

CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH

O.A.No.2289/99

Hon'ble Shri Justice V.Rajagopala Reddy, VC(J)
Hon'ble Shri Govindan S. Tampi, Member(A)

New Delhi, this the 19th day of December, 2000

1. Shri T.N. Dham,
s/o Late Shri C.L. Dham,
R/O - C-70, South Moti Bagh,
New Delhi.
Working as Dy. Director (Research)
AIR & DD, New Delhi - 2
2. Shri J.K. Mehta,
s/o Late Shri Rattan Chand,
R/O - A-2520, Netaji Nagar,
New Delhi
Working as Dy. Director (Research) ,
AIR & DD, New Delhi - 2
3. Shri Raghunath Sahai,
s/o Shri Sh. Charanji Lal,
R/O - 6148 B-8 Vasant Kunj
New Delhi - 110 070
Working as Dy. Director (Research),
AIR & DD, New Delhi - 2
4. Shri A.K. Bajpai,
s/o Late Shri Sh. L.N. Bajpai,
R/O - 676 Sector - 4, R.K. Puram,
New Delhi - 110 022
Working as Dy. Director (Research),
AIR & DD, New Delhi - 2
5. Shri K.K. Malhotra,
s/o Late Shri Sh. Ganesh Das Malhotra,
R/O - 318 Turab Nagar,
Ghaziabad (U.P.)
Working as Dy. Director (Research),
AIR & DD, New Delhi - 2
6. Shri O.P. Girdhar,
s/o Shri Sh. K.R. Girdhar,
R/O - 294 Sector 3, Sadiq Nagar,
New Delhi - 110 049
Working as Dy. Director (Research),
AIR & DD, New Delhi - 2

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7. Shri Suresh Sharma,
s/o Shri Sh. J.N. Sharma,
R/O - 168 E Arambagh,
New Delhi - 110 055
Working as Dy. Director (Research),
AIR & DD, New Delhi - 2
8. Shri Naresh Kumar,
s/o Late Shri Sh. L.R. Saxena,
R/O - Flat No. 06, Type 4 - Sector 3, Sadiq Nagar,
New Delhi - 110 049
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AIR & DD, New Delhi - 2
9. Shri R.K. Malviya,
s/o Late Shri Sh.
R/O - DDA, MIG Flats, N-16 Prasad Nagar
New Delhi - 110 051
Working as Dy. Director (Research),
AIR & DD, New Delhi - 2
10. Shri K.G.A. Pillai,
s/o Late Shri Sh. K.K.G. Pillai,
R/O - B I 102/II, Paradise Apts., Patparganj,
Delhi - 110 092
Working as Dy. Director (Research),
AIR & DD, New Delhi - 2
11. Shri S. Dutta,
s/o Late Shri Sh. B.K. Dutta,
R/O - 202 Asia House, K.G. Marg,
New Delhi - 110 001
Working as Dy. Director (Research),
AIR & DD, New Delhi - 2
12. Shri Rajagopalan,
s/o Shri Sh. S.K. Krishnaswamy,
R/O - 1358 Sector 12, R.K. Puram,
New Delhi - 110 022
Working as Dy. Director (Research),
AIR & DD, New Delhi - 2
13. Shri H.K. Khatri,
s/o Late Shri Sh. Girdhari Lal,
R/O - L - 1/60 B, DDA Flats, Kalkaji,
New Delhi - 110 019
Working as Station Engineer, Central Stores,
AIR & DD, New Delhi - 2

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14. Shri A.S. Sabharwal,
s/o Shri S. Santokh Singh Sabharwal,
R/O - C4F/189 Janakpuri,
New Delhi - 110 058
Working as Station Engineer,
Broadcasting House, New Delhi - 1
 15. Shri Govind Singh,
s/o Shri Babu Singh,
R/O - C 104 Saransh Apts., 34 I.P. Extension,
Delhi - 110 092
Working as DD (Engg.), P&D Unit,
Akashvani Bhavan, New Delhi - 1
 16. Shri S.K. Khurana
s/o Late Shri N.C. Khurana,
R/O - A-110 Pandara Road,
New Delhi - 110 003
Working as Director (Engg.),
DG, AIR, New Delhi - 1
 17. Shri D.S Chandok
s/o Shri Bishen Singh
R/O - 10/14, West Patel Nagar,
New Delhi - 110 008
Working as Dy. Director (Engg.),
O/O CE(NZ), AIR & DD, Jamnagar
House, New Delhi - 11
 18. Shri V.K. Pathak
s/o Shri Uma Shanker
R/O - 322 - AGCR Enclave,
Delhi - 110 092
Working as Dy. Director (Engg.),
O/O CE(NZ), AIR & DD, Jamnagar
House, New Delhi - 11
 19. Shri Surjit Singh
s/o Late Shri S. Hakam Singh,
R/O - 1029 Sector 4, R.K. Puram,
New Delhi - 110 022
Working as Dy. Director (Engg.),
O/O CE(NZ), AIR & DD, Jamnagar
House, New Delhi - 11
 20. Shri M.K. Sharma
s/o Late Shri U.C. Sharma
R/O - 20-C Ber Sarai, DDA Flats, New Delhi - 110 016
Working as Dy. Director (Engg.),
O/O CE(NZ), AIR & DD, Jamnagar
House, New Delhi - 11

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- 21 Shri R.P. Bansal
s/o Late Shri Jeet Ram
R/O - 129 Akashdarshan Apartments
Mayur Vihar, Ph I, New Delhi 110 091
Working as Dy. Director (Engg.),
O/O CE(NZ), AIR & DD, Jamnagar
House, New Delhi - 11
- 22 Shri Swaranjit Singh
s/o Late Shri Sunder Singhji,
R/O - 1055 Vikas Kunj, Vikaspuri,
New Delhi - 110 018
Working as Dy. Director (Engg.),
O/O CE(NZ), AIR & DD, Jamnagar
House, New Delhi - 11
- 23 Shri B. D. Gupta
s/o Late Shri G.R. Gupta
R/O - 62 Vasudha Enclave, Pitampura,
New Delhi - 110 034
Working as Dy. Director (Engg.),
O/O CE(NZ), AIR & DD, Jamnagar
House, New Delhi - 11
- 24 Shri S.K. Uppal
s/o Late Shri B.R. Uppal
R/O - 3237 MIG/G.F., Sector 3,
Faridabad, Haryana
Working as Dy. Director (Engg.),
O/O CE(NZ), AIR & DD, Jamnagar
House, New Delhi - 11
- 25 Shri S.P. Singh
s/o Shri Tota Ram
R/O - C 3/8 Yamuna Vihar,
Delhi - 110 053
Working as Dy. Director (Engg.),
O/O CE(NZ), AIR & DD, Jamnagar
House, New Delhi - 11
- 26 Shri R.K. Pharia
s/o Shri R.V. Pharia
R/O - N-82 Vijay Vihar, Uttam Nagar,
New Delhi - 110 059
Working as Dy. Director (Engg.),
O/O CE(NZ), AIR & DD, Jamnagar
House, New Delhi - 11

- 5 -
27. Shri Mukhtiar Singh
s/o Late Shri S. Ishar Singh
R/O - 594/15A Faridabad,
Haryana
Working as Dy. Director (Engg.),
O/O CE(NZ), AIR & DD, Jamnagar
House, New Delhi - 11
28. Shri V.V. Sharma
s/o Shri Sharma
R/O -
New Delhi
Working as Dy. Director (Engg.),
O/O CE(NZ), AIR & DD, Jamnagar
House, New Delhi - 11
29. Shri Chandrakanta
s/o Late Shri Lahori Lal
R/O - N-501 Sector 9, R.K. Puram,
New Delhi - 110 0122
Working as Assistant Engineer,
O/O the CE(R&D), AIR & DD,
I.P. Estate, New Delhi - 2

APPLICANTS

versus

UNION OF INDIA, through :

1. The Secretary,
Ministry of Information & Broadcasting,
Shastri Bhavan,
New Delhi - 110 001
2. The Director General,
All India Radio,
Akashvani Bhavan,
Parliament Street,
New Delhi - 110 001

Advocates Present:

- (1) For the applicants: Shri T.C. Aggarwal.
- (2) For the respondents: Shri Madhav Panikar.

O R D E R (Oral)

Justice V. Rajagopala Reddy:

This matter pertains to the pay parity of Engineering Assistants with Sound Recordists in the All India Radio.

The scale of the Engineering Assistants as on 1.1.1973 was Rs.425-750. The pay of the Sound Recordists ^{was} ~~is~~ Rs.550-900. This question is no longer res-integra. The Supreme Court in Civil Appeal No.4307-08 of 1993 and 15706-07 of 1992 ^{of} Shri Raj Kumar Sharma and Others Vs. Union of India & Others, had confirmed the view taken by the Madras Bench of the Tribunal in OA No.654/89 in A.Rajshekhar Vs. Secretary, Govt. of India and Another where it was directed that qualifications prescribed as also nature of duties and responsibilities of the Engineering Assistants ^{were similar to that of Sound Recordists} the benefit of the order passed by the Ministry of Information and Broadcasting dated 21.2.1988 should be extended to the Engineering Assistants also. Thus, the pay scales of the applicants have been revised to be in parity to that of the Sound Recordists. The applicants are therefore entitled for the reliefs claimed in this OA. However, the learned counsel for the applicants seeks parity w.e.f. 1973 which cannot be granted as the same was granted in some other writ petitions filed earlier. This Tribunal having come into existence only in 1985, the applicants can get the benefit of the revised scales only w.e.f. 1.1.1986. It is seen from the order of the respondents dated 15.5.1995 that the applicants were already granted the benefit of the higher scale from 1.1.1986. Thus no relief can be

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granted. The question of payment of arrears is
however not pressed by the applicants, and it is ~~not~~
rightly ^{as} the writ petition was filed in 1991. The OA
is ~~disposed of~~ ^{dismissed}. No costs.

(GOVINDAN S. TAMPI)
MEMBER(A)

(V. RAJAGOPALA REDDY)
VICE CHAIRMAN(J)

/RAO/