

CENTRAL ADMINISTRATIVE TRIBUNAL : PRINCIPAL BENCH

9

OA 1167/2004

New Delhi, this the 12th day of May, 2004

Hon'ble Sh. Shanker Raju, Member (J)

Smt. Kamlesh Khanna
W/o Sh. B.K.Khanna
R/o 209/2-B, Gali No.5
Gautam Nagar, New Delhi - 7.

...Applicant

(By Advocate Shrigopal Aggarwal)

V E R S U S

Union of India through

1. General Manager
Western Railway
Church Gate, Mumbai.
2. Financial Advisor-cum-
Chief Accounts Officer
Western Railway; Church Gate
Mumbai.
3. Accounts Officer (FTA)
Western Railway, Kishan Ganj
Delhi.

...Respondents

O R D E R (ORAL)

Shri Shanker Raju,

Through this application, applicant seeks Transport Allowance despite residing in private accommodation within 1 Km. from the place of work.

2. R.B.E.179/97 reflects recommendations of Vth CPC as to eligibility of grant of T.A. which is stated to be not admissible to those employees who are provided with Govt. accommodation within distance of 1 Km. from the place of work.

3. Respondents vide their order dated 15-6-2001 denied the T.A. to the applicant on the analogy that it is admissible if the distance from the residence to the place of work is not less than 1 Km.



4. It is further transpired that a clarification appeared in Swamy News in September, 2002 in response to the question as to admissibility of T.A., what has been stated that T.A. is not admissible only to those who are provided with Government's accommodation within a distance of 1 Km. from the place of work. This would not be an impediment to those who are residing in private residence. As the issue is under review of the respondents, OA stands disposed of with directions to respondent No.2 to take a final decision regarding clarification with due clarify having regard to the observations made above and dispose of the pending representation of the applicant within a period of four weeks from the date of receipt of a copy of this order by passing a reasoned order.

5. Let a copy of this order along with OA be sent to respondent No.2.

S. Raju

(Shanker Raju)
Member (J)

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