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CENTRAL ADMINISTRATIVE TRIBUNAL, PRINCIPAL BENCH

O.A.No.1937/90

Hon'ble Shri A.V.Haridasan, Vice-Chairman(J)
Hon'ble Shri R.K.Ahooja, Member(A)

New Delhi, this 26th day of April, 1996

1. Shri Om Kumar Malhotra
s/o Shri B.D.Malhotra
Asstt. Supdt.
N.R., New Delhi.
r/o C-19B, Railway Quarters
Lajpat Nagar
New Delhi.

2. Shri M.S.Khokhar
s/o Shri Asa Ram, Head Clerk
N.R., New Delhi.
r/o 4724, Gali No.5, Balbir Nagar
Shahdara
Delhi - 32.

3. Shri Bhagwan Singh
s/o Shri Kundan Singh
Head Clerk
r/o R/10/F-14, New Raj Nagar
Ghaziabad.

4. Shri K.B.Jhamb
s/o Shri Kala Ram
Head Clerk
r/o 5791, Khasapura
Near Tehsil Rewari
Haryana.

... Applicants

(By Shri S.K.Sawhney, Advocate)

Versus

Union of India through

General Manager
Northern Railway
New Delhi.

... Respondent

O R D E R

Hon'ble Shri R.K.Ahooja, Member(A)

The proceedings in respect of this application were kept in abeyance pending the decision of the Hon'ble Supreme Court in J.C.Malik case.

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2. The issues raised in this application have already received a ruling from the Hon'ble Supreme Court in cases of Union of India & Others Versus Virpal Singh Chauhan & Others (JT 1995(7) SC 231), R.K.Sabharwal & Others Versus State of Punjab & Others (1995(2) SCC 745) and J.C.Malik & Others Vs. Union of India & Others (1978(1) SLR 844 Allahabad High Court).

3. We have heard the learned counsel on both sides who agree that the matter can now be disposed of with a direction to the respondents to take further action in the light of the Supreme Court decisions in the aforesaid cases.

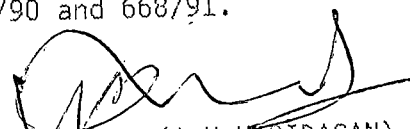
4. We accordingly dispose of this application with a direction to the respondents to take a decision in the light of the rulings given by the Supreme Court in the above mentioned cases.

5. The parties will bear their own costs.

Similar decision is also taken in OA No.2899/92, 290/90, 906/91, 860/91, 2651/90, 857/91, 834/91, 1943/89, 413/90, 318/90, 1898/91, 1946/89, 2296/90, 1197/92, 988/91, 583/93, 1340/90, 2632/92, 986/91, 589/91, 28/92, 1937/90, 2023/90, 2236/91, 987/91, 1868/90, 132/92, 2024/90, 1495/94, 731/92, 705/92, 103/91, 130/92, 1657/90, 2277/91, 1675/94, 1438/89, 2401/90, 2105/90, 848/89, 92/91, 936/90, 1738/90, 1393/91, 476/90, 2681/90, 1168/90 and 668/91.


(R.K.AHOOJA)
MEMBER(A)

/RAO/


(A.V.HARIDASAN)
VICE-CHAIRMAN(J)