



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

**O.A. No. 1425/2021**

**M.A. No. 1859/2021**

**M.A. No. 1860/2021**

**This the 30<sup>th</sup> day of July, 2021**

**Hon'ble Mr. R.N. Singh, Member (J)  
Hon'ble Ms. Aradhana Johri, Member (A)**

1. Gopal Dutt  
S/o Madhu Nand  
Aged about 41 years  
R/o H.No.255, Type-I  
Gulabi Bagh, Delhi-07  
Presently posted as  
Bearer, G.B. Pant Hospital,  
JLN Marg, New Delhi-02  
Sub: Pension  
Group-D'  
Mob.875012502
2. Sanjay Kumar  
S/o Late Suraj Bhan  
Aged about 47 years  
R/o-5/33, Vijay Vihar  
Uttam Nagar, New Delhi-59  
Presently posted as Nursing Orderly  
G.B Pant Hospital,  
JLN Marg, New Delhi-02  
Sub: Pension  
Group-D'
3. Pawan Kumar  
S/o Mathura,  
Aged about 38 years  
H.No.A9, Ward No.12  
Bhiwani, Haryana-127032  
Presently posted Nursing Orderly  
G.B Pant Hospital,  
J.L.N Marg, New Delhi-02  
Sub: Pension  
Group-D'



4. Rahul Chauhan  
S/o Mahesh  
Aged about 37 years,  
R/o H.No.C/9, G.B. Pant  
Staff Quarter, J.L.N Marg  
New Delhi-02  
Presently posted as Chowkidar  
G.B. Pant Hospital  
J.L.N Marg, New Delhi-02  
Sub: Pension  
Group-D'
5. Rajesh Kumar  
S/o Girwar Singh  
Aged about 43 years  
R/o H.No.362/11, Near Jain Park  
Adarsh Nagar, Sonipat, Haryana-131001  
Presently posted as Nursing orderly  
G.B Pant Hospital, J.L.N Marg New Delhi-02  
Sub: Pension  
Group-D
6. Sudhir Kumar  
S/o Phool Singh  
Aged about 45 years  
R/o I 3103  
Sector-16, Rohini, New Delhi-85  
Presently posted as Nursing Orderly  
G.B. Pant Hospital  
J.LN. Marg, New Delhi-02
7. Tarun  
S/o Puran Singh  
Aged about 38 years  
R/o H.No.634/2  
Near Haryana Gramin Bank  
Old Faridabad, Haryana 121002  
Presently posted as Nursing Orderly  
G.B.Pant Hospital  
J.LN. Marg, New Delhi-02  
Sub: Pension  
Group-D'
8. Komal  
D/o Laxmi Chand



Aged about 41 years  
 R/o H.No.2/77  
 Aryapura, Sabji Mandi  
 New Delhi-110007  
 Presently posted as Chowkidar  
 G.B. Pant Hospital, J.L.N. Marg, New Delhi-02  
 Sub: Pension  
 Group-D'

9. Vijender  
 S/o Surender Kumar  
 Aged about 38 years  
 R/o WZ-52, 80 yards  
 Tilak Nagar, Delhi-18  
 Presently posted as Safai Karamchari  
 G.B. Pant Hospital  
 J.L.N. Marg, New Delhi-02  
 Sub: Pension  
 Group-D
10. Rakesh Kumar  
 S/o Late Ram Kumar  
 Aged about 45 years  
 R/o Kheri Jhussar (18)  
 Jhajjar, Haryana-124505  
 Presently posted as Nursing Orderly  
 G.B.Pant Hospital  
 J.L.N. Marg, New Delhi-02  
 Sub: Pension  
 Group-'D'
11. Manoj Kumar  
 S/o Nand Lal  
 Aged about 44 years  
 R/o H.No.497, Bawana  
 Delhi-110039  
 Presently posted as Safai Karamchari  
 G.B.Pant Hospital  
 J.LN. Marg, New Delh-02  
 Sub: Pension  
 Group-D
12. Raj Kumar  
 S/o Dharm Singh  
 Aged about 47 years  
 R/o H.No.D/2/17



Kunwar Singh Nagar  
Nangloi, Delhi-41  
Presently posted as Safai Karamchari  
G.B.Pant Hospital  
J.L.N.Marg, New Delhi-02  
Sub: Pension  
Group-D'

13. Raj Kumar  
S/o Sushil Kumar  
Aged about 40 years  
R/o B/256, Ashok Ngr  
Main Mandoli Road  
Shahdara, New Delhi-93  
Presently posted as Nursing Orderly  
G.B. Pant Hospital  
J.L.N. Marg, New Delhi-02  
Sub: Pension  
Group-D'
14. Sunil Kumar  
S/o Late Bhagat Ram  
Aged about 46 years  
R/o 5/58, Trilok puri, Delhi-91  
Presently posted as Nursing orderly  
G.B.Pant Hospital  
J.L.N. Marg, New Delh-02  
Sub: Pension  
Group-B'
15. Heera  
S/o Jaman Singh  
Aged about 42 years  
R/o H.No.3/81/96  
Mirdard Line M.D.M Campus-02  
New Delhi-02  
Presently posted as Mate  
G.B.Pant Hospital  
J.L.N.Marg, New Delhi-02  
Sub: Pension  
Group-B'
16. Manjeet Kumar  
S/o Charan Singh  
Aged about 38 years  
R/o H.No.335,



VPO Katura, Delhi-39  
 Presently posted as Chowkidar  
 G.B. Pant Hospital, J.L.N. Marg, New Delhi-02  
 Sub: Pension  
 Group-D'

17. Savitri  
 D/o Sultan Singh  
 Aged about 46 years  
 R/o A-52, Vijay Vihar,  
 Phase-, Rohini, Near Rethala  
 New Delhi-85  
 Presently posted as Safai Karamchari  
 G.B.Pant Hospital, J.LN.Marg, New Delhi-02  
 Sub: Pension  
 Group-B'
18. Sunil Kumar  
 S/o Raj Pal Singh  
 Aged about 44 years,  
 R/o-239-A, Patparganj Village  
 Mayur Vihar, Delhi-91  
 Presently posted as Safai Karamchari  
 G.B.Pant Hospital  
 J.LN.Marg, New Delhi-02  
 Sub: Pension  
 Group--D
19. Shailendra Kr. Singh  
 S/o Mathura Prasad  
 Aged about 40 years  
 R/o 769/6, Navkar Aprartment  
 22<sup>nd</sup> Floor, Doodhwali Gali, Mehrauli  
 Presently posted as Nursing orderly  
 G.B.Pant Hospital  
 J.L.N.Marg, New Delhi-02  
 Sub: Pension  
 Group-'D
20. Dinesh Kr. Sharma  
 S/o Ramveer Sharma  
 Aged about 41 years,  
 R/o-124/144, Mir Dard Lane  
 Type-II, MAMC Campus, N.D-02  
 Presently posted as St. Bearer  
 G.B.Pant Hospital  
 J.L.N.Marg, New Delhi-02



Sub: Pension  
Group-'D'

21. Pramod  
S/o Raju  
Aged about 41 years  
R/o village Dundahera  
P.O-Khera  
Distt.-Baghpat, UP-250101  
Presently posted as Safai Karamchari  
G.B.Pant Hospital, J.LN.Marg, New Delhi-02  
Sub: Pension  
Group-D
22. Narender  
S/o Harbansh Lal  
Aged about 46 years  
R/o H.No.3889, Gali No.20  
Dharampuri, Ajit Nagar, New Delhi-31  
Presently posted as nursing orderly  
G.B.Pant Hospital, J.L.N.Marg, New Delhi-02  
Sub: Pension  
Group-D'
23. Sunita Devi  
D/o Late Ashok  
Aged about 43 years,  
R/o-E-10A-63, CPJ-1  
New Seelampur, Delhi-110053  
Presently posted as Safai Karmchari  
G.B. Pant Hospital  
J.L.N.Marg, New Delhi-02  
Sub: Pension  
Group-'D'

...Applicants

(By Advocate: Shri Ranjit Sharma)

### VERSUS

1. The Govt. of N.C.T. Delhi  
Through the Principal Secretary  
Department of Health,  
At New Secretariat,  
I.P.Estate, I.T.O, New Delhi-01



2. Director (Administration)  
G.B. Pant Hospital  
Govt. of N.C.T, Delhi  
J.L.N.Marg, New Delhi-02

...Respondents

(By Advocate: Ms. Avani Kaushal for Ms Esha Mazumdar)

### **ORDER (Oral)**

**Hon'ble Mr. R.N. Singh, Member (J):**

#### **O.A. No. 1425/2021**

In the present OA, the applicants have prayed for following relief:-

*“i. Direct the respondents to grant benefits of Old Pension Scheme to the applicants along with GPF and other consequential benefits”*

2. Learned counsel for the applicants submits that the aforesaid relief, prayed for by the applicants in the present OA, is squarely covered by the judgments dated 13.12.2019 of the Hon'ble High Court of Delhi in W.P. (C) No. 13129/2019 (Annexure A-7) and also by the order/judgment of the Hon'ble High Court of Delhi (Annexure A-8) dated 15.01.2021 in W.P. (C) No. 8208/2020 & connected cases and order/judgment dated 04.03.2020 of this Tribunal in OA No. 3297/2018 (Annexure A/5).

3. Learned counsel for the applicants Sh. Sharma argues that once the issue has already been decided by this Tribunal as well as the Hon'ble High Court of Delhi, it was incumbent upon the



respondents to extend the benefits of such judgments at their own to the present applicants also. However, he contends that in spite of representations dated 24.04.2020, 26.05.2020 and 30.05.2020 (Annexure A-2 Colly) preferred by the applicants, the respondents have neither redressed the grievances of the applicants nor have responded to such representations.

4. Issue notice. Ms. Avani Kaushal, who appears on advance service on behalf of Ms. Esha Mazumdar, learned counsel for the respondents, accepts notice.

5. In the aforesaid facts and circumstances, we are of the considered view that the present OA can be disposed of at this very stage with direction to the respondents to consider the applicants' aforesaid representations and to dispose of the same by passing a reasoned and speaking order in a time bound manner.

6. In view of the aforesaid, without going into the merit of claim of the applicants, the present OA is disposed of with direction to the respondents to consider the applicants' aforesaid pending representations (Annexure A-2 Colly) and to dispose of the same by passing a reasoned and speaking order as expeditiously as possible and in any case within eight weeks from the receipt of a copy of this Order.





7. OA is disposed of in aforesaid terms. No costs.

**MA No. 1859/2021**

The applicants filed the present MA seeking permission to file the aforesaid OA jointly. For the reasons given therein in the MA, the MA is allowed.

**MA No. 1860/2021**

The present MA has been filed by the applicants seeking certain exemptions. In view of the facts and circumstances, the MA is disposed of.

**(Aradhana Johri)**  
**Member (A)**

**(R.N. Singh)**  
**Member (J)**

ravi/mbt/pinky