

(6)

**Central Administrative Tribunal  
Principal Bench, New Delhi**

C.P.No.50/2006 in O.A.No.1173/2004

Monday, this the 20<sup>th</sup> day of July 2009

**Hon'ble Shri Shaker Raju, Member (J)  
Hon'ble Dr. Veena Chhotray, Member (A)**

1. All India Equality Forum  
Having registered office (New) at  
C-51, Fateh Nagar, Jail Road, PO Tilak Nagar  
New Delhi-58, through its General Secretary  
Shri J R Agarwal, resident of II-B-4 J N Vyas Colony  
Bikaner
2. Shri Jag Mohan Singh  
s/o Shri Tirath Singh  
Superintendent, General Branch  
Northern Railway, Baroda House,  
New Delhi

..Applicants

(By Advocate: Shri T S Pandey)

Versus

1. Shri J P Batra  
Chairman, Railway Board  
Rail Bhawan, New Delhi
2. Shri Davender Kumar  
Chief Work Shop Manager  
N W Railway, Ajmer
3. Shri V.N. Mathur  
General Manager  
Northern Railway, Baroda House  
New Delhi
4. Shri S B Bhattacharya  
General Manager  
N W Railway, Jaipur
5. Shri S M Bhardwaj  
Chief Administrative Officer  
Diesel Component Works, Patiala
6. Shri Yashpal Gupta  
General Manager  
Rail Coach Factory, Kapurthala

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7. Shri A K Varma  
Divisional Railway Manager  
North Western Railway, Jaipur
8. Shri A K Gupta  
Divisional Railway Manager  
North Western Railway, Ajmer
9. Shri V K Raheja  
Divisional Railway Manager  
North Western Railway, Bikaner
10. Shri A K Khanna  
Divisional Railway Manager  
North Western Railway, Jodhpur

..Respondents

(By Advocates: Shri V S R Krishna, Shri R L Dhawan and  
Shri Shailendra Tiwary)

### **OR D E R (ORAL)**

#### **Shri Shanker Raju:**

With liberty to the applicants to assail not only the reservation in upgradation but also the consequential seniority given to SC / ST employees, this CP stands dropped with liberty to challenge it in an appropriate proceeding. Notices are discharged. However, we make it clear that as earlier we have not decided the issue on merits, the question of limitation would not come in the way of the applicants to challenge the orders as well as restructuring. No costs

*Chhotray*  
( Dr. Veena Chhotray )  
Member (A)

/sunil/

*S. Raju*  
( Shanker Raju )  
Member (J)