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CENTRAL ADMINISTRATIVE TRIBUNAL: PRINCIPAL BENCH

Original Application No. 767 of 1993

New Delhi, this the 22nd day of April, 1999

HON'BLE SHRI S.R.ADIGE, VICE CHAIRMAN(A)
HON'BLE SMT. LAKSHMI SWAMINATHAN, MEMBER(J)

1. Naresh Kumar S/o Sh.Ram Swroop 4th Bn.
2. Wazir Chand S/o Sh.Meer Singh
3. Mahabir Singh S/o Sh.Maha Singh PTs.
4. Ishwar Singh S/o Sh.Banarsi PTs
5. Ramesh Chand S/o Sh.Suba Chand PTs
6. Jagpal S/o Sh.Kundan Lal, PTs
7. Rajbir S/o Sh.Ramu PTs
8. Inder Pal S/o Sh. Stayapal
9. Jagbir S/o Sh.Bachwa PTs
10. Om Parkash S/o Sh.Maman Singh PTs
11. Sanjay Kumar S/o Sh.Diwan Chand Pts
12. Balwan Singh S/o Sh.Udmi Ram, PTs
13. Rameshwar S/o Sh.Deep Chand PTs
14. Shyam Lal S/o Sh.Jagan Singh, OPL
15. Bhim Singh S/o Sh.Mangat Ram, OPL
16. Daya Nand S/o Sh.Bhal Singh, OPL
17. Ramesh S/o Sh.Bhim Singh, OPL
18. Raghbir Singh S/o Sh.Mauji Ram
19. Sohan Lal S/o Sh.Hira Lal
20. Kishor S/o Sh.Ratan Lal
21. Rajender S/o Sispal
22. Shyambu S/o Sh.Shyam Lal
23. Bhagwati Devi Wd/o Payrai Lal
24. Lachari S/o Sh.Sagan
25. Parahlad S/o Sh.Tara Chand PTs
26. Balu Ram S/o Sh.Bohigan PTs
27. Balwant Singh Fateh Singh PTs
28. Jai Kishan S/o Sh.Amer Singh PTs
29. Jile Singh S/o Sh.Hoshiar Singh, PTs
30. Hawa Singh S/o Sh.Banwari Lal PTs
31. Ram Kala S/o Sh.Jawahra PTs
32. Banwari Lal S/o Sh.Mehta Ram Ist Bn.
33. Dharam Pal S/o Sh.Mam Chand Ist Bn.
34. Deep Chand S/o Sh.Bansa Ram Ist Bn.
35. Jagmal S/o Sh.Chander Murkha, Ist Bn.
36. Raj Singh S/o Sh.Gyani Ram Ist Bn.
37. Sispal S/o Gugan Ram Ist Bn.
38. Jailal S/o Sh.Bhule Ram Ist Bn.
39. Mukesh S/o Sh.Mohinder Kumar Ist Bn.
40. Suresh Kumar S/o Sh.Rishal Singh Ist Bn.
41. Trilok Chand S/o Sh.Bishamber Ist Bn.
42. Mangte S/o Sh.Saktu Ist Bn.
43. Chander Pal S/o Sh.Baljeet Ist Bn.
44. Beer Singh S/o Sh.Raja Ram Ist Bn.
45. Faqir Chand S/o Gyded Ram IInd Bn.
46. Ram Kishan S/o Sh.Ram Lal IInd Bn.
47. Chander Pal S/o Sh.Hari Chand IInd Bn.
48. Amar Pal S/o Sh. Shri Chand IInd Bn.
49. Smt. Parshno Devi W/o Sh.Rattan Lal
50. Brij Pal S/o Chuttan Ram IInd Bn.
51. Shri Chand S/o Sh.Banwari Lal IInd Bn.
52. Kishor S/o Sh.Mathura Das IInd Bn.
53. Ram Kishor S/o Sh.Nathi Ram IIIrd Bn.
54. Brij Mohan S/o Sh.Khacharu Ram IInd Bn.
55. Ashok Kumar S/o Sh.Bhajan Lal, IIIrd Bn.

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56. Bilu Ram S/o Sh. Mange Ram IIIrd Bn.
57. Bal Kishan S/o Sh. Chatter Sain IIIrd Bn.
58. Kishan S/o Sh. Mikho IIIrd Bn.
59. Basher S/o Sh. Nandu Ram, IIIrd Bn.
60. Om Bir S/o Sh. Bhabuti IIIrd Bn.
61. Raj Pal S/o Sh. Chidda IIIrd Bn.
62. Lalu Ram S/o Sh. Bhagwana IIIrd Bn.
63. Shri Ram S/o Sh. Rishal IIIrd Bn.
64. Mange Ram S/o Sh. Dhan Pal IIIrd Bn.
65. Dharm Pal S/o Sh. Kirori Mal, IIIrd Bn.
66. Raghbir S/o Sh. Roshan Lal, IIIrd Bn.
67. Rajinder S/o Sh. Khem Chand IInd Bn.
68. Naresh Kumar S/o Sh. Ram Swroop 4th Bn.
69. Smt. Remo Devi Wd/o Hari Singh 4th Bn.
70. Mohinder Singh S/o Sh. Hansa Ram 4th Bn.
71. Raj Pal S/o Sh. Lal Singh 4th Bn.
72. Rattan Lal S/o Sh. Nanu Ram 4th Bn.
73. Rajinder S/o Sh. Kuria 4th Bn.
74. Shoraj Devi W/o Sh. Samera 4th Bn.
75. Raju S/o Sh. Rameshwar Dayal 4th Bn.
76. Sant Kumar S/o Sh. Nanu Ram (West Dist. Raja Garden)
77. Vinod Kumar S/o Devi Dayal 4th Bn.
78. Jagbir S/o Sh. Sona Ram 4th Bn.
79. Katar Singh S/o Sh. Same Singh 4th Bn.
80. Nanak Chand S/o Sh. Sohan Lal 4th Bn.
81. Phool Singh S/o Sh. Kishan Lal 4th Bn.
82. Smt. Angoori Devi Wd/o Amer Singh 4th Bn.
83. Bhawar Singh S/o Sh. Prem Das 4th Bn.
84. Smt. Lajvanti Wd/o Sh.
85. Hari Singh S/o Sh. Bhudhram 4th Bn.
86. Babu Lal S/o Sh. Murari Lal 5th Bn.
87. Ramesh Chander S/o Sh. Mittan Lal
88. Balwant S/o Ganeshi 5th Bn.
89. Janglia S/o Sh. Maheta Ram 5th Bn.
90. Mohinder Kumar S/o Duli Chand 5th Bn.
91. Chirnji Lal S/o Sh. Harbansa 5th Bn.
92. Rai Singh S/o Sh. Bhim Singh 5th Bn.
93. Om Parkash S/o Sh. Banshi Lal 5th Bn.
94. Karam Chand S/o Sh. Chotu Ram 5th Bn.
95. Ram Singh S/o Sh. Momraj 5th Bn.
96. Om Parkash S/o Sh. Mam Chand
97. Bhagwati S/o Sh. Milki Ram 5th Bn.
98. Mangat Ram S/o Sh. Kalu Ram 5th Bn.
99. Mangat Ram S/o Sh. Kewal Ram 5th Bn.
100. Charan Singh S/o Sh. Khem Chand 5th Bn.
101. Om Parkash S/o Sh. Raja Ram 5th Bn.
102. Parshada Ram S/o Sh. Sagar 6th Bn.
103. Kawal Singh S/o Sh. Mange Ram 6th Bn.
104. Sube Singh S/o Sh. Banshi Lal 6th Bn.
105. Tej Ram S/o Sh. Shri Bhunda Ram 6th Bn.
106. Kalyan Singh S/o Sh. Banwari Lal 6th Bn.
107. Mangtu Ram S/o Sh. Kalian 6th Bn.
108. Azad Singh S/o Sh. Shri Ram 6th Bn.
109. Jogi Ram S/o Sh. Gyrasi Ram 6th Bn.
110. Neksa Ram S/o Sh. Sube Ram 6th Bn.
111. Naresh Kumar S/o Sh. Devi Dayal 6th Bn.
112. Smt. Maya Devi Wd/o Gangu 6th Bn.
113. Phool Singh S/o Sh. Laxman Singh 6th Bn.
114. Sripal S/o Sh. Sagarji 6th Bn.
115. Sri Pal S/o Sh. Siggal Singh 6th Bn.
116. Oumi S/o Sh. Chaju Ram 6th Bn.
117. Om Parkash S/o Sh. Hari Singh 6th Bn.
118. Sawal Singh S/o Sh. Mithu Lal 6th Bn.
119. Mangu Ram S/o Sh. Surat Singh 6th Bn.

120. Prem Singh S/o Sh. Banwari Lal 9th Bn.
121. Suba Chand S/o Sh. Phool Chand 9th Bn.
122. Balraj S/o Sh. Deep Chand 9th Bn.
123. Balu Ram S/o Sh. Kanchiya 9th Bn.
124. Laxmi Devi W/o Sh. Hari Singh 9th Bn.
125. Smt. Bhorpai W/o Sh. Jagdish 9th Bn.
126. Shankar Lal S/o Sh. Sunehari 9th Bn.
127. Mohinder Singh S/o Sh. Jile Singh 9th Bn.
128. Lakhan Singh S/o Sh. Sukhan 8th Bn.
129. Rambir S/o Sh. Chander 8th Bn.
130. Babu Lal S/o Sh. Brij Lal 8th Bn.
131. Mam Chand S/o Sh. Lakhmi Chand 8th Bn.
132. Partap Singh S/o Sh. Puran Chand 8th Bn.
133. Prem Lal S/o Sh. Sultan 8th Bn.
134. Rattan S/o Sh. Tara Chand 8th Bn.
135. Mohinder S/o Sh. Rattnu 8th Bn.
136. Rame S/o Sh. Chet Ram 8th Bn.
137. Rattan S/o Sh. Khali Ram 8th Bn.
138. Sadhu Ram S/o Sh. Duna Ram 8th Bn.
139. Joginder S/o Sh. Banda 8th Bn.
140. Ramesh S/o Sh. Kalu 8th Bn.
141. Sita Ram S/o Sh. Mohan Lal 8th Bn.
142. Dess S/o Sh. Parmod 8th Bn.
143. Balbir S/o Sh. Jiya Lal 8th Bn.
144. Pardeep Kumar S/o Sh. Pheta Singh North-West
145. Rajinder Singh S/o Sh. Deep Chand
146. Dharam Bir of North West Bn.
147. Madan Pal Singh S/o Saini Ram West
148. Sant Kumar West Unit S/o Mohan Lal
149. Surender Kumar of West Unit S/o Kalu
150. Kiran Pal of West Unit S/o Jile Singh
151. Smt. Madhu Bala West Unit w/o Gopal
152. Ramesh of West Unit S/o Madan Lal
153. Nank Chand S/o Sh. Kharu Vth Bn.
154. Govind Lal S/o Sh. Leela Ram Ist Bn.
155. Ashok Kumar S/o Bano Ram New District
156. Mohinder Singh S/o Sh. Mam Raj Ist Bn.
157. Ramavtar S/o Sh. Ram Swroop Ist Bn.
158. Ganawati Wd/o Rai Singh Ist Bn.
159. Smt. Jito Devi Wd/o Ramesh Ist Bn.
160. Son Pal S/o Sugan Ist Bn.
161. Harbir Singh S/o Sh. Gola Ram IIInd Bn.
162. Baljeet Singh S/o Sh. Khem Chand IIInd Bn.
163. Kishan Swroop S/o Sh. Ram Chander IIInd Bn.
164. Nanwa Ram S/o Sh. Sagar Mal IIInd Bn.
165. Rajinder Parshad of IIInd Bn.
166. Matru S/o Sh. Budh Ram 10th Bn.
167. Bala Ram S/o Sh. Bugla -do-
168. Vijay Kumar S/o Sh. Phool Singh 10th Bn.
169. Rameshwar S/o Sh. Prithi Singh -do-
170. Saroj Wd/o Narain 10th Bn.
171. Vijay Kumar S/o Sh. Ram Swroop 10th Bn.
172. Ram Swroop S/o Sh. Dhulla Ram 10th Bn.
173. Harbir S/o Sh. Mangat Ram 10th Bn.
174. Prem Singh S/o Sh. Amer Singh 10th Bn.
175. Smt. Kamala Devi Wd/o Omparkash 10th Bn.
176. Smt. Shella Devi Wd/o Prem Pal 10th Bn.
177. Vijender S/o Sh. Nand Ram 10th Bn.
178. Shri Bhagwan S/o Same 10th Bn.
179. Dalip S/o Sh. Bansi Ram 10th Bn.
180. Suraj Bhan Singh S/o Sh. Ram Swroop 10th Bn.
181. Prem Chander S/o Sh. Faqir PTs
182. Smt. Shila Devi wd/o Chander Pal PTs
183. Raj Singh S/o Sardara PTs

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- 184. Baljeet S/o Sh. Deep Chand PTs
- 185. Suraj Bhan Singh S/o Sh. Phool Singh PTs
- 186. Smt. Angoori Devi wd/o Harnarain CPL.
- 187. Rama Nand S/o Sh. Munshi Ram of CPL
- 188. Salu Ram S/o Sh. Chandgi Ram
- 189. Bijander Singh S/o Sh. Hari Singh of CPL
- 190. Ashok Kumar S/o Sh. Parsa Ram
- 191. Prem Singh S/o Sh. Chotu Ram
- 192. Mukesh S/o Sh. Charan Singh of CPL
- 193. Smt. Jagwanti Devi Wd/o Sh. Malkhan Singh
- 194. Kishan Lal S/o Sh. Mathura Das, Parliament PTs.
- 195. Naresh Kumar S/o Sh. Atter Singh
- 196. Suresh Chand S/o Sh. Paire Lal
- 197. Shankar Lal S/o Ram Kumar
- 198. Bimla Devi Wd/o Devkaran
- 199. Kale Ram S/o Sh. Kishori Lal
- 200. Shyam Lal S/o Sh. Chotte Lal
- 201. Sankar Lal S/o Sh. Ram Babu
- 202. Raj Bala Wd/o Sh. Gopal
- 203. Dharmbir S/o Meer Singh
- 204. Mohinder S/o Sh. Meer Singh
- 205. Ved Parkash S/o Lalu Ram
- 206. Daya Chand S/o Mangat Ram

All the presently working as Sweepers in the various unit of Delhi Police C/o Delhi Police Headquarters, if Estate New Delhi. -Applicants

(By Advocate: Shri V.P. Sharma)

Versus

- 1. Union of India through
The Secretary,
Ministry of Home Affairs,
Govt. of India,
New Delhi.
- 2. Delhi Administration through its
Chief Secretary, Old Secretariat,
Delhi.
- 3. The Commissioner of Police,
Delhi Police Headquarters, I.P. Estate,
New Delhi. -Respondents

(By Advocate: Shri Jog Singh)

O R D E R (ORAL)

By Hon'ble Shri S.R. Adige, V.C. (A)

Applicants are Sweepers in Delhi Police and their main grievance is that they are continuing to stagnate as such, without any opportunity for career advancement throughout their service career.

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2. We have heard Shri V.P.Sharma, learned counsel for the applicants and Shri Jog Singh, learned counsel for the respondents.

3. Learned counsel for the applicants has stated that applicants would be satisfied if a direction is issued to the respondents on the lines contained in the Tribunal's order dated 12.3.99 in O.A.No.1843/93 (Harish Chander & ors. vs. Union of India & ors.). In this connection, the learned counsel for the applicants has invited our pointed attention to the Hon'ble Supreme Court's judgement in the case of C.S.I.R. & anr. vs. K.G.S.Bhatt & anr. - (1989) 4 SCC 635, in para 9 of which it has been observed as follows:

"He was however, left without opportunity for promotion for about twenty years. This is indeed a sad commentary on the appellant's management. It is often said and indeed, adroitly, an organisation public or private does not 'hire a hand' but engages or employs a whole man. The person is recruited by an organisation not just for a job, but for a whole career. One must, therefore, be given an opportunity to advance. This is the oldest and most important feature of the free enterprise system. The opportunity for advancement is a requirement for progress of any organisation. It is an incentive for personnel development as well. Every management must provide realistic opportunities for promising employees to move upward...."

4. In the facts and circumstances of this case, we dispose of this O.A. with a direction to the competent authority that in the event applicants submitted self contained representation to the respondents within four weeks from the date of receipt of a copy of this order, respondents will consider the same in the light of the rules/instructions and judicial pronouncements on the subject and pass a detailed, reasoned and speaking order

thereon under intimation to applicants within six months from the date of receipt of the representation. The O.A. stands disposed of accordingly. No costs.

Lakshmi Swaminathan

(Smt. Lakshmi Swaminathan)
Member (J)

Adige

(S.R. Adige)
Vice Chairman (A)

/dinesh/