



**Central Administrative Tribunal
Principal Bench, New Delhi**

**O.A. No.2116/2020
M.A. No. 2715/2020**

This the 21st day of December, 2020

(Through Video Conferencing)

**Hon'ble Mr. Justice L. Narasimha Reddy, Chairman
Hon'ble Mr. Mohd.Jamshed, Member (A)**

1. Ms. Susymol Joseph, Aged about 41 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o 3D/67, Sector II, D.I.Z Area,
KallbariMarg, New Delhi – 110001.

2. Ms. Ritu, Aged about 41 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o 140/8, Gali No.25/26, Bengali Colony,
Sant Nagar, Burari, Delhi-110084.

3. Ms. SunitiKhatri, Aged about 42 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o H. No.101, Village HolambiKhurd,
PO Holambi, Kalan, Delhi-110082.

4. Ms. NeelamRawat , Aged about 42 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o RZ-11B, Raj Nagar Part I,
Palam Colony, New Delhi-110045.

5. Ms. ShaluBhardwaj, Aged about years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
Nursing Officer, Dr. RML Hospital, New Delhi
R/o A-15T, Delhi Police Apptt., MayurVihar
Phase I, Delhi-110091.

6. Ms. Sonia Grace Binsu, Aged about 41 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o 52B Pocket B-7, MayurVihar, Phase-III,
Delhi-110096.

7. Ms. KokilaBedi, Aged about 41 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o Flat No.116, Navidi Apartment,
I.P. Extension, Patparganj, Delhi – 110092.



8. Ms. Kavita, Aged about 40 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o H. No.618/29, Mehlana Road,
Malviya Nagar, Sonepat, Haryana-131001.
9. Mr. KushwantPareek, Aged about 39 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o 13/402, N.R. Complex, Srinivaspuri,
New Delhi-110065.
10. Mr. Deepak Kumar, Aged about 38 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o V-175, Sector-D, BhagwatiVihar,
Uttam Nagar, New Delhi-110059.
11. Mr. Rakesh Kumar Sharma, Aged about 45 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o 10/401 N.R. Complex, Srinivaspuri,
New Delhi-110065.
12. Ms. Anita, Aged about 44 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o Dr. RML Hospital.
13. Ms. YaminiSharma, Aged about 44 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o NA-168, Gali No.6, Vishnu Garden,
New Delhi-110018.
14. Mr. Manish Chugh, Aged about 41 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o H. No.68A, Street No.3, Krishna Nagar,
SJ Enclave, New Delhi-110029.
15. Mr. Pritam Kumar Yadav, Aged about 39 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o Plot No.A-196, Block V, BhagwatiVihar,
Uttam Nagar, Delhi-110059.
16. Ms. SurekhaKhatri, Aged about 38 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o H.No.101, Village HolambiKhurd,
PO HolambiKalan, Delhi-110082.
17. Mr. Ram Kumar Swami, Aged about 47 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi

R/o B1-47/S, Bharat Vihar, Kakarola,
New Delhi-110078.

18. Ms. ShylajaDinesh, Aged about 40 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o F47/ B1, Dilshad Colony,
New Delhi-110095.



19. Mr. Jitender Kumar Yadav, Aged about 40 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o 12/401, N.R. Complex, Srinivaspuri,
New Delhi-110065.

20. Ms. Vaishali Suresh Chauhan, Aged about 40 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o Block 22, Qtr. 2B, Sector 2, DIZ Area,
Gole Market, New Delhi-110001.

21. Ms. AnjulaNagar, Aged about 40 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o B-6/ 39, Sector 5, Rohini, Delhi-110085.

22. Mr. BabuLal, Aged about 45 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o H.No.D-4/F-5, F.F, Dilshad Colony,
Delhi-110095.

23. Ms. Priscilla Zammuanching, Aged about 40 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o Clock -/ 603, N.R. Complex, Srinivaspuri,
New Delhi-110065.

24. Ms. Geetha Devi T.S. , Aged about years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o Qtr. No.503, Block-9, N.R. Complex,
Srinivaspuri, New Delhi-110065.

25. Ms. Mamta, Aged about 41 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o 117, Subhash Nagar, Rohtak,
Haryana-124001.

26. Ms. KoushalDave, Aged about 37 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o 442, Platinum Heightes, Block B,
Sector 18B, Dwarka, New Delhi-110078.

27. Ms. SurekhaRani, Aged about 40 years

Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o H. No.102, Main Bazar, NarelaPanaUdyan,
Delhi-110040.

28. Ms. T. PremaLenova, Aged about 44 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o RZA-1, Plot No.26, Flat No.202,
2nd Floor, Mahavir Enclave, New Delhi-110045.



29. Ms. Nisha V. Krishnan, Aged about 40 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o 84/ 368, Sector I, DIZ Area,
R. K. PuramMarg, New Delhi-110001.

30. Mr. Sumer Singh, Aged about 44 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o 13/602, N.R. Complex, Srinivaspuri,
New Delhi-110065.

31. Ms. Sushma, Aged about 41 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o 319/20, Gali No.4, NaiBasti, Bahadurgarh,
Haryana-124507.

32. Mr. YogeshKumar, Aged about 40 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o Q. No.09/502, N.R. Complex, Srinivaspuri,
New Delhi-110065.

33. Mr. PritamKumar, Aged about 40 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o H. No.701, Block-9, N.R. Complex,
Srinivaspuri, New Delhi-110065.

34. Mr. AizazAhmed, Aged about 38 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o H. No.9/4586, Ajit Nagar, Street No.4,
Gandhi Nagar, New Delhi-110032.

35. Ms. AdarshYadav, Aged about 39 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o E-38, Street No.13, Raja Puri, Uttam Nagar
New Delhi-110059.

36. Ms. Swapna K. Thomas, Aged about 39 years
Group B, Nursing Officer, Dr. RML Hospital, Delhi
R/o 16-A, Second Floor, Backside, South Extn.,
Part I, Uttam Nagar-110059.

37. Ms. Shallu Sharma, Aged 42 about years
 Group B, Nursing Officer, Dr. RML Hospital, Delhi
 R/o A-15T, Delhi Police Apptt., MayurVihar,
 Phase I, Delhi-110091.

38. Mr. Maya Ratna Kumar,
 Group B, Nursing Officer, Dr. RML Hospital, Delhi,
 R/o 14/163, NR Complex Srinivaspuri,
 New Delhi – 110065.

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Applicants



(through Mr. Ram NiwasBuri, Advocate)

Versus

1. Union of India,
 Through Secretary,
 Ministry of Health & Family Welfare,
 NirmanBhawan, Maulana Azad Road,
 New Delhi – 110001.

2. Medical Superintendent,
 Dr. Ram ManoharLohia Hospital
 & PGIMER, New Delhi.

3. Deputy Director (Admn)
 Medical Superintendent
 Dr. Ram ManoharLohia Hospital
 & PGIMER, New Delhi

... Respondents

(through Mr. Dilbagh Singh, Advocate)

ORDER (Oral)

Justice L. Narasimha Reddy, Chairman:

The applicants state that they made a representation on 07.09.2020 to the respondents with a request to re-fix their pay in the pay scale of Rs. 13860+Grade Pay of Rs. 4600 in accordance with clause (A) (i) and (ii) of Rule 7 of the CCS (Revised Pay) Rules, 2008, and as per 4A of memorandum dated 30.08.2008, which was extended to similarly situated persons in the light of the order of the Tribunal in OA No. 98/2014. Their grievance is that no action has been taken on the representation.

2. We heard Mr. Ram Niwas Buri, learned counsel for the applicant and Mr. Dilbagh Singh, learned counsel for the respondents.

3. The applicants sought re-fixation of the salary in the revised pay of Rs. 13860 with Grade pay of Rs. 4600 which was extended to the similarly placed persons. It appears that the applicants did not have any grievance till recently and they made representation only in the light of the judgment rendered by this Tribunal in OA No. 98/2014 dated 04.11.2016. The question as to whether the applicants are entitled to be extended such a benefit, needs to be examined by the respondents. The fact that a subsequent pay commission i.e 7th CPC has also made



recommendations and they were implemented, shall also be taken into account. The delay is another aspect. Even if any revision is to be affected in such cases, it can be only prospective in operation.



4. We, therefore, dispose of the OA directing the respondents to pass order on the representation of the applicants within three months from the date of receipt of a copy of this order.

Pending MA No.2715/2020, shall stand disposed of.

There shall be no order as to costs.

(Mohd.Jamshed)
Member (A)

(Justice L. Narasimha Reddy)
Chairman

lg/rk/ankit/sd