

**CENTRAL ADMINISTRATIVE TRIBUNAL
ERNAKULAM BENCH**

O.A No. 180/00140/2021

Monday, this the 5th day of July, 2021.

CORAM:

HON'BLE Mr. P. MADHAVAN, JUDICIAL MEMBER

HON'BLE Mr. K.V. EAPEN, ADMINISTRATIVE MEMBER

1. P.G. Eapen, 68 years,
S/o. P.E. George,
Assistant Secretary (Perl.) (Retd.),
A & N Administration, Port Blair, A & N Islands.
Residing at : Pallikkayil, Prince Bhavan,
Thazham (P.O), Pathanamthitta District – 689 625.
2. General Secretary,
Central Government Pensioners' Association,
Pension Kendra, Capital Towers,
Patturaickal Junction, Shornur Road,
Thiruvambady (P.O), Thrissur – 680 022.
Represented by Shri G. Saharajan Nair, 69 years,
S/o. Madhavan Pillai, Audit Officer (Retd.).
Office of the Accountant General (Audit).
Residing at 30/508/1, 'Ragamalika', Sree Bhagavathy Apartments,
Punkunnam, Thrissur – 680 002. - Applicants

[By Advocate : Mr. C.S. Gopalakrishnan Nair]

Versus

1. Union of India represented by its Secretary,
Ministry of Health & Family Welfare,
Nirman Bhavan, New Delhi – 110 011.
2. Director General,
Central Government Health Scheme,
Nirman Bhavan, New Delhi – 110 011.
3. Director, Central Government Health Scheme,
Nirman Bhavan, New Delhi – 110 011.
4. Additional Director,
Central Government Health Scheme,
Mosque Lane, Kesavadasapuram,
Thiruvananthapuram – 695 004. - Respondents

[By Advocate : Mr. Thomas Mathew Nellimoottil, Senior PCGC]

The application having been heard on 05.07.2021, the Tribunal on the same day delivered the following:

ORDER**Per: Mr. P. Madhavan, Judicial Member**

The applicants filed this O.A seeking the following reliefs:-

“i. to call for the records leading up to the issue of Annexure A-6 and quash the same.

ii) To declare that Pensioners of U.T of A&N Administration are entitled for CGHS facilities, like any other Central Government Pensioners.

iii) to direct the respondents to issue CGHS Cards to all those pensioners of A & N Administration who seek the CGHS facilities on payment of required fee.

iv) to direct the respondents to replenish the lost FMA to the 1st applicant and recover that amount from the concerned officials responsible for the denial of CGHS facility to the 1st applicant.

v) Grant such other relief or reliefs that may be prayed for or that are found to be just and proper in the nature and circumstances of the case.

vi) Grant cost of this O.A.

Vii) Award cost of this O.A to the applicants and order recovery of that amount from the concerned officials responsible for denial of CGHS facilities.”

2. Learned counsel for the respondents present and submits that there is no dispute regarding the averments made and the O.A can be allowed.

3. Hence, the respondents are directed to issue CGHS card on payment of prescribed fee and also to grant the benefits of CGHS facilities to the applicants herein with immediate effect.

4. The O.A is allowed with the above directions. No order as to costs.

(Dated, 5th July, 2021.)

(K.V. EAPEN)
ADMINISTRATIVE MEMBER

(P. MADHAVAN)
JUDICIAL MEMBER

Applicant's Annexures

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|---------------|---|--|
| Annexure A-1 | - | True copy of the order dated 11.09.2018 in O.A No. 680/2017. |
| Annexure A-2 | - | True copy of the letter C. No. 14012/18/2017/ CGHS-II dated 11.10.2018 issued by the 2 nd respondent. |
| Annexure A-3 | - | True copy of the letter dated 27.08.2020 issued by the Bank. |
| Annexure A-4 | - | True copy of the receipt for the payment towards the fee for a permanent CGHS Card. |
| Annexure A-5 | - | True copy of the 1 st applicant submitted an application in the prescribed form for the issue of CGHS Card along with Annexure A-4 on 12.10.2020. |
| Annexure A-6 | - | True copy of the letter No. E/2020/CGHS/TVM/4874 dated 12.10.2020 issued by the 4 th respondent. |
| Annexure A-7 | - | True copy of letter No. CGPA/KL/CGHS/20 dated 13.10.2020 sent by the 2 nd applicant. |
| Annexure A-8 | - | True copy of the letter dated 19.10.2020 submitted by the 1 st applicant to the 4 th respondent. |
| Annexure A-9 | - | True copy of the letter No. E/2020/CGHS/TVM/5079 dated 05.11.2020 issued by the 4 th respondent. |
| Annexure A-10 | - | True copy of the reminder was submitted to the 2 nd respondent by the 1 st applicant on 15.12.2020. |
| Annexure A-11 | - | True copy of the representation dated 23.01.2021. |
| Annexure A-12 | - | True copy of the letter No. CGPA/KL/CGHS/2020 dated 17.06.2020. |
| Annexure A-13 | - | True copy of the letter No. CGPA/KL/CGHS/2020 dated 03.08.2020. |
| Annexure A-14 | - | True copy of the letter No. CGPA/KL/CGHS/2020 dated 13.10.2020. |
| Annexure A-15 | - | True copy of the letter No. E-47/2020/CGHS/TVM/4982 dated 26.10.2020 issued by the 4 th respondent. |
| Annexure A-16 | - | True copy of the representation dated 09.11.2020 |
| Annexure A-17 | - | True copy of the letter No. CGPPA/KL/CGHS/2021 dated 11.02.2021. |

Annexures of Respondents

NIL
