

**CENTRAL ADMINISTRATIVE TRIBUNAL  
AHMEDABAD BENCH, AHMEDABAD**

O.A.No. 310/1992

Ahmedabad this the 5<sup>th</sup> day of October, 1999.

**Hon'ble Mr. V. Ramakrishnan, Vice Chairman**  
**Hon'ble Mr. P.C. Kannan, Judicial Member**

1. Liyaqat Ali Khan
2. Kunjbihari Arora
3. Daulat Ram O.
4. Melville Q.
5. Kaluram S
6. Gehrilal G.
7. Lekhraj
8. Bugdad Khan
9. Ramswarup N
10. Virendrasinh
11. Purnasinh
12. Robertfield
13. Ratanchand
14. Hamid Hussain
15. Kanailal C.
16. Jodhsingh
17. Rameshchandra K
18. Sunil Wilson
19. Prabhunarayan Sinh
20. Samsuddin
21. Rupendrakumar Sharma
22. Jugal Kishor M
23. Mohmad Sarif
24. Noratmal
25. Hargovinddas K.
26. Ahmedali
27. Abdul Hafiz
28. Chotulal G.

All above applicants are working as Diesel Assistants in  
Ajmer Division of Western Railway and working at Gandhidham.

**AMRITABAD BENCH AMRITABAD  
CENTRAL ADMINISTRATIVE TRIBUNAL**

O.A.No. 310/1992

Amrithabad this the 5<sup>th</sup> day of October, 1992.

**Hon'ble Mr. V. Ramakrishnan, Vice Chairman  
Hon'ble Mr. P. C. Kannan, Judicial Member**

1. Laxman Ali Khan
2. Kumbhar Arora
3. Daulat Ram O
4. Melville Q.
5. Kalman S
6. Gehral G.
7. Lekhai
8. Bagdas Khan
9. Ramswamy N
10. Virendrasinh
11. Purnasinh
12. Robertfield
13. Ramchand
14. Harid Hassan
15. Kamal G.
16. Keshavnath
17. Kameshchandra K
18. Smt. Wilson
19. Padmanabhan Smt
20. Samudra
21. Rupendrakumar Sharma
22. Inari Kishor M
23. Mohan Smt
24. Nataraj
25. Lingovindas K.
26. Annabali
27. Abdul Halik
28. Chahal G

(The above applicants are workers of (HSE) Assistant  
Minister Division of Western Part and are working in (HSE) Assistant)

Address for service of notice:  
C/o. Liaqat Ali Khan  
F.C.I. Colony  
Qtr.No.237/C, Gandhidham  
Kutch.

Applicants

By Advocate: Mr. K.K. Shah

**VERSUS**

1. Union of India, to be served through  
General Manager (W. Rly.)  
Head Quarter Office,  
Churchgate, Bombay.
2. Divisional Railway Manager  
Western Railway  
Ajmer.
3. Divisional Mechanical Engineer  
Western Railway,  
Ajmer.
4. Paunikar Prem Mahadev
5. Chandraprakash Mali
6. Sarvesh Kumar Mishra

The respondents No. 4,5 & 6 are working under  
Respondent No.3 and are to be served through him. Respondents.

By Advocate: Mr. N.S. Shevde for R-1 to 3.  
Mr. Y.N. Oza for R-4 to 6.

**ORDER (Oral)**

**Hon'ble Mr. V. Ramakrishnan, Vice Chairman.**

We have heard Mr. K.K. Shah earlier and Mr. Shevde for the respondents now.

2. The applicants are rankers to the level of Diesel Assistant in the Western Railway. The dispute in the OA relates to the seniority vis-à-vis direct recruits. The applicants herein submit that they were promoted as Diesel Assistant on adhoc basis and some of them have been holding the post of diesel assistant continuously from 1986 and some others from 1987 and 1988. We are now informed that an identical issue pertaining to the same seniority list was also under challenge before the Jodhpur Bench of this Tribunal in OA 404/92, Madan Lal & Ors. Vs. Union of India & Ors. and also six other batch of connected cases where also the dispute was regarding inter se seniority list between rankers and direct recruits. Mr. K.K. Shah submits that this has been disposed of by the Jodhpur Bench on 22.12.1998 and he has collected a copy of this order of the Jodhpur Bench. A copy of the Jodhpur Bench judgment is taken on record. Mr. Shevde after going through the judgment of the Jodhpur Bench submits that the issues involved in the present OA are the same which were considered by the Jodhpur Bench in OA 404/92 decided on 22.12.98. We record the submissions of Mr. K.K. Shah and Mr. Shevde.

3. In the light of the submission of both counsel we direct the Railway Administration to regulate the seniority of the present applicants as per the direction of the Jodhpur Bench of the Tribunal dated 22.12.98 while deciding the OA 404/92 and other batch of connected cases. Mr. Shevde says that the implementation of the order of the Jodhpur Bench in OA 404/92 will also cover the implementation of our present direction.

4. With the above direction, the OA is finally disposed of. No costs.

**(P.C. Kannan)**  
**Member(J)**

**(V.Ramakrishnan)**  
**Vice Chairman**

**Vtc.**

**CENTRAL ADMINISTRATIVE TRIBUNAL  
AHMEDABAD BENCH, AHMEDABAD**

O.A.No. 310/1992

Ahmedabad this the 5<sup>th</sup> day of October, 1999.

**Hon'ble Mr. V. Ramakrishnan, Vice Chairman**

**Hon'ble Mr. P.C. Kannan, Judicial Member**

1. Liyaqat Ali Khan
2. Kunjbihari Arora
3. Daulat Ram O.
4. Melville Q.
5. Kaluram S
6. Gehrilal G.
7. Lekhraj
8. Bugdad Khan
9. Ramswarup N
10. Virendrasinh
11. Purnasinh
12. Robertfield
13. Ratanchand
14. Hamid Hussain
15. Kanailal C.
16. Jodhsingh
17. Rameshchandra K
18. Sunil Wilson
19. Prabhunarayan Sinh
20. Samsuddin
21. Rupendrakumar Sharma
22. Jugal Kishor M
23. Mohmad Sarif
24. Noratmal
25. Hargovinddas K.
26. Ahmedali
27. Abdul Hafiz
28. Chotulal G.

All above applicants are working as Diesel Assistants in  
Ajmer Division of Western Railway and working at Gandhidham.



Address for service of notice:  
C/o. Liaqat Ali Khan  
F.C.I. Colony  
Qtr.No.237/C, Gandhidham  
Kutch.

Applicants

By Advocate: Mr. K.K. Shah

VERSUS

1. Union of India, to be served through  
General Manager (W. Rly.)  
Head Quarter Office,  
Churchgate, Bombay.
2. Divisional Railway Manager  
Western Railway  
Ajmer.
3. Divisional Mechanical Engineer  
Western Railway,  
Ajmer.
4. Paunikar Prem Mahadev
5. Chandraprakash Mali
6. Sarvesh Kumar Mishra

The respondents No. 4, 5 & 6 are working under  
Respondent No.3 and are to be served through him. Respondents.

By Advocate: Mr. N.S. Shevde for R-1 to 3.  
Mr. Y.N. Oza for R-4 to 6.

ORDER (Oral)

Hon'ble Mr. V. Ramakrishnan, Vice Chairman.

We have heard Mr. K.K. Shah earlier and Mr. Shevde for the respondents now.

2. The applicants are rankers to the level of Diesel Assistant in the Western Railway. The dispute in the OA relates to the seniority vis-à-vis direct recruits. The applicants herein submit that they were promoted as Diesel Assistant on adhoc basis and some of them have been holding the post of diesel assistant continuously from 1986 and some others from 1987 and 1988. We are now informed that an identical issue pertaining to the same seniority list was also under challenge before the Jodhpur Bench of this Tribunal in OA 404/92, Madan Lal & Ors. Vs. Union of India & Ors. and also six other batch of connected cases where also the dispute was ~~between~~ <sup>regarding</sup> inter se seniority list between rankers and direct recruits. Mr. K.K. Shah submits that this has been disposed of by the Jodhpur Bench on 22.12.1998 and he has collected a copy of this order of the Jodhpur Bench. A copy of the Jodhpur Bench judgment is taken on record. Mr. Shevde after going through the judgment of the Jodhpur Bench submits that the issues involved in the present OA are the same which were considered by the Jodhpur Bench in OA 404/92 decided on 22.12.98. We record the submissions of Mr. K.K. Shah and Mr. Shevde.

3. In the light of the submission of both counsel, we direct the Railway Administration to regulate the seniority of the present applicants as per the direction of the Jodhpur Bench of the Tribunal dated 22.12.98 while deciding the OA 404/92 and other batch of connected cases. Mr. Shevde says that the implementation of the order of the Jodhpur Bench in OA 404/92 will also cover the implementation of our present direction.



4. With the above direction, the OA is finally disposed of. No costs.

*Sc*  
(P.C. Kannan)  
Member(J)

*Sc*  
(V.Ramakrishnan)  
Vice Chairman

Vtc.

1-1-1999 copy

**CENTRAL ADMINISTRATIVE TRIBUNAL  
AHMEDABAD BENCH, AHMEDABAD**

O.A.No. 310/1992

Ahmedabad this the 5<sup>th</sup> day of October. 1999.

**Hon'ble Mr. V. Ramakrishnan, Vice Chairman**

**Hon'ble Mr. P.C. Kammam, Judicial Member**

1. Liyaqat Ali Khan
2. Kunjbihari Arora
3. Daulat Ram O.
4. Melville Q.
5. Kaluram S
6. Gehrilal G.
7. Lekhraj
8. Bugdad Khan
9. Ramswarup N
10. Virendrasinh
11. Purnasinh
12. Robertfield
13. Ratanchand
14. Hamid Hussain
15. Kanailal C.
16. Jodhsingh
17. Rameshchandra K
18. Sunil Wilson
19. Prabhunarayan Singh
20. Samsuddin
21. Rupendrakumar Sharma
22. Jugal Kishor M
23. Mohmad Sarif
24. Noratmal
25. Hargovinddas K.
26. Ahmedali
27. Abdul Hafiz
28. Chotulal G.

All above applicants are working as Diesel Assistants in  
Ajmer Division of Western Railway and working at Gandhidham.

Address for service of notice:  
C/o. Liaqat Ali Khan  
F.C.I. Colony  
Qtr.No.237/C, Gandhidham  
Kutch.

Applicants

By Advocate: Mr. K.K. Shah

VERSUS

1. Union of India, to be served through  
General Manager (W. Rly.)  
Head Quarter Office,  
Churchgate, Bombay.
2. Divisional Railway Manager  
Western Railway  
Ajmer.
3. Divisional Mechanical Engineer  
Western Railway,  
Ajmer.
4. Paunikar Prem Mahadev
5. Chandraprakash Mali
6. Sarvesh Kumar Mishra

The respondents No. 4, 5 & 6 are working under  
Respondent No. 3 and are to be served through him. Respondents.

By Advocate: Mr. N.S. Shevde for R-1 to 3.  
Mr. Y.N. Oza for R-4 to 6.

ORDER (Oral)

Hon'ble Mr. V. Ramakrishnan, Vice Chairman.

We have heard Mr. K.K. Shah earlier and Mr. Shevde for the respondents now.

2. The applicants are rankers to the level of Diesel Assistant in the Western Railway. The dispute in the OA relates to the seniority vis-à-vis direct recruits. The applicants herein submit that they were promoted as Diesel Assistant on adhoc basis and some of them have been holding the post of diesel assistant continuously from 1986 and some others from 1987 and 1988. We are now informed that an identical issue pertaining to the same seniority list was also under challenge before the Jodhpur Bench of this Tribunal in OA 404/92, Madan Lal & Ors. Vs. Union of India & Ors. and also six other batch of connected cases where also the dispute was ~~regarding~~ <sup>regarding</sup> inter se seniority list between rankers and direct recruits. Mr. K.K. Shah submits that this has been disposed of by the Jodhpur Bench on 22.12.1998 and he has collected a copy of this order of the Jodhpur Bench. A copy of the Jodhpur Bench judgment is taken on record. Mr. Shevde after going through the judgment of the Jodhpur Bench submits that the issues involved in the present OA are the same which were considered by the Jodhpur Bench in OA 404/92 decided on 22.12.98. We record the submissions of Mr. K.K. Shah and Mr. Shevde.

3. In the light of the submission of both counsel, we direct the Railway Administration to regulate the seniority of the present applicants as per the direction of the Jodhpur Bench of the Tribunal dated 22.12.98 while deciding the OA 404/92 and other batch of connected cases. Mr. Shevde says that the implementation of the order of the Jodhpur Bench in OA 404/92 will also cover the implementation of our present direction.

4. With the above direction, the OA is finally disposed of. No costs.

*SC*  
(P.C. Kannan)  
Member(J)

*SC*  
(V.Ramakrishnan)  
Vice Chairman

Vtc.

1-Extra copy

**CENTRAL ADMINISTRATIVE TRIBUNAL  
AHMEDABAD BENCH, AHMEDABAD**

O.A.No. 310/1992

Ahmedabad this the 5<sup>th</sup> day of October. 1999.

**Hon'ble Mr. V. Ramakrishnan, Vice Chairman**

**Hon'ble Mr. P.C. Kannan, Judicial Member**

1. Liyaqat Ali Khan
2. Kunjbihari Arora
3. Daulat Ram O.
4. Melville Q. .
5. Kaluram S
6. Gehrilal G.
7. Lekhraj
8. Bugdad Khan
9. Ramswarup N
10. Virendrasinh
11. Purnasinh
12. Robertfield
13. Ratanchand
14. Hamid Hussain
15. Kanailal C.
16. Jodhsingh
17. Rameshchandra K
18. Sunil Wilson
19. Prabhunarayan Sinh
20. Samsuddin
21. Rupendrakumar Sharma
22. Jugal Kishor M
23. Mohmad Sarif
24. Noratmal
25. Hargovinddas K.
26. Ahmedali
27. Abdul Haliz
28. Chotulal G.

All above applicants are working as Diesel Assistants in  
Ajmer Division of Western Railway and working at Gandhidham.



Address for service of notice:

C/o. Liaqat Ali Khan

F.C.I. Colony

Qtr.No.237/C, Gandhidham

Kutch.

Applicants

By Advocate: Mr. K.K. Shah

VERSUS

1. Union of India, to be served through  
General Manager (W. Rly.)  
Head Quarter Office,  
Churchgate, Bombay.
2. Divisional Railway Manager  
Western Railway  
Ajmer.
3. Divisional Mechanical Engineer  
Western Railway,  
Ajmer.
4. Paunikar Prem Mahadev
5. Chandraprakash Mali
6. Sarvesh Kumar Mishra

The respondents No. 4,5 & 6 are working under  
Respondent No.3 and are to be served through him. Respondents.

By Advocate: Mr. N.S. Shevde for R-1 to 3.

Mr. Y.N. Oza for R-4 to 6.

ORDER (Oral)

Hon'ble Mr. V. Ramakrishnan, Vice Chairman.

We have heard Mr. K.K. Shah earlier and Mr. Shevde for the respondents now.

2. The applicants are rankers to the level of Diesel Assistant in the Western Railway. The dispute in the OA relates to the seniority vis-à-vis direct recruits. The applicants herein submit that they were promoted as Diesel Assistant on adhoc basis and some of them have been holding the post of diesel assistant continuously from 1986 and some others from 1987 and 1988. We are now informed that an identical issue pertaining to the same seniority list was also under challenge before the Jodhpur Bench of this Tribunal in OA 404/92, Madan Lal & Ors. Vs. Union of India & Ors. and also six other batch of connected cases where also the dispute was <sup>regarding</sup> ~~between~~ inter se seniority list between rankers and direct recruits. Mr. K.K. Shah submits that this has been disposed of by the Jodhpur Bench on 22.12.1998 and he has collected a copy of this order of the Jodhpur Bench. A copy of the Jodhpur Bench judgment is taken on record. Mr. Shevde after going through the judgment of the Jodhpur Bench submits that the issues involved in the present OA are the same which were considered by the Jodhpur Bench in OA 404/92 decided on 22.12.98. We record the submissions of Mr. K.K. Shah and Mr. Shevde.

3. In the light of the submission of both counsel, we direct the Railway Administration to regulate the seniority of the present applicants as per the direction of the Jodhpur Bench of the Tribunal dated 22.12.98 while deciding the OA 404/92 and other batch of connected cases. Mr. Shevde says that the implementation of the order of the Jodhpur Bench in OA 404/92 will also cover the implementation of our present direction.

4. With the above direction, the OA is finally disposed of. No costs.

*SC*  
(P.C. Kannan)  
Member(I)

*SC*  
(V. Ramakrishnan)  
Vice Chairman

Vtc.

Extra Copy

**CENTRAL ADMINISTRATIVE TRIBUNAL  
AHMEDABAD BENCH, AHMEDABAD**

O.A.No. 310/1992

Ahmedabad this the 5<sup>th</sup> day of October. 1999.

**Hon'ble Mr. V. Ramakrishnan, Vice Chairman**

**Hon'ble Mr. P.C. Kamman, Judicial Member**

1. Liyaqat Ali Khan
2. Kunjbihari Arora
3. Daulat Ram O.
4. Melville Q.
5. Kaluram S
6. Gehrilal G.
7. Lekhraj
8. Bugdad Khan
9. Ramswarup N
10. Virendrasinh
11. Purnasinh
12. Robertfield
13. Ratanchand
14. Hamid Hussain
15. Kanailal C.
16. Jodhsingh
17. Rameshchandra K
18. Sunil Wilson
19. Prabhunarayan Sinh
20. Samsuddin
21. Rupendrakumar Sharma
22. Jugal Kishor M
23. Mohmad Sarif
24. Noratmal
25. Hargovinddas K.
26. Ahmedali
27. Abdul Hafiz
28. Chotulal G.

All above applicants are working as Diesel Assistants in  
Ajmer Division of Western Railway and working at Gandhidham.

Address for service of notice:

C/o. Liaqat Ali Khan

F.C.I. Colony

Qtr.No.237/C, Gandhidham

Kutch.

Applicants

By Advocate: Mr. K.K. Shah

VERSUS

1. Union of India, to be served through  
General Manager (W. Rly.)  
Head Quarter Office,  
Churchgate, Bombay.
2. Divisional Railway Manager  
Western Railway  
Ajmer.
3. Divisional Mechanical Engineer  
Western Railway,  
Ajmer.
4. Paunikar Prem Mahadev
5. Chandraprakash Mali
6. Sarvesh Kumar Mishra

The respondents No. 4, 5 & 6 are working under  
Respondent No. 3 and are to be served through him. Respondents.

By Advocate: Mr. N.S. Shevde for R-1 to 3.

Mr. Y.N. Oza for R-4 to 6.

ORDER (Oral)

Hon'ble Mr. V. Ramakrishnan, Vice Chairman.

We have heard Mr. K.K. Shah earlier and Mr. Shevde for the respondents now.

2. The applicants are rankers to the level of Diesel Assistant in the Western Railway. The dispute in the OA relates to the seniority vis-à-vis direct recruits. The applicants herein submit that they were promoted as Diesel Assistant on adhoc basis and some of them have been holding the post of diesel assistant continuously from 1986 and some others from 1987 and 1988. We are now informed that an identical issue pertaining to the same seniority list was also under challenge before the Jodhpur Bench of this Tribunal in OA 404/92, Madan Lal & Ors. Vs. Union of India & Ors. and also six other batch of connected cases where also the dispute was ~~between~~ <sup>regarding</sup> inter se seniority list between rankers and direct recruits. Mr. K.K. Shah submits that this has been disposed of by the Jodhpur Bench on 22.12.1998 and he has collected a copy of this order of the Jodhpur Bench. A copy of the Jodhpur Bench judgment is taken on record. Mr. Shevde after going through the judgment of the Jodhpur Bench submits that the issues involved in the present OA are the same which were considered by the Jodhpur Bench in OA 404/92 decided on 22.12.98. We record the submissions of Mr. K.K. Shah and Mr. Shevde.

3. In the light of the submission of both counsel, we direct the Railway Administration to regulate the seniority of the present applicants as per the direction of the Jodhpur Bench of the Tribunal dated 22.12.98 while deciding the OA 404/92 and other batch of connected cases. Mr. Shevde says that the implementation of the order of the Jodhpur Bench in OA 404/92 will also cover the implementation of our present direction.



4. With the above direction, the OA is finally disposed of. No costs.

*SC*  
(P.C. Kamman)  
Member(J)

*SC*  
(V.Ramakrishnan)  
Vice Chairman

Vtc.