

CENTRAL ADMINISTRATIVE TRIBUNAL, PRINCIPAL BENCH

O.A.No.986/91

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

New Delhi, this 2<sup>nd</sup> day of April, 1996

Shri Joginder Nath  
s/o Shri Hamim Rai  
Retd. Supdt.  
Stores Branch  
Northern Railway  
Baroda House  
New Delhi  
r/o 64 Arjun Nagar  
New Delhi - 110 029.

... Applicant

(By Shri S.K.Sawhney, Advocate)

Versus

Union of India through

1. The General Manager  
Northern Railway  
New Delhi.

2. Shri Hans Ram  
D.S.K.P.  
Northern Railway  
Shakurbasti.

3. Shri Singhara Ram  
Supdt.(Construction)  
Northern Railway  
Kashmir Gate  
Delhi.

4. Shri Lala Ram  
Asstt. Controller of Stores  
Baroda House  
New Delhi.

5. Shri Tilak Raj  
Asstt. Controller of Stores  
Alambagh  
Lucknow.

6. Shri Jyoti Ram Dahiya  
Asstt. Controller of Stores  
Northern Railway  
Diesel Depot  
Mughal Sarai.

7. Shri Ram Dhani  
Asstt. Controller of Stores  
Northern Railway  
Alambagh  
Lucknow.

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8. Shri Satya Parkash  
Asstt. Controller of Stores (Arb)  
Northern Railway  
Baroda House  
New Delhi.

(13)

9. Shri Shiv Murat Lal  
Asstt. Controller of Stores  
Northern Railway  
Baroda House  
New Delhi.

10. Shri Parmeshwar Dean  
Asstt. Controller of Stores  
Northern Railway  
Alambagh  
Lucknow.

... Respondents.

#### 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 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.


(14)

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, 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)