



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

**O.A. No.1637/2020  
M.A. No. 1042/2020**

**This the 22<sup>st</sup> day of October, 2020**

(Through Video Conferencing)

**Hon'ble Mr. Justice L. Narasimha Reddy, Chairman  
Hon'ble Ms. Aradhana Johri, Member (A)**

Diwan Singh  
S/o Late Shri Tunda Ram  
R/o 259-C, Gali No. 3  
New Chowk Mohalla  
Kankarkhera, Meerut-250001.

.....Applicant

(By Advocate :Mr. Ashok Kumar)

Versus

The Secretary,  
Union of India  
Department of Posts  
Ministry of Communication  
Govt. of India, New Delhi

...Respondent

(By Advocate : Mr. Ashish Rai)

**ORDER (Oral)**

**Justice L. Narasimha Reddy:**

The applicant has filed M.A with a prayer to condone the delay 1995 days in filing the O.A. The applicant intends to challenge the order dated 10.02.2009, through which he is said to have denied the benefits of 3<sup>rd</sup> Modified Assured Career Progression (MACP) Scheme. The reason for delay stated by the



applicant is that he retired from service in the year 2012 and ever since, his wife was suffering from various ailments.

2. Respondents filed a reply opposing the M.A.
3. We heard Mr. Ashok Kumar, learned counsel for applicant and Mr. Ashish Rai, learned counsel for respondents, at length, through video conferencing.
4. Though the applicant has stated that the delay is of 1995 days, it is much more than that. The delay is nearly 11 years. The order was passed on 10.02.2009, at a time when the applicant was in service. He retired three years thereafter. Even for the best of reasons, the delay cannot be condoned.
5. M.A is accordingly dismissed. As a result, the O.A also stands dismissed.

There shall be no order as to costs.

**(Aradhana Johri)**  
**Member (A)**

**(Justice L. Narasimha Reddy)**  
**Chairman**

/pj/vb/ankit/sd/pinky/10/11