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CENTRAL ADMINISTRATIVE TRIBUNAL PRINCIPAL BENCH

O.A.No.1258/98

New Delhi: this the 13th day of May, 1999.

HON'BLE MR. S.R. ADIGE VICE CHAIRMAN (A).

HON'BLE MRS. LAKSHMI SWAMINATHAN, MEMBER (J).

1. Shri R.N.S. Dinkar,
Asstt. Signal & Tele Communication
Engineer,
MM/ Northern Railway,
DM Office,
State Entry Road,
New Delhi.

2. Indian Railway Promotee Officers'
Federation,
(Represented by K. Hasan, Secy.
General),
268, Rail Bhawan,
New Delhi - 001 Applicants.

(By Advocate: Shri S.P. Singha).

Versus

1. Union of India,
Ministry of Railways,
through
The Secretary,
Ministry of Railways,
Railway Board,
Rail Bhawan,
New Delhi - 001

2. The General Manager,
Northern Railway,
Baroda House,
New Delhi - 001 Respondents.

(By Advocate: Shri O.P. Kshetriya).

ORDER

HON'BLE MR. S.R. ADIGE VICE CHAIRMAN (A).

Heard.

2. Applicants' prayer in Relief para 8(1) that
Railway Board's order dated 6.11.95 (Annexure-A1) which
gives effect to the new scale of pay Rs.2375-3750 to
Group 'B' service in Indian Railways retrospectively
w.e.f. 30.7.93 be quashed and to make the order
effective from the date of issue of the letter viz.

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6.11.95 fails for the reason that this scale has been fixed pursuant to the CAT PB order dated 30.7.93 in OA No.731/87 and para 25 of that order specifically states that the new scale would be applicable from the date of the judgment. Against that order an SLP was filed in the Hon'ble Supreme Court which was dismissed on 18.4.94 and a review petition was also dismissed on 3.5.95. Under the circumstance the order dated 30.7.95 has become final.

3. As relief para 8(i) fails, relief paras 8(ii) and 8(iii) which are consequential, also fail.

4. The OA is dismissed. No costs.

Lakshmi Swaminathan
(MRS. LAKSHMI SWAMINATHAN)
MEMBER(J)

S.R. Adige
(S. R. ADIGE)
VICE CHAIRMAN (A).

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