

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
PRINCIPAL BENCH  
NEW DELHI

(12)

J.A. No. 1957/91

Date of decision 14.8.96

Hon'ble Smt. Lakshmi Swaminathan, Member (J)  
Hon'ble Shri R.K. Ahuja, Member (A)

1. Shri Harish Chaudhary  
s/o Shri Ram Raji Rai  
Mate, Delhi Milk Scheme,  
West Patel Nagar, New Delhi-8  
and others (as per list attached) Annex A

... Applicants

(By Advocate Sh.R.S. Rawat )  
Vs.

1. Union of India through Secretary,  
Ministry of Agriculture,  
Dept. of Agr. & Cooperation,  
New Delhi-1

2. The Chairman  
Delhi Milk Scheme,  
West Patel Nagar, New Delhi-8

... Respondents

(By Advocate Sh.V.S.R. Krishna )

J.R.D.E.R. (JKAL)

(Hon'ble Smt. Lakshmi Swaminathan, Member (J)

In this application, the petitioners have sought certain benefits which according to them have accrued as a result of the judgments of this Tribunal in JA 1793/88, JA 1794/88 and JA 1796/88 which were disposed of by a common order dated 2.3.90.

2. We have heard both the learned counsel and perused the records.

3. Shri R.S. Rawat, learned counsel for the applicants has admitted that the applicants as well as the respondents in the present case are the same parties as were in JA 1794/88. It is also noticed that the main reliefs sought in this O.A. had already been granted by

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the Tribunals order dated 2.3.90 which is also not denied by the learned counsel. Shri V.S.R. Krishna, learned counsel for the respondents submits that as regards the relief claimed in para 8(iv) i.e. for payment of arrears of salary and allowances, this prayer had also been included in the relief granted in para 11(ii) of the judgment/order dated 2.3.90. Learned counsel for the respondents, therefore, submits that as the present J.A. is barred by the principles of resjudicata it may be dismissed on this ground.

3. The above narration of facts clearly shows that the reliefs claimed in this J.A. had already been granted in the order of the Tribunal in JA 1794/88 dated 2.3.90 excepting the prayer for arrears of salary and allowances. As regards, this prayer, nothing has been shown by the applicants as to why this could not have been prayed for in the earlier J.A. We are, therefore, of the view that this J.A. is clearly barred by the principles of constructive resjudicata.

4. In the result, this JA is dismissed. No order as to costs.

~~R.K. Ahuja~~  
(R.K. Ahuja)  
Member (A)

~~Lakshmi Swaminathan~~  
(Smt. Lakshmi Swaminathan)  
Member (J)

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S.No.	Name	Fathers Name
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1. Shri Prem Chand Shri Baffi Ram
2. Shri Shis Ram Shri Deepahand
3. Sh.Kameshwar Mehto Shri Sone Lal
4. Shri Shis Pal Sh. Chatter Singh
5. Sh. Nand Kishore Sh. Ram Bahadur
6. Sh. Rama Shaker Mehto" Khagesh Mehto
7. Sh. Harish Chand Rai Sh. Ram Raji Rai (Applicant)
8. Sh. Deep Chand Sh. Tara Chand
9. Sh. Ram Shis Mehto Sh. Sone Lal
10. Sh. Ram Karan Rai Sh. Chalakiram Rai
11. Sh. Nahar Singh Sh. Brahma Nand
12. Sh. Krishan Pal Sh. Balwant Singh
13. Sh. Raj Kumar Sh. Salek Chand
14. Sh. Rakam Singh Sh. Beg Ram
15. Sh. Ram Chander P. Singh Sh. Gonor Pd Singh
16. Sh. Ram Dev Sh. Botal Singh
17. Sh. Ram Gulam Mehto Sh. Jhotee Mehto
18. Sh. Lal Bihari Mehto Sh. Anurag Mehto
19. Sh. Ajit Singh Sh. Pirthvi Singh
20. Sh. Mohinder Singh Sh. Ram Singh
21. Sh. Radhey Shyam Sh. Budha Mal
22. Sh. Bal Raj Singh Sh. Mattoo Singh
23. Sh. Dharam Bir Singh Sh. Charan Singh
24. Sh. Daya Nand Sh. Bhagwan Dass
25. Sh. Bhim Singh Sh. Thakur Jahagir Singh
26. Sh. Ram Chander Parsad Sh. Amichan Mehto
27. Sh. Satya Parkash Sh. Parkash Chand
28. Sh. Raj Pal Singh Sh. Dharam Singh
29. Sh. Baboo Ram Sh. Ram Dass
30. Sh. Shiv Mangal Sh. Jagan Nath
31. Sh. Gulab Singh Sh. Lala Ram
32. Sh. Laloo Paswan Sh. Yadu Paswan

33. Sh. Ved Parkash Sh. Bharam Singh  
34. Sh. Amar Singh Sh. Hari Singh  
35. Sh. Bharam Vir Singh Sh. Kishori Lal  
36. Sh. Har Saran Sh. Horam Singh  
37. Sh. Suresh Mehta Sh. Dwarika Mehta  
38. Sh. Kripal Singh Sh. Mehkar Singh  
39. Sh. Charan Singh Sh. Chandgi Ram  
40. Sh. Madan Mohan Manday Sh. Adha Prasad  
41. Sh. Bindeshwar Yadav Sh. Satyanarain Yadav  
42. Sh. Ram Khilawan Yadav Sh. Musal Yadav  
43. Sh. Matadeen Yadav Sh. Jai Karan Yadav  
44. Sh. Sonu Thakur Sh. Ram Brichh  
45. Sh. Ravi Dutt Sharma Sh. Ganga Saran Sharma  
46. Sh. Bhoopal Singh Sh. Jased Singh  
47. Sh. Shrinivas Sh. Suraj Bhan  
48. Sh. Sita Ram Pd. Sh. Bhukal Pd.  
49. Sh. Jai Parkash Sh. Harishchander  
50. Sh. Satya Pal Sh. Kewal Singh  
51. Sh. Ram Karan Sh. Pheru Singh  
52. Sh. Sukha Thakur Sh. Saryug Thakur  
53. Sh. Ram Pravesh Thakur Sh. Upender Thakur  
54. Sh. Maheshwar Singh Sh. Uhan Baj Singh  
55. Sh. Chatter Singh Sh. Makhan Lal Singh  
56. Sh. Jai Karan Sh. Sahdev  
57. Sh. Mahesh Chand Sh. Som Nath  
58. Sh. Prayag Dutt Sh. Ram Haran Tiwari  
59. Sh. Raj Narain Thakur Sh. Ram Lakhan Thakur  
60. Sh. Sh. Rajender Prasad Thakur Sh. Chander Dev  
61. Sh. Jai Prakash Paswan Sh. Kishan Lal  
62. Sh. Ramesh Pd. Singh Sh. Ram Dev Singh  
63. Sh. Pati Ram Sh. Ram Saware  
64. Sh. Ram Asrey Singh Sh. Ram Silash Singh  
65. Sh. Pundev Pd. Sh. Abilash Pd.

66. Sh. Rajender Rai Sh. Devender Rai  
67. Sh. Baleshwar Thakur Sh. Ramgi Thakur  
68. Sh. Tirbhuwan Paswan Sh. Ram Yattan Paswan  
69. Sh. Prem Chand Sh. Pirthvi Singh  
70. Sh. Vishwa Nath Mehta Sh. Rudal Mehta  
71. Sh. Krishna Shanker Sh. Ram Adhar Yadav  
72. Sh. Rajender Dass Sh. Mahang Dass  
73. Sh. Ram Prit Dass Sh. Baleshwar Dass  
74. Sh. Ravi Shanker Shri Kali Kam  
75. Sh. Om Prakash Sh. Har Pardad  
76. Sh. Nagender Paswan Sh. Hanuman Paswan

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