

(8)

CENTRAL ADMINISTRATIVE TRIBUNAL  
PRINCIPAL BENCH  
NEW DELHI

O.A.No.2253/89.

New Delhi, this the 9th day of August, 1994.

HON'BLE MR.JUSTICE D.L.MEHTA VICE CHAIRMAN(J)

HON'BLE SHRI B.K.SINGH MEMBER(A)

1. RC Joshi  
Attache  
Embassy of India  
Cairo

2. Jagdish Chand  
Attache  
Embassy of India  
Cairo

3. VS Ramalingam  
Attache  
Embassy of India  
Cairo

4. RR Joshi  
Attache  
Embassy of India  
Cairo

5. DB Singh  
Attache  
Embassy of India  
Cairo

6. RK Chhabra  
Attache  
Embassy of India  
Cairo.

..Applicants

(By Shri DC Vohra, Advocate)

Vs.

1. Union of India, through:  
The Foreign Secretary,  
Govt. of India  
Ministry of External Affairs,  
South Block, New Delhi.

2. Head of Chancery  
Embassy of India  
Cairo  
c/o Ministry of External Affairs  
South Block, New Delhi.

..Respondents


(By Shri PP Khurana, Advocate)

ORDER(ORAL)

HON'BLE MR.JUSTICE D.L.MEHTA VICE CHAIRMAN(J)

Applicants are attache, Embassy of India,  
Cairo. They have prayed that the orders dated  
11-9-87 issued by the Under Secretary to the

Govt. of India regarding the revision of foreign allowance of India-based non-representational officers and staff and group 'D' employees in the Embassy of India Cairo and Consulate General of India, Port Said (Egypt) be quashed. Their grievance is against IFS probationers/<sup>3rd Secretaries who</sup> <sup>get higher foreign allowance</sup> are working in the Embassy. They admit this position that the pay scale of the applicants is Rs.2000-3500 whereas that of the IFS is Rs.2200-4000. It is also an admitted position that the IFS fall within class I services whereas the applicants fall within class II services. Counsel appearing on behalf of the respondents submitted that the nature of the duties and responsibilities are altogether different. The learned counsel for the respondents has invited our attention to the reply submitted by the respondents. It has been mentioned therein that foreign allowance is paid to meet the cost of living of that particular country where the officials are posted and FA will differ as per the ranks held by various officials. Attaches are non-representational diplomatic officers while Third Secretaries are Class I representational officers. There is a vast difference in the responsibilities of these two ranks. The doctrine of equal pay for equal work will not apply in the instant case keeping into consideration that the duties are different and responsibilities are different. In such circumstances, they cannot claim the equal allowances and they cannot equate them with class I officers. For the above reasons the O.A. is rejected. No costs.

  
(B.K.SINGH)  
Member(A)

'M'

  
(B.L.MEHTA)  
Vice Chairman(J)