

CENTRAL ADMINISTRATIVE TRIBUNAL
AHMEDABAD BENCH**O.A. NO.** 243/90~~**T.A. NO.**~~**DATE OF DECISION** 23-8-1995Shri Vedvrat Singh

Petitioner

Mr. B. R. Tripathi

Advocate for the Petitioner (s)

Versus

Union of India & ors.

Respondent

Mr. R. M. Vin

Advocate for the Respondent (s)

CORAM

The Hon'ble Mr. N. B. Patel

Vice Chairman

The Hon'ble Mr. V. Radhakrishnan

Member (A)

JUDGMENT

1. Whether Reporters of Local papers may be allowed to see the Judgment ?
2. To be referred to the Reporter or not ?
3. Whether their Lordships wish to see the fair copy of the Judgment ?
4. Whether it needs to be circulated to other Benches of the Tribunal ?

VDo,

- 2 -

Shri Vedvrat Singh,
C/o. Shri J.R. Shukla,
177, Dharmanagar,
Sabarmati,
Ahmedabad - 380 005.

...Applicant.

(Advocate : Mr. R.R. Tripathy)

Versus

1. Union of India,
(Notice to be served
through the General Manager,
Western Railway,
Churchgate,
Bombay-20).
2. The Divisional Railway Manager,
Western Railway,
Bhavnagar Para Division,
Bhavnagar.

..Respondents.

(Advocate : Mr. R.M. Vin)

ORAL ORDER

O.A. NO. 243 of 1999

Date : 23/8/1995.

Per : Hon'ble Mr. N.B. Patel : Vice Chairman

Mr. R.R. Tripathy and the applicant are not present.
Mr. R.M. Vin states that Mr. Tripathy has not furnished to
him copy of the amended O.A. as directed by ^{our earlier} the above order
~~and~~ and hence he has not been able to file reply. Dismissed for
default. No order as to costs.

(V. Radhakrishnan)
Member (A)

(N.B. Patel)
Vice Chairman

ait.

DATE

Office Report

O R D E R

13.10.98

Mr. Tripathy prays for a week's time
to remove office objections. Adjourned to
27.10.98.

(P.C. Kannan)
Member (J)

(V. Ramakrishnan)
Vice Chairman

hki

27.10.98

Mr. Tripathy submits that he will remove
office objections within a day.

Adjourned to 29.10.98.

(V. Ramakrishnan)
Vice Chairman

mb

28-10-98

R/Submittedobjections in

MAST/650/98 have
been complied with &
approved, the MA will be
registered.

60
28/10/98

SO (J)

on leave

OR (J)

29.10.98

M.A/705/98 seeks restoration of
O.A243/90 which was dismissed for default
on 23.08.95.

There is also M.A707/98 for condonation
of delay in filing this M.A.

Place it before Division Bench on
19.11.98.

(V. Ramakrishnan)
Vice Chairman

mb

DATE

Office Report

ORDER

10

19.11.98

Mr. Tripathy is not present now.

Adjourned to 17.12.98.

Ph

(P.C. Kannan)
Member (J)

Ph
(V. Ramakrishnan)
Vice Chairman

mb

17.12.98

Neither Mr. Tripathi nor Mr. Vin present.

Adjourned to 05.01.99.

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(V. Ramakrishnan)
Vice Chairman

hki

5.1.99

Mr. Tripathi not present today also.

Mr. Vin has filed a leave note. Adjourned
as a last chance to 5.2.1999.

W

Ph

(P.C. Kannan)
Member (J)

(V. Ramakrishnan)
Vice Chairman

vtc.

05.02.99

Heard Mr. Tripathi on M.A/707/98 for
condonation of ~~del~~ delay, is allowed, as also
M.A/705/98. O.A/243/90 is restored to file.

Order dictated in the open court.

Ph

(P.C. Kannan)
Member (J)

Ph
(V. Ramakrishnan)
Vice Chairman

mb

11

CAT/J/13

CENTRAL ADMINISTRATIVE TRIBUNAL
AHMEDABAD BENCH

~~Q.A. NO.~~ /243/90
~~T.A. NO.~~

DATE OF DECISION 05.02.99

Mr. Vedvrat Singh Petitioner

Mr. Tripathi Advocate for the Petitioner [s]
Versus

Union of India & Ors. Respondent

Mr. R.M. Vin Advocate for the Respondent [s]

CORAM

The Hon'ble Mr. Mr. V. Ramakrishnan : Vice Chairman

The Hon'ble Mr. Mr. P.C. Kannan : Member (J)

JUDGMENT

- 1, Whether Reporters of Local papers may be allowed to see the Judgment ?
- 2, To be referred to the Reporter or not ?
- 3, Whether their Lordships wish to see the fair copy of the Judgment ?
- 4, Whether it needs to be circulated to other Benches of the Tribunal ?

Vedvrat Singh
(A.C.S.), Western Railway,
Bhavnagar Para Division,
Bhavnagar.

....Applicant.

(Advocate : Mr. Tripathi)

Versus

1. Union of India,
Notice to be served through,
The General Manager,
Western Railway, Churchgate,
Mumbai - 400 020.

2. The Divisional Railway Manager,
Western Rly., Bhavnagar-para
Division,
Bhavnagar.

....Respondents.

(Advocate : Mr. R. M. Vin)

ORAL ORDER
O.A/243/90

Date : 05.02.99

Per Hon'ble Shri V. Ramakrishnan : Vice Chairman.

The applicant who retired from the Railway service has challenged some orders of the Railway Administration rejecting his request for pay fixation and also to consider the services rendered by him as defence civilian for the purpose of pensionary benefits. Mr. Tripathi for the applicant says that the applicant is now interested in the relief referred to in para-7 (C) and not other reliefs.


2. The applicant had earlier taken up the matter with them for counting services rendered by him as Defence civilian as a qualifying service for

pensionary benefits but this was rejected by the Railways on the ground that he was holding a civilian post in Defence and as such, this could not be certified as qualifying service for the purpose of pension.

3. Mr. Tripathi says that the applicant has now come to know of some instructions where the services of the persons engaged in Civil Defence Organisation during the second world war would be treated as qualifying service. According to him, the applicant served in Army, during the second world war even though as a civilian and he also should be given that benefit. The applicant would now like to submit a detailed representation to the railways bringing out in particular the fact that services rendered by persons during the second world war in Civil Defence Organisation is to be considered as qualifying services and the same benefits may be extended to him as his position as a Defence civilian cannot be treated inferior to such category.

4. We record the submissions of Mr. Tripathi. If the applicant were to submit such a representation, the railways shall examine and dispose of the same in accordance with the relevant rules and instructions as expeditiously as possible.

The O.A is finally disposed of with the above observations. No costs.


(P.C. KANNAN)
MEMBER (J)


(V. RAMAKRISHNAN)
VICE CHAIRMAN