

A-2

CENTRAL ADMINISTRATIVE TRIBUNAL
ALLAHABAD BENCH
ALLAHABAD

Original Application No. 809 of 2006

Dated this the 03rd day of August, 2006

Hon'ble Mr. Justice Khem Karan, Vice Chairman
Hon'ble Mr. P.K. Chatterji, Member (A)

P. PRASHANT, aged about 30 years Son of P. Govardhan Rao, R/o
NT-39 No.6-N.S.I. Campus Kalyanpur, Kanpur.

Applicant

{By Advocate Shri A.K. Dave}

Versus

1. Union of India through the Secretary Ministry of Consumer Affairs, Food and Public Distribution, Department of Food and Public Distribution, Krishi Bhawan, New Delhi.
2. The Secretary Expenditure, Ministry of Finance, Government of India, New Delhi.
3. The Director, National Sugar Institute, Kalyanpur, Kanpur.
4. Senior Administrative Officer/Finance Officer, N.S.I., Kanpur.

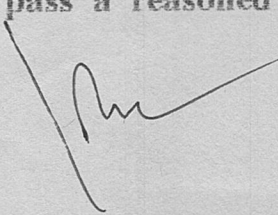
Respondents

{By Advocate Sri Saumitra Singh, S.S.C. for U.O.I.}

A-2
✓ORDERHon'ble Mr. Justice Khem Karan, V.C.

The grievance of the applicant is that he is not being paid the pay scale of Rs.5000-8000 as recommended by Vth Pay Commission right from the date he was promoted on 04.03.2004 and his representations and the representation of Members of the Union had gone unheeded. Learned counsel for the applicant says that since the wrong is continuing one so the question of limitation, as raised by the registry of this Tribunal, should not come in the way of the applicant in getting his matter considered by this Tribunal. Though Shri Saumitra Singh has tried to support the Office objection on the point of limitation but in view of what Shri Dave has said above, we find no substance in the aforesaid objection. Accordingly, O.A. is within time.

2. Shri Dave has tried to say that when the Vth Pay Commission recommended a particular pay scale for the post of Draftsman Grade II w.e.f. 01.01.1996 and when the applicant was promoted in March 2004 to that grade, he ought to have been given that pay scale and not the pay scale mentioned in annexure A-1. He has taken the Tribunal through various ^{he} representations, ^{Copy} copies of which ^{is} ~~are collectively~~ annexed as annexure A-6 to the O.A. and, submitted that no action, at least to the knowledge of the applicant, has been taken on those representations. We think that there is no point in keeping this O.A. pending here and it appears just and proper to dispose of this O.A. finally with direction to respondent no.1 to consider the grievance of the applicant as may be put by him in the shape of fresh representation, in accordance with the relevant rules/orders on the subject and pass a reasoned order within a period of 6 months.



A2/3

3. So, the present O.A. is finally disposed of with direction ~~to the~~
~~respondent no.1~~ that incase applicant gives a detailed
representation through proper channel within a period of one
month from today, ^{to the respondent No.1, it} same shall be considered ^{by} him in accordance
with the relevant rules/orders on the subject. The respondent no.1
is further directed to pass a reasoned order on the representation of
the applicant within a period of 6 months from the date such
representation along with a certified copy of this order is received
by him.

Member (A)

Vice Chairman

/M.M./