

CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

O.A.NO.1996/2001

Thursday, this the 9th day of August, 2001

Hon'ble Shri Justice Ashok Agarwal, Chairman
Hon'ble Shri S.A.T. Rizvi, Member (A)

Shri I.K. Bellaney
Rtd. A.E. CPWD
C-5D, 67 B
Janakpuri, New Delhi

...Applicant

(By Advocate: Shri B.N.Bhargava)

Versus

1. Union of India through
the Secretary
Ministry of Urban Affairs & Employment
Nirman Bhawan, New Delhi.
2. The Director General (Works)
Central Public Works Department
Nirman Bhawan, New Delhi-11.
3. The Executive Engineer
Central Secretariat Division
C.P.W.D. Gate No.11,
South Block, New Delhi-11.

...Respondents

O R D E R (ORAL)

By Hon'ble Shri Ashok Agarwal:-

The applicant was initially appointed as Junior Engineer (JE) in the Central Public Works Department (CPWD) in the year 1964, ~~in the pay scale of Rs.2000-3500/-~~ ^{Service} On completion of 15 years, he was given higher pay scale ^{of Rs.2000-3500} as per the 4th Central Pay Commission which was at par with the pay scale of Assistant Engineer (AE). A year after, he was promoted on regular basis as AE in the same pay scale of Rs.2000-3500/- vide letter dated 17.1.1992. He, however, was not given refixation benefits flowing from FR 22 (i) (a) (i). Aforesaid benefit of FR 22 (i) (a) (i) has been upheld by this Tribunal by its judgement of 13.3.2000 in OA-2094/1996 at

Ref

Annexure A-6. Applicant has thereafter retired on superannuation on 31.1.2001. Applicant has, however, not been granted the benefit of FR 22 (i) (a) (i). Applicant, in the circumstances, has submitted his representation of 6.6.2000 at Annexure A-1 and reminder of 15.5.2001 at Annexure A-2. No decision thereon has so far been taken.

2. In the circumstances, we find that interest of justice will be duly met by disposing of this OA at the admission stage itself even without issue of notice with a direction to the respondents to give their decision on the aforesaid representation at Annexure A-1 by passing a speaking order and communicating the same to the applicant expeditiously and in any event within a period of four weeks from the date of receipt of a copy of this order. We direct accordingly.

3. Present OA is disposed of in the aforestated terms.



(S.A.T. Rizvi)
Member (A)



(Ashok Agarwal)
Chairman

/sunil/