

Central Administrative Tribunal, Principal Bench

O.A.No.3078/2001

M.A.No.1738/2002

16

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

17

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)

Versus

...APPLICANTS

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 Divison, 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 Philips 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

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

18

19

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. Bhaner 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. Jashir 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 Ag

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