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CENTRAL ADMINISTRATIVE TRIBUNAL, PRINCIPAL BENCH

O.A.No.668/91

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

New Delhi, this 26<sup>th</sup> day of April, 1996

Nirmal Singh Kanwal  
s/o Shri Navrata Singh  
Asstt. Supdt.  
Northern Railway  
Baroda House  
New Delhi  
r/o WZ 283/203  
Vishnu Garden Extn.  
New Delhi.

... Applicant

(By Shri P.L.Mimroth, Advocate)

Versus

Union of India through

1. Chairman  
Railway Board  
Ministry of Railways  
Rail Bhawan  
New Delhi - 110 001.

2. General Manager  
Northern Railway  
Baroda House  
New Delhi - 1.

3. Chief Personnel Officer  
Northern Railway  
Baroda House  
New Delhi - 110 001.

... Respondents

(By Shri Shyam Moorjani, Advocate)

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.

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

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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.

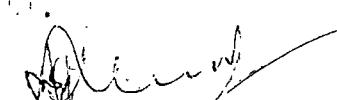
4. We accordingly dispose of this application with a direction to the respondents to take a decision in the light of the rulings given by the Supreme Court in the above mentioned cases.

5. The parties will bear their own costs.

6. Similar decision is also taken in OA No.2899/92, 1290/90, 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 <sup>and</sup> 1168/90.

  
(R.K.AHOOJA)  
MEMBER(A)

/RAO/

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