

**CENTRAL ADMINISTRATIVE TRIBUNAL  
PRINCIPAL BENCH**



**OA No.565/2020 - MA No.722/2020**

**New Delhi, this the 26<sup>th</sup> Day of February, 2020**

**Hon'ble Mrs. Justice Vijay Lakshmi Member(J)  
Hon'ble Mr. Pradeep Kumar, Member (A)**

1. Mohit Sharma, Group 'C'  
S/o Shri Jogendra Singh  
Aged about 32 years  
R/o Village Purmafi, P.O. Purmafi  
Dist. Shami (Muzaffar Nagar), UP-247773  
Presently working as Pharmacist  
CDMO (Shahdara District)  
Under Directorate General of Health  
Services, Delhi.
2. Akshay Dixit, S/o Shri Ajay Dixit  
Group 'C', Aged about 33 years  
R/o 1349, Vijay Nagar, Alwar  
Rajasthan-301001, Presently working as  
Pharmacist, CDMO(North-East District)  
Under Directorate General of Health  
Services, Delhi.
3. Dev Raj, S/o Shri Ram Babu Mahor  
Group 'C', Aged about 33 years  
R/o W 61, Bhagat Singh, Street No. 3  
Babarpur, Shahdara, Delhi-110032.  
Presently working as  
Pharmacist, CDMO(North-East District)  
Under Directorate General of Health  
Services, Delhi.
4. Kirti Aggarwal, S/o Shri Anil Kumar Garg  
Aged about 33 years  
R/o 146, Savita Vihar, Delhi-110092.  
Presently working as Lab Assistant  
CDMO(North-East District)  
Under Directorate General of Health  
Services, Delhi.



5. Chetan Tyagi, S/o Sh. Bharat Bhushan  
Group 'C', Aged about 33 years  
R/o 121 A, Pocket-2, Sector 2  
Dwarka, New Delhi-110075.  
Presently working as Lab Assistant  
CDMO( West District)  
Under Directorate General of Health  
Services, Delhi.
6. Dhirendra Kumar Pau  
Group 'C', S/o Sh. Babu Lal Paul  
Aged about 44 years  
R/o E-74, Kanchanjunga Apartments  
Sec-53, Noida 201301  
Presently working as Pharmacist  
CDMO(East District)  
Under Directorate General of Health  
Services, Delhi.
7. Sandeep Kumar, S/o Sh. Sat Pal  
Group 'C', Aged about – years  
R/o Village Kot Basawa Singh, Teh  
Chhachhrauli  
Dist., Yamuna Nagar, Haryana-135103  
Presently working as Pharmacist  
CDMO(North-East District)  
Under Directorate General of Health  
Services, Delhi.
8. Amit Kumar, S/o Shri Radar Krishan  
Group 'C', Aged about 30 years  
R/o O-217, Mangolpuri, New Delhi-110083  
Presently working as  
Pharmacist, CDMO(West District)  
Under Directorate General of Health  
Services, Delhi.
9. Priyanka, S/o Sh. Saurabh Bhardwaj  
Group 'C', Aged about 31 years  
R/o H. No.183, Chopal Road, Bijwasan  
New Delhi-110061. Presently working as  
Pharmacist, CDMO(West District)  
Under Directorate General of Health Services  
Delhi.



10. Akhilesh Chandra, S/o Mihi Lal  
Group 'C', Aged about 39 years  
R/o House No.46, Lambha Mohalla  
Near Shahabad Mohamadpur  
Railway Station, New Delhi.  
Presently working as  
Pharmacist, CDMO(West District)  
Under Directorate General of Health  
Services, Delhi.
11. Dheeraj Aggarwal, Group 'C'  
S/o Sh. Raj Kumar, Aged about 34 years  
R/o S-221/204, Vishnu Garden  
New Delhi-110018  
Presently working as  
Pharmacist, CDMO(West District)  
Under Directorate General of Health  
Services, Delhi.
12. Prashant Goyal alias Tinku Aggarwal  
(Prashant Kumar earlier known as Tinku  
Till 04.08.2018) S/o Sh. Mohanlal  
Aged about 33 years, Group 'C'  
R/o F-86-87, Raghubir Nagar  
New Delhi-110027  
Presently working as  
Pharmacist, School Health Scheme  
Under Directorate General of Health  
Services, Delhi.
13. Sonia Verma, Group 'C'  
D/o Sh. Suresh Verma  
Aged about 30 years  
R/o A-282, Sudershan Park  
Moti Nagar, Delhi  
Presently working as Pharmacist  
CDMO(West District)  
Under Directorate General of Health  
Services, Delhi.
14. Smita Pasi, Group 'C'  
D/o Sh. Ashok Kumar  
Aged about 31 years  
R/o C-15, Jwalapuri, Camp No.04  
Pashchim Vihar



New Delhi-110087.

Presently working as Lab. Assistant  
CDMO(South-West District)  
Under Directorate General of Health  
Services, Delhi.

15. Megha Sharma, Group 'C'  
D/o Sh. Ram Kishore Sharma  
Aged about 28 years  
R/o D-204/A Raj Nagar Part-2  
Palam Colony, New Delhi-110077  
Presently working as Lab. Assistant  
CDMO(South West District)  
Under Directorate General of Health  
Services, Delhi.
16. Parshant Yadav, Group 'C'  
S/o Sh. Anil Yadav  
Aged about 28 years  
R/o Village Hasanpur  
Near Radha Kishan Mandir  
Post Office Ujwa, New Delhi-110073.  
Presently working as Lab. Assistant  
CDMO(South-West District)  
Under Directorate General of Health  
Services, Delhi.
17. Sumit Rohila, S/o Shri Hari Kishan  
Group 'C', Aged about 32 years  
R/o RZ 25/1, Roshan Garden  
Najafgarh, New Delhi-110043.  
Presently working as Lab. Assistant  
CDMO (South-West District)  
Under Directorate General of Health Services  
Delhi.
18. Ankit Taneja, Group 'C'  
S/o Shri Satish Kumar Taneja  
Aged about 29 years  
R/o 27, Bhagwati Vihar, Uttam Nagar  
New Delhi-110059.  
Presently working as Lab Assistant  
CDMO (West District)  
Under Directorate General of Health Services  
Delhi.



19. Varsha, Group 'C'  
D/o Sh. Satish Kumar  
Aged about 31 years, Group 'C'  
R/o H. No.5, Gali No.1, VPO-Khaira  
Najafgarh, New Delhi-110061.  
Presently working as Lab. Assistant  
CDMO (South-West District)  
Under Directorate General of Health Services  
Delhi.
20. Anju, Group 'C', D/o Sh. Karan Singh  
Aged about 30 years  
R/o H.No.110, B Block, Gopal Nagar  
Near Prem Nursery, Najafgarh  
Delhi-110043.  
Presently working as Lab. Assistant  
CDMO (South-West District)  
Under Directorate General of Health Services  
Delhi.
21. Madhu, Group 'C'  
D/o Shri Hari Kishan, Aged about 26 years  
R/o RZ 96A, Old Khaira Road  
Shyam Vihar, Najafgarh  
New Delhi-110043.  
Presently working as Auxillary Nurse  
Midwife(ANM), CDMO(West District)  
Under Directorate General of Health Services  
Delhi.
22. Veena Rani, D/o Sh. Mahavir Prashad  
Group 'C', Aged about 38 years  
R/o H.No.97, Ahir Mohalla, Nangloi  
Delhi-110041.  
Permanent Add: VPO Chanda Bass  
Distt. Bhiwani, Haryana  
Presently working as Auxillary Nurse  
Midwife(ANM), CDMO (West District)  
Under Directorate General of Health Services  
Delhi.
23. Uma Shankar, S/o Shri Kartar Singh  
Group 'C', Aged about 33 years  
R/o C/24, Street No.12, East Sagarpur



New Delhi-11046.  
Presently working as Lab. Assistant  
CDMO (West District)  
Under Directorate General of Health Services  
Delhi.

24. Neetu Singh, D/o Sh. Mohar Singh  
Group 'C', Aged about 30 years  
R/o EG-71, 1<sup>st</sup> Floor, Inderpuri  
New Delhi-110012  
Presently working as Lab. Assistant  
DGO Baljit Nagar, CDMO (West District)  
Under Directorate General of Health Services  
Delhi.
25. Shyam Singh Koli  
S/o Lt. Sh. Ram Kishan Koli  
Group 'C', Aged about 34 years  
R/o Flat No.33, Top Floor  
Ashirwad Apartments, A-2 Block, Paschim Vihar  
New Delhi-110063.  
Presently working as Pharmacist  
CDMO (West District)  
Under Directorate General of Health Services  
Delhi.
26. Mandeep Malik, S/o Shri Dharamvir Singh Malik  
Group 'C', Aged about 32 years  
R/o RZ 12L/1, St. No.5/12, Main Sagarpur  
New Delhi-110046.  
Presently working as Pharmacist  
DGD Chowkhandi, CDMO (West District)  
Under Directorate General of Health Services  
Delhi.
27. Ravi Shankar Kumar Sharma  
S/o Shri Gangavishnu Sharma  
Group 'C', Aged about 27 years  
R/o C-49, Vandana Vihar, Nangloi  
Delhi-110041  
Presently working as Lab. Assistant  
DGD Chowkhandi, CDMO (West District)  
Under Directorate General of Health Services  
Delhi.



28. Ankur Pandey, S/o Shri L.D. Pandey  
Group 'C', Aged about 35 years  
R/o D-272, SStreet No.6  
West Vinod Nagar  
Delhi-110092. Presently working as Lab.  
Pharmacist, under CDMO (North-East District)  
Under Directorate General of Health Services  
Delhi.
29. Pankaj Sharma, S/o Shri Omprakash Sharma  
Group 'C', Aged about 34 years  
R/o WS 18/C Gali No.2, West Babar Pur  
Sudama Puri, Delhi-110032.  
Presently working as Lab. Assistant  
Under CDMO (North-West District)  
Under Directorate General of Health Services  
Delhi.
30. Sourabh Vishwakarma  
S/o Shri Chhedilal Vishakrma  
Group 'C', Aged about 35 years  
R/o B-14, 3<sup>rd</sup> Floor, Gali No.2, Hardev Nagar  
Burari, Delhi  
Presently working as Pharmacist at DGD  
Timarpur, under CDMO (Central District)  
Under Directorate General of Health Services  
Delhi.

(By Advocates: Shri Gyanant Kumar Singh and Shri  
Sunil Bansal)

Vs.

1. Govt. of National Capital Territory of Delhi  
Through Chief Secretary, Delhi Secretariat  
IP Estate, New Delhi-110002.
2. Secretary, Department of Health  
and Family Welfare, Government of NCT  
of Delhi, 9<sup>th</sup> Level, A Wing  
Delhi Secretariat, IP Estate  
New Delhi-110002.
3. Director General Health Services  
Government of NCT of Delhi, F-17  
Karkardooma, Delhi-110032.      ...Respondents

## Order (Oral)



### Hon'ble Mr. Pradeep Kumar, M(A)

The applicants herein are working as Para Medical Staff in various hospitals under GNCTD. They are working on contract basis from various points of time starting from 2011.

2. Some similarly placed contractual Para Medical Staff had earlier approached the Tribunal by filing OA No.2947/2013, which was decided vide orders dated 12.08.2014 wherein following directions were given:-

"25. In the circumstances, the Original Applications are disposed of with direction to the respondents to fix the consolidated pay of the applicants at minimum of the pay in grade in the relevant pay band as the same is fixed in respect of new entrant. It is made clear that except the minimum of the pay in the grade in which the contractual employee is employed, no benefit other than the benefits already granted to them by the respondents would be admissible to them. The benefit of the minimum of pay in the grade would become available to the applicants from 1.8.2014. The amount whatever has been paid to the applicants would not be recovered from them. Needless to state that our aforesaid directions would not come in the way of the respondents to give arrears to the applicants, if they so desire on their own. No costs."



3. Learned counsel for the applicants pleads that these directions were complied with in respect of petitioners in that OA. Subsequently, many other OAs were also filed by similarly placed Para Medical Staff for some benefits and one such matter was OA No.1747/2019 which was also decided on 30.05.2019, wherein following directions were given:-

“5. In the circumstances, without going into the merits of the case, the O.A. is disposed of at the admission stage itself, by directing the respondents to consider the said, representation dated 28.03.2019, Annexure A-3 (Colly) of the applicants and to pass appropriate reasoned and speaking orders thereon, in accordance with law, within three months, from the date of receipt of a certified copy of this order. No order as to costs.”

4. The applicants plead that seeking same relief, they had also preferred many representations starting from 08.11.2017 and latest such representation being filed on 03.02.2020. No orders have been passed on these representations.

5. The applicants plead that at this stage, they will be satisfied if directions, as were passed in OA No.1747/2019 (para 3 supra), are passed in respect of the instant OA also.



6. The matter has been heard.

7. MA no.722/2020 for joining together, is allowed for reasons stated therein.

8. In the circumstances, the instant OA is disposed of at admission stage, without going into the merits of the case, by directing the respondents to consider the said representation dated 03.02.2020 submitted by the applicants and to pass appropriate reasoned and speaking order thereon, in accordance with law, within three months from the date of receipt of a certified copy of this order and advise the applicants. There shall be no order as to cost.

**(Pradeep Kumar)**  
**Member(A)**

**(Mrs. Justice Vijay Lakshmi)**  
**Member(J)**

/vb/