

Central Administrative Tribunal
Principal Bench

O.A.No.1816/2000
M.A.No.2184/2000

Hon'ble Shri M.P.Singh, Member(A)
Hon'ble Shri Shanker Raju, Member(J)

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New Delhi, this the 28th day of October, 2002

1. Sarjiwan Singh Kaushik
SO 289 working as Station Officer
on current duty charge.
Delhi Fire Service
New Delhi.

2. Prem Singh Dahiya, SO 744
s/o Shri Lal Chand
working as Station Officer
on current duty charge
Fire Station Prasad Nagar
New Delhi.

3. Shyam Lal, SO 511
working as Station Officer
on current duty charge
Delhi Fire Service
New Delhi.

... Applicants

(By Advocate: Sh. S.K.Gupta)

Vs.

1. Govt. of NCT of Delhi
through Chief Secretary
5, Sham Nath Marg
Delhi - 110 054.

2. Principal Secretary (Home)
5, Sham Nath Marg
Delhi - 110 054.

3. Chief Fire Officer
Fire Headquarters
Delhi Fire Service
Connaught Circus
New Delhi - 110 001.

... Respondents

(By Advocate: Sh. Vijay Pandita)

O R D E R(Oral)

By Shri Shanker Raju, M(J):

Applicants, who have been promoted as Station Officer, have sought, in this OA, their promotion from the date they were holding current duty charge with all consequential benefits.

2. Sh. S.K.Gupta, learned counsel appearing for the applicants, places reliance on a decision of a Co-ordinate Bench in OA 562/2001 (I.S.Sharma & Others) where the applicants, belonging to a different cadre of Assistant Divisional Officer, have raised their grievance of non-consideration of their promotion yearwise. In the light of the directions issued on 25.9.2002 allowed the OA and directed the respondents to hold a review DPC for vacancies arising yearwise in accordance with the rules and instructions, if the applicants therein are found eligible and fit for promotion, they are also made entitled for all consequential benefits. Shri S.K.Gupta states that applicants' case, in all four, covered^h by the aforesaid decision.

3. Sh. Vijay Pandita, learned counsel for respondents states that although he does not dispute the directions, except the consequential benefits on the ground that DPC was not held in the case of the applicants on account of stay granted by the Tribunal in OA 2047/2000.

4. We have carefully considered the rival contentions of both the parties. Ends of justice would be met if the present OA is disposed of by directing the respondents, if not earlier considered the claim of the applicants by holding the DPC yearwise, to consider their promotion through a review DPC for vacancies arising yearwise in accordance with relevant rules and instructions and in the event applicants are found fit, they shall be entitled to

all the benefits accorded to the applicants in OA 562/2001. The entire exercise shall be completed within three months from the date of receipt of a copy of this order. We order accordingly. No costs.

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S. Raju
(Shanker Raju)
Member(J)

M.P. Singh
(M.P. Singh)
Member(A)

/rao/