

CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH : NEW DELHI

O.A. No. 815/90

Date of Decision: 10-9-93

Faculty Association
Lady Hardinge Medical
College & Association
Hospital & Ors

Petitioner

Vs.

Union of India & Ors

Respondents

Coram:

The Hon'ble Mr. I.K. Rasgotra, Member (A)

For the Petitioner

Shri Ajit Puddiserry
Counsel

For the Respondents


Shri P.P. Khurana
Counsel

Judgement (Oral) delivered by Hon'ble Mr. I.K.
Rasgotra, Member (A)

I had heard the case on 17.5.1993 and again on 19.7.1993. The short issue raised in the O.A. is that there is a discrimination between the Faculty Members of Lady Harding Medical College (LHMC) and the corresponding staff in Maulana Azad Medical College (MAMC) and Guru Tegh Bahadur Medical College and Hospital is as much as while the former are not eligible for the general pool accommodation the latter are eligible for the general pool accommodation besides their own pool. I had directed the respondents to bring out clearly the reasons for the differential treatment given to the Faculty Members of MAMC and Guru Tegh Bahadur Medical College and Hospital. The respondents were also directed to produce the relevant record in this connection. No relevant material has, however, been produced to justify the differential treatment given to the Faculty Members of MAMC and Guru Tegh Bahadur Medical College and Hospital vis-a-vis the Faculty Members of LHMC. In the absence of any material on record

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which can sustain the differential treatment .
I consider it proper to direct the respondents
to apply their mind to the problem posed in the
D.O. letter written by the then Secretary, Ministry
of Health and Welfare on 14.3.1988 (page 36 of
the paper book) and pass a speaking order in regard
to the conferment or otherwise of eligibility for
general pool accommodation on the Faculty Members
of LHMC as the case with the Faculty Members of
the MAMC and GTBC&H within two months from the date
of communication of this Order. The O.A. is disposed
of.


(I.K. Rasgotra)
Member

Mittal