

**CENTRAL ADMINISTRATIVE TRIBUNAL  
AHMEDABAD BENCH, AHMEDABAD.**

**OA No.287/2021**

**This the 29<sup>th</sup> day of July, 2021.**

**Coram : Hon'ble Shri Jayesh V.Bhairavia, Member (J)  
Hon'ble Dr. A.K.Dubey, Member (A)**

Shri K.P.Vijaykumar  
Son of Shivsankar Nair  
Aged 60 years,  
Occup. Retired from Central Government Services  
Residing at F/102, Indraprasth-2  
Shreyas Tekra, Ambawadi,  
Ahmedabad – 380 015. .... Applicant  
**(By Advocate : Shri Joy Mathew )**

Versus

1. Union of India  
Notice to be served through  
The Secretary  
Ministry of Department of Pension and PW  
LokNayakBhawan  
Khan Market, New Delhi.
2. Secretary  
Ministry of Law and Justice  
Department of Legal Affairs  
4<sup>th</sup> Floor, A-Wing, Shastri Bhavan  
New Delhi 110 001.
3. Income Tax Appellate Tribunal  
Notice to be served through the President  
Income Tax Appellate Tribunal  
Old Central Government Office Building  
Pratishtha Bhavan, 3<sup>rd</sup> & 4<sup>th</sup> Floor,  
101, Maharashi Karve Marg  
Mumbai 400 020.
4. The Vice President  
Income Tax Appellate Tribunal  
4<sup>th</sup> Floor, Abhinav Arcade  
Pritam Nagar, Paldi,  
Ahmedabad 380 006. .... Respondents

**ORDER (ORAL)**

**Per : Hon'ble Shri J.V. Bhairavia, Member (J)**

1. In the instant OA, aggrieved by non consideration of the request made by the applicant for allowing him to exercise his option to switch over to Old Pension Scheme from National Pension Scheme, approached this Tribunal under Section 19 of the Administrative Tribunals Act, 1985.

2. Counsel for the applicant, Shri Joy Mathew mainly submits that the applicant while working as Senior Private Secretary, ITAT, Ahmedabad submitted his representation dated 19.02.2020 (Annexure A-2) through proper channel followed by the another representation 28.12.2020 (Annexure A-3) and further reminder dated 07.06.2021 (Annexure A/3) wherein by stating all his service details, he has requested to grant permission to exercise his option to get benefits with regard to Old Pension Scheme under CCS (CCA) Rules, 1972.

3. Considering the aforesaid submissions and perused the material on record, since it is stated that there is no decision on the representations of the applicant by the competent authority, we deem it fit to dispose of the OA at the admission stage, without entering into merits of the claim of the applicant, with a direction to the competent authority to consider and decide pending representations dated 19.02.2021 & 28.12.2020 followed by the reminder dated 07.06.2021, if not decided till date, within sixty days from

**CAT, Ahmedabad Bench**

the receipt of the copy of this order and intimate the decision to the applicant.

**4.** In view of the above, the OA stands disposed of. No order as to costs.

**(A.K.Dubey)**  
**Member (A)**

**(J.V.Bhairavia)**  
**Member (J)**

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