



Central Administrative Tribunal

Jammu Bench, Jammu

Hearing through video conferencing

TA No. 61/270/2020

MA No. 61/429/2020

WPC No. 398/2020

Tuesday, this the 18th day of August, 2020

Hon'ble Mr. Rakesh Sagar Jain, Member (J)

Hon'ble Mr. Mohd Jamshed, Member (A)

Mehmood Khan Age 49 years S/o Late Sikander Hussain,
R/o Village Shadara Sharief Tehsil Thannamandi District
Rajouri

.....Applicant
(Advocate: Mr. Ajaz Chowdhary)

Versus

1. UT of J&K through Commissioner/Secretary, Home Department, Civil Secretariat, Jammu.
2. Commandant Jammu & Kashmir Armed Police, 6th Bn.
3. Deputy Superintendent of Police/Adjutant, Jammu and Kashmir Armed Police, 6th Bn.

.....Respondents
(Advocate: Mr. Sudesh Magotra, DAG)

O R D E R**Rakesh Sagar Jain, Member (J):**

1. The present OA has been filed seeking directions to the respondents to release the pending wages including allowances and also fix the salary of the applicant as per 5th and 6th Pay Commission recommendations in favour of the applicant from the year 2004 till date, as the applicant was reinstated into service vide order No. 420 of 2012 dated 15.06.2012 issued by respondent No. 2 pending departmental inquiry. Applicant further seeks directions to the respondents to promote the applicant to the rank and grade as has been given to the similarly situated candidates.
2. Learned DAG seeks time to file counter affidavit. However, we are of the opinion that it would be in the fitness of things if the present OA filed by the applicant is treated as a representation filed by him and respondents should decide that representation in a time bound manner.
3. Accordingly, respondents are directed to treat this OA as a representation filed by the applicant and decide the same by passing a reasoned and speaking order thereon within four weeks from the date of receipt of a copy of this order. The order so passed shall be duly communicated to the applicant.
4. OA is disposed of with the above directions. No costs.

**(Mohd Jamshed)
Member (A)**

**(Rakesh Sagar Jain)
Member (J)**

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