

Central Administrative Tribunal, Principal Bench

O.A.No. 3078/ 2001

Mr.A.No. 1738/ 2002

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New Delhi, this the 30th day of January, 2003

Hon'ble Mr. Justice V.S. Aggarwal, Chairman

Hon'ble Mr. Shankar Prasad, Member(A)

1. Manoj Kumar Sharma  
S/o Sh. Jai Bhagwan  
Working as A.C. Tech.-III  
under STB/NDLS.
2. Sandeep Kumar  
S/o Sh. Bishan Lal  
Working as A.C. Tech.-III  
under STB/NDLS.
3. Rakesh Kumar  
S/o Sh. Jagdish Prasad Sharma,  
Working as A.C. Tech.-III  
under STB.
4. Chander Shekhar  
S/o Sh. Anant Ram  
Working as A.C. Tech.-III  
under STB.
5. Dev Narayan  
S/o Sh. Suraj Deen  
Working as A.C. Tech.-III  
under STB/NDLS.
6. Ramesh Kumar Pandey  
S/o Sh. Jai Bhagwan  
Working as A.C. Tech.-III  
under STB/NDLS.
7. Kishan Gopal Gupta  
S/o Sh. Radhey Shayam  
Working as A.C. Tech.-III  
under Chg/MTC.
8. Satyender Kumar  
S/o Dharambir  
Working as A.C. Tech.-III  
under STB/NDLS.
9. Vijay Kumar  
S/o Bal Kishan  
Working as A.C. Tech.-III

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under STB/NDLS.

10. Pramod Singh Bisht  
S/o Sh. P.S. Bisht  
Working as A.C. Tech.-III  
under Chg/HNZM.  
(By Advocate : None)

...APPLICANTS

Versus

1. UNION OF INDIA, through  
The Chairman,  
Railway Board,  
Secretary to the Ministry of Railways,  
Rail Bhawan,  
New Delhi.
2. The General Manager  
Northern Railway  
Baroda House,  
New Delhi.
3. The Divl. Railway Manager  
Delhi Division, N. Railway  
State Entry Road,  
New Delhi.
4. The Divisional Personal Officer,  
Delhi Division  
Divisional Railway Manager's office  
State Entry Road,  
New Delhi.
5. Surinder Singh S/o Surya Dev Singh, ACC DLI.
6. Devi Singh S/o Mohan Lal, STB/NDLS
7. Karan Singh S/o Ram Diya, ACC/NDLS
8. Krishan Lal Singh S/o N. Singh, ACC/NDLS
9. Fregtes Phillips S/o D.S. Phillips, STB/NDLS
10. Inder Jeet Singh S/o Krishan Singh, ACC/NDLS
11. Saran Dass S/o S. Ram, ACC/NDLS
12. Rajesh Kumar S/o Jagdish Prasad, Chg/HNZM

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13. Jagdish Chand S/o Ram Senahi, ACC/NDLS
14. Ashok Kumar S/o Ram Nath, AC/R.B.
15. Banku Ram S/o Basant Ram, ACC/DLI
16. Suresh Chand S/o Baboo Ram, ACC/DLI
17. Binod Bihari S/o P.C. Dey, STB/NDLS
18. Hans Raj S/o Mani Raj, STB/NDLS
19. Dhirender Singh S/o Man Singh, ACC/DLI
20. Vijay Kumar S/o M.Lal, ACC/DLI
21. Vinod Kumar S/o Inder Sain, ACC/DLI
22. Hari Shyam Mishra S/o Binde Saran, ACC/DLI
23. Jai Parkash S/o M. Singh, ACC/DLI
24. Mehar Singh S/o Bhim Singh, STB/NDLS
25. Suresh Chand S/o Mani Ram, STB/NDLS
26. Prabhu Dayal S/o M. Ram, ACC/NDLS
27. Ram Sahai S/o Badri, ACC/NDLS
28. Ranjeet Singh S/o Gurdhyal Singh, Chg/HNZM
29. Vijay Kumar S/o Bawa Ram, Chg/HNZM
30. Mani Raj S/o Kuleshwar, STB/NDLS
31. Prahlad Singh S/o Karan Singh, ACC/NDLS
32. Vijay Kumar Bhatnagar S/o D.S.Bhatnagar, AC/SP/DLI
33. Kishan Singh S/o Nagra Singh, AC/R.B.
34. Jitender Kumar S/o Dharam Pal, AC/R.B.
35. Harish Chand S/o Vishnu Kant, Chg/HNZM
36. Vinod Kumar S/o Jagdish Rai, Chg/HNZM
37. Sukhai Din S/o Bhagwan Din SBT/NDLS
38. Harbir Singh S/o Bhim Singh ACC/DLI

39. Pushp Kumar S/o Sat Pal ACC/DLI
40. Dharam Singh S/o Umrao Singh STB/NDLS
41. Ajay Kumar S/o Kailash Chand ACC/DLI
42. Mool Chand S/o Panna Lal SP/DLI
43. Bhagwati Prasad S/o Brahm Dutt Chg/HNZM
44. Ramesh Kumar Sharma S/o Sant Ram Chg/HNZM
45. Ashok Kumar S/o Bhim Singh Chg/HNZM
46. Ram Partap S/o S. Ram Chg/HNZM
47. Kuldeep Kumar S/o Govind Ram Chg/HNZM
48. Hans Raj S/o Chandu Ram STB
49. Deep Chand S/o Ramji Lal STB
50. Kamesh Kumar S/o Lalu Ram STB/NDLS
51. Vir Singh S/o Surjeet Singh ACC/NDLS
52. Bhanker Lal S/o Ram Dhan Ram Chg/HNZM
53. Kawal Krishan S/o Rattan Lal ACC/DLI
54. Mehender Singh S/o Prithvi Singh SP/DLI
55. Lakhvinder Singh S/o Pritam Bagga STB/NDLS
56. Ram Prakash S/o Panna Lal Chg/HNZM
57. Ram Chander S/o Ram Manorath Chg/HNZM
58. Rohinson S/o Sahy Massion Chg/HNZM
59. Karnail Singh S/o Guru Dev Singh Chg/HNZM
60. Dinesh Kumar S/o Ram Pratap ACC/NDLS
61. Ajay Sharma S/o Ishwari Nand ACC/NDLS
62. Vinod Kumar S/o Chotey Lal ACC/NDLS
63. Saroop Singh S/o Agha Ram AC OPB

64. Udai Veer Singh S/o Ram Sanehi Chg/HNZM
65. Jasbir Singh S/o Bakhis Singh Chg/HNZM
66. Ram Dhari S/o Hari Singh Chg/HNZM
67. Manjeet Singh S/o Kewal Ram ACC/NDLS
68. Virender Singh S/o Swaran Singh STB/NDLS
69. Subhash Kumar S/o Krishan Saroop STB
70. Ravinder Singh S/o Man Mohan Singh Chg/HNZM
71. Joginder Singh S/o Uttam Singh Chg/HNZM
72. Sushil Kumar S/o Om Prakash Chg/HNZM
73. Satish Kumar S/o Hardyal Singh ACC/NDLS
74. Chand Kumar Issar S/o Om Prakash Chg/HNZM
75. Tula Ram S/o Parshadi Lal Chg/HNZM
76. Ashok Kumar S/o Dal Chand Chg/HNZM
77. Dharmender Kumar S/o Rattan Singh Chg/HNZM
78. Kanwar Lal S/o Baljeet Singh Chg/HNZM .... Respondents  
(By Advocate: Shri Rajeev Bansal)

O R D E R (ORAL)

By Justice V.S. Aggarwal, Chairman

By virtue of the present application, Shri Manoj Kumar & others seek a direction to modify the provisional seniority list and place them after serial no.77, above certain promotees as ACF-III against 50% quota and further to cancel the trade test notified vide Annexure A-3 except in respect of employees at serial no.1 to 13 who are stated to be senior to them.

2. Perusal of the record reveals that this Tribunal had directed the present original application to be listed alongwith O.A.356/2002. Inadvertently, it appears that subsequently both the original applications had been listed

*ls Aggarwal*

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separately.

3. Our attention has been drawn to the fact that O.A.356/2002 was dismissed on 23.10.2002 by a Bench of this Tribunal.

4. The reliefs claimed by the present applicants were same as in O.A.356/2002 entitled Sanjeev and others vs. Union of India.

5. On parity of reasoning, therefore, necessarily the present application must also fail and accordingly is dismissed.

*Shankar Prasad*  
( Shankar Prasad )  
Member (A)

/dkm/

*V.S. Aggarwal*  
( V.S. Aggarwal )  
Chairman