 13-8-17, Dandu Bazar, Maharanipeta, Vsp-2.
6. MVA Rao, S/o Late M VenkuNaidu, T.No 3362,
Age: 59 yrs, R/o D.No. 31-7-93, Assam Gardens,
Ali Puram, Vsp-20.
7. B.Harinarayan Rao, S/o Late Rajeshwara Rao,
Age 57 yrs, R/o D.No. 12-14, Ganeshnagar,
Madhurawada, Visakhapatnam-48,
8. K Simhadri, S/o Late Pentayya,
T.No 3467, Age: 60 yrs, Occ: High Skilled i II,
R/o D.No. 9-11/11, Papaya Raju Palerm, Pendurthi, Vsp
9. K.S Ramulu, S/o Late K Papayya,
T.No 3470, Age: 60 yrs, Occ: High Skilled -II
R/o D.No. 44-38-7/15,
Akkayyapalem, Vsp-530016.
10. K.S Rama Murthy, S/o K.Jagannadha Rao,
Aged 58 yrs, R/o D.No. 10-134, Papayyarajupalem,
Pendurthi, Visakhapatnam-47.
11. GP Naidu, S/o Yerri Naidu,
T.No 3475, Age: 62 yrs, Occ: High Skilled -II
R/o D.No. 11-1-1, Kanthi Nagar, Gajuwaka, Vsp-26

12. O.J Rao, S/o Late O Chitti,
T.No 3477, Age: 60 yrs, Occ: High Skilled -II
R/o D.No. 54-17-110,
Bhanu Nagar, HB Colony, Vsp-22.
13. P.A Rao, S/o Late P Satyam,
T.No 3478, Age: 60 yrs, Occ: High Skilled -II
R/o D.No. LIG-342, Auto Nagar, Vskpt,
14. R.V.C.H.V Rao, S/o Late R Satyanarayana,
T.No 3479, Age: 56 yrs, Occ: High Skilled -II
R/o D.No.-18/I34, Prahaladhapuram-530007.
15. S.V.V.S Raju, S/o Late Veerabhadraraju,
T.No 3482, Age: 59 yrs, Occ: High Skilled -II,
R/o D.No.-18/I34, Prahaladhapuram,
Vsp-530027.
16. V.S.P. Rao, S/o Late Pentayya, Age 59 yrs,
R/o D.No. 1-74, Boddapalem, Anandapuram,
Visakhapatnam.
17. M.D Murthy, S/o Late M Pardhasardhi,
T.No 3490, Age: 62 yrs,
Occ: Retd.High Skilled -II
R/o MIG-II/15, PM Palem, Visakhapatnam-41.
18. BM Rao, S/o Late B VenkatRao,
T.No 3492, Age: 60 yrs, R/o D.No. 24-112-3/2,
Srinidhi Residency-II, Chinnhagantiyada,
Gajuwaka, Visakhapatnam.
19. K.S.N Murthy, S/o Late KJ Rao,
T.No 3493, Age: 60 yrs, Occ: High Skilled -II
R/o D.No. 49-23-2, Lalithanagar,
20. K BhimaRaju, S/o Late K Apparao,
T.No 3596, Age 60 yrs, Occ: High Skilled -II
R/o Mig-I, 580, PM Palem, Visakhapatnam-41,
21. K.K Murthy, S/o Late K Tatarao,
T.No 3599, Age: 57 yrs, Occ: High Skilled -II
R/o D.No.02/10/32, Mindi, Vsp-12
22. D.V.S.B Prasad, S/O Late D ShagiriRao,
T.No 3600, Age: 61 yrs,
R/o D.No. 3-34-2-38, Gynapuram, Vsp
23. D.R Rao, S/o Late D Madhavarao,
T.No. 3602, Age: 60 yrs, Occ: High Skilled -II
R/o D.No. 6-3-99/1, Sriharipuram
24. S.K Meerjan, S/o Late AbddulKaveem,
T.No 3603, Age: 60 yrs, Occ: High Skilled -II,
R/o D.No. 13-11-11,
BC Road, New Gajuwaka, Vsp-26



25. M.V Jaya Bob, S/o Late Benjamin,
T.No 3606, Age: 58 yrs, Occ: High Skilled i II,
R/o MIG II-B 134, Vinayak Nagar,
Vuda Colony, Vsp-44.

26. T.AppaRao.S/o T.Gurranna , Age 59 yrs,
R/o D.No. 23-117, Venkannapalem, Visakhapatnam-41.

27. ChittiboinaDemudu, S/o Late Chinnaya,
T.No 3710, Age:59 yrs, Occ: Master craftsman,
R/o D.No. 10-7-72/3, Ramanagar,
Maharanipeta Post, Visakhapatnam.

28. Metla Narasimha Murthy, S/o Late Rama Murthy,
T.No.3711 , Age:60 yrs, Occ: Master craftsman,
R/o D.No. 1-5-119/1, Akkireddy.

29. MadakaAppaRao, S/o M Pydithalli, T.No 3716,
Age: 41 yrs Occ: High Skilled R/o D.No 62-7-40/2,
SrihariPuram, V.T College Road, Malkapuram Post, Vsp-11.

30. S. AppalaKonda , S/o AppaSwamy, Age 59 yrs,
R/o D.No.53-29-28, KRM Colony, Visakhapatnam-13.

31. KallaSanyasi Naidu, S/o Late MahaLaxmi Naidu,
T.No. 3714, Age:59 yrs, Occ: Master craftsman,
R/o D.No. 39-22-34/2, Kalinga Nagar, Madhavadhara, Vsp-7.

32. M.AppaRao. S/o Late Pydithalli, Age 59,
R/o D.No. 62-7-40, Sriharipuram, V.T.College road,
Visakhapatnam-11.

33. P.R.K Rao, S/o Late Arjunudu,
T.No. 3754, Age:59 yrs, Occ: High Skilled -II
R/o D.No. 7-9-2, Old Gajuwaka, Vsp

34. Y Ranman, S/O Late Somulu,
T.No 3757, Age: 61 yrs, Occ: High Skilled i II,
R/o. LIG-362,
Auto Nagar, Vsp-12

35. B.N Rao, S/o Late B Suryanarayana,
T.No 3758, Age:59 yrs, Occ: High Skilled -II
R/o D.No. 70-1-21, Yeduruvanipalem, V

36. Y Devadas, S/o Late Y Anthony,
T.No. 3761, Age: 60 yrs, Occ: High Skilled i II,
R/o D.No. 70-1-21,
Yeduruvanipalem, VSKPT.

37. Md.Riyazuddin, S/o Late Mehaboob,
T.No 3763, Age:57 yrs, Occ: High Skilled -II
R/o Block No. 30 1, Viswysaranagar,
Auto Nagar, Vsp-12



38. R Karun Kumar, S/o Late R Rayappa,
T.No 3764, Age: 55 yrs, Occ: High Skilled -II
R/o D.No-10/124, Durganagar,
39. V.S Narayana, S/o Late V Satyam,
T.No 3770, Age: 60 yrs, Occ: High Skilled -II
R/o D.No. 14-36-1/2a2, SGV Paradise,
BC Road, Gajuwaka, Vsp-26.
40. B.NagaBhushanam, Age 59 yrs, R/o D.No. 65-1-11D/12,
Flat No. 102, Srinivas nagar, Visakhapatnam-530011,
41. P Satavahana Rao, S/O Late Naganna,
T.No 3958, Age: 61 yrs Occ: High Skilled,
D.No.36-96-87, Ramji Estate, Kancharapalem, Vsp-8.
42. S Satyanarayana, S/o Late S Subbarao,
T.No 3960, Age: 59 yrs, Occ: High Skilled i II,
R/o D.No. 36-94-72, Bapuji Nagar, Kancharapalem, Vsp.
43. Kucharlapati Suryanaraya Raju, S/o Lakshmipati Raju,
T.No 9027, Age: 59 yrs, Occ: Master craftsman,
R/o D.No 36-92-400/4,
Indira Nagar-I, Kancharapalem Post.
44. J.J.S.N.Murthy, S/o Rama Rao,
Age 59 yrs, R/o D.No. 16-4-19/10,
S.F.III Official Colony, Maharanipeta,
Visakhapatnam-01.

... Applicants

(By advocate: Mrs. Anita Swain)

Vs

- 1 .The Union Of India,
Rep by its Secretary, Ministry of Defence,
South Block, New Delhi,
- 2 The Chief of Naval Staff,
Integrated Headquarters, Ministry of Defence (Navy),
Sena Bhavan, PO. DHQ, New Delhi-110011,
3. Flag Officer-Commanding in Chief.
Head quarter Eastern Naval Command,
Naval Base, Visakhapatnam,
4. The Admiral Superintendent,
Naval Dockyard, Visakhapatnam.
5. The Financial Advisor to ASD
Audit cell.
Naval Dockyard, Visakhapatnam.

... Respondents

(By advocate: Mr. T. Hanumantha Reddy,
Sr. PC to CG)

ORDER (ORAL)

Hon'ble Mr. Ashish Kalia, Judl. Member

Heard the learned counsel for the applicants and the learned counsel for the respondents.



2. The applicants are seeking consideration of their initial service on casual basis from 1977 onwards for the purpose of granting ACP/MACP benefit. Learned counsel for the applicants has drawn our attention to the order dated 9.9.2016 of this Tribunal in O.A. No.826/2016 as well as the judgement of the Hon'ble High Court of Punjab & Haryana in W.Ps. No.24314 & 24944/ 2008. The operative portion of the order of this Tribunal in O.A. No.826/2016 is as under:

7. In view of the above position, we direct the respondents to extend the benefit of ACP/ MACP Schemes by counting applicants's service from the date of their initial appointment as was given to the applicants in O.A. No.451/2011, provided the applicants herein stand on the same footing. Time granted for compliance is three months from the date of receipt of a copy of this order.

3. We have no hesitation to hold that the applicants's adhoc service is to be counted for the purpose of ACP alone. The respondents are directed to extend the benefit to the applicants within 90 days from the date of receipt of this order. The O.A. is disposed of. No order as to costs.

(B.V. SUDHAKAR)
ADMN. MEMBER

(ASHISH KALIA)
JUDL. MEMBER

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