

Item No. 5



**CENTRAL ADMINISTRATIVE TRIBUNAL  
PRINCIPAL BENCH, NEW DELHI**

**O.A. No./100/644/2021**

**This the 25<sup>th</sup> Day of March, 2021**

(Through Video Conferencing)

**Hon'ble Justice L. Narasimha Reddy, Chairman  
Hon'ble Mr. A.K. Bishnoi, Member (A)**

Vijay Rajmohan  
Age about 49 years  
S/o Sh. S. Rajmohan  
R/o D-3, Tower-17, Type-5  
Kidwai Nagar East  
New Delhi-110023.

... Applicant

(By Advocate : Mrs. Rashmi Chopra)

Versus

1. Union of India represented  
By Secretary  
Ministry of Personnel, Public Grievances & Pensions  
Department of Personnel & Training  
North Block, New Delhi-110001.
2. Union of India represented  
By Secretary  
Ministry of Agriculture and Farmers Welfare  
Department of Agriculture, Cooperation and  
Farmers Welfare  
Krishi Bhawan, New Delhi-110001.
3. Central Vigilance Commissioner  
Central Vigilance Commission  
Satarkta Bhavan, Block-A  
GPO Complex, INA  
New Delhi-110023.
4. The Establishment Officer  
Ministry of Personnel, Public Grievances & Pensions  
Department of Personnel & Training  
North Block, New Delhi-110001.

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5. Joint Secretary (AVD)  
Ministry of Personnel, Public Grievances & Pensions  
Department of Personnel & Training  
North Block, New Delhi-110001.

6. Chief Vigilance Officer  
Ministry of Agriculture and Farmers Welfare  
Department of Agriculture, Cooperation and  
Farmers Welfare  
Krishi Bhawan, New Delhi-110001.

... Respondents

(By Advocates : Mr. Y.P. Singh and Mr. Hanu Bhaskar)

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

**Justice L. Narasimha Reddy, Chairman :**

The applicant is working as Director (Trade) in the Ministry of Agriculture and Farmers Welfare. On account of pendency of a criminal case against him, he was not being issued the Vigilance Clearance and that, in turn, impacted his promotion. On 17.12.2018, the applicant made a representation to the respondents, stating that the CBI Court at Chennai acquitted him in CC No. 3/2018, vide its judgment dated 13.12.2018, and requested the respondents to take the same into account and do the needful. This was followed by various representations, the latest one being dated 11.03.2021. The grievance of the applicant is that no action has been taken thereon so far.

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2. Today, we heard Mrs. Rashmi Chopra, learned counsel for the applicant and Mr. Y.P. Singh & Shri Hanu Bhaskar, learned counsel for respondents.

3. Obviously because a criminal case was pending against the applicant, certain benefits could not be extended to him. The applicant has enclosed a copy of the judgment dated 13.12.2018, rendered by the Trial Court, through which he was acquitted in the criminal case. That needs to be taken into account by the respondents and if any benefit was denied to him on account of the pendency of the criminal case, the same needs to be extended to him.

4. We, therefore, dispose of the O.A., directing the respondents No.1 to 3 to pass orders on the representation dated 11.03.2021 submitted by the applicant, within a period of three weeks from the date of receipt of a copy of this order.

There shall be no order as to costs.

**(A.K. Bishnoi)**  
**Member (A)**

**(Justice L. Narasimha Reddy)**  
**Chairman**

**March 25, 2021**

/lg/jyoti/mbt/akshaya/