

(9)

CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH

U.A.NO.1591/95

Hon'ble Shri R.K. Whooja, Member(A)

New Delhi, this 03rd day of October, 1996

1. Subhash Chand
s/o Shri Tek Chand
working as MCC/Clerk
under IOW Office, Northern Railway
Station, Rohtak(Haryana)
r/o Railway Colony
Rohtak (Haryana).
 2. Om Parkash
s/o Shri Dharam Singh
working as MCC/Clerk
under IOW Office
Northern Railway Station
Rohtak(Haryana)
R/o Railway Colony
Rohtak (Haryana).
 3. Avinash Lal
s/o Shri Mani Ram
working as Clerk
in the office of D.M.E.-II
D.R.M.Office
Northern Railway
Near New Delhi Railway Station
NEW DELHI.
R/o Gali No.40,
Palam Colony
NEW DELHI.
- ... Applicants

(By Shri Yogesh Sharma, proxy of
Shri V.P.Sharma, Advocate)

Vs.

1. Union of India through
the General Manager
Northern Railway
Baroda House
NEW DELHI.
 2. The Divisional Railway Manager
Northern Railway
Delhi Division
Near New Delhi Railway Station
NEW DELHI.
 3. The Sr. Divisional Accounts Officer
Northern Railway, Delhi Division, DRM
Office, Near New Delhi Railway Station
NEW DELHI.
- ... Respondents

(By Shri Rajeev Bansal, proxy of
Shri H.K.Gangwani, Advocate)

O R D E R (Ural)

The applicants, three in number, are
aggrieved that their pay has not been refixed

Contd...2/-

Re

10

in the revised pay scale by the Respondent No.2 nor they have been paid the arrears on account of the differential. The respondents have submitted in their short reply that the reliefs claimed by the applicants have been considered and it has been decided to extend the benefit as claimed by them and is accordingly, their pay has been refixed vide letter No.726-E/8/1/181/P-4 dated 18.12.1995.

2. When the matter came up for hearing on 20.8.1996, Shri H.K.Gangwani, learned counsel for the respondents submitted that since the relief claimed by the applicants has already been granted the application has now become infructuous. On the other hand, the learned counsel for the applicants stated that the arrears arising out of the fixation of revised pay have not been given to the applicants. The learned counsel for the respondents, therefore, undertook to find out the correct position from the department and on that account, he was granted two weeks' adjournment.

3. Today, when the case came up for hearing, Shri Rajeev Bansal, proxy of Shri H.K.Gangwani, counsel for the respondents submits that the position is still not known and he therefore sought further time to ascertain the correct position.

Contd.....3/-

re

4. On consideration of the facts and circumstances, I do not consider it proper to grant further time in order to obtain any clarification from the respondents. The application is allowed with a direction to the respondents to make the payment of arrears on account of re-fixation of pay within two months from today, in case they have not already done so.

5. The application is disposed of with the aforesaid directions. There is no order as to costs.

Readas
(H.K.AHLEGA)
MEMBER(A)

/rao/