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**O.A. No. 766 of 2011**

Sura Bahadur.....Applicant  
Vs  
Union of India & Ors.....Respondents

**Order dated: 16.11.2011**

CORAM:

Hon'ble Shri C.R.Mohapatra, Member (Admn.)  
&  
Hon'ble Shri A.K.Patnaik, Member (Judl.)

Heard Mr. N.R.Routray, Ld. Counsel for the  
applicant and Mr. S.K.Ojha, Ld. Standing Counsel  
appearing for the Respondent-Railways, on whom a copy of  
this O.A. has already been served.

2. By filing the present O.A., the applicant has  
made following prayers under para 8 of the relief column:

“ a) To direct the respondents to revise  
the pay of the applicant at Grade Pay of  
Rs. 1800/- in PB-1 of Rs. 5200-20200/-  
w.e.f. 01.01.2006;

b) To direct the Respondents to pay  
the differential arrear salary w.e.f.  
01.01.2006 to September, 2011;

c) To direct the Respondents to pay  
the differential arrears i.e., Arrear Salary,  
DCRG, Commuted Value of Pension,  
Leave Salary and Pension with 12%  
interest.”

At the very outset, Ld. Counsel for the applicant  
prayed to delete paragraph 8 (c) of the Relief column as not

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pressed. Prayer is allowed. Accordingly, this O.A. is confined to paragraph 8 (a) and 8 (b) only.


3. Ld. Counsel for the applicant submits that ventilating his grievance, the applicant has also filed representation vide Annexure-A/5 dated 13.09.2011 before Respondent No.4, which is still pending.

4. Having heard Ld. Counsel for the parties, we, at this stage, without entering into the merit of the case, deem it proper to send the case before the competent authority to take a decision first on the representation. As agreed to by the Ld. Counsel for the parties, we direct Respondent No. 4 to consider the representation and pass a reasoned order within 60 days from the date of receipt of copy of this order.

5. In case, the competent authority finds that the claims of the applicant are admissible then the same should be released within another 30 days.


6 With the above observation and direction, the O.A. stands disposed of.

7. As requested by the Ld. Counsel for the applicant, send copy of this order, along with copy of the O.A., to Respondent Nos. 2, 4 and 5 by "Speed Post" at his




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cost. He undertakes to deposit the postal requisites by  
17.11.2011.

8. Free copies of this order be handed over to the  
Ld. Counsel appearing for the parties.

  
MEMBER(Judl.)

RK

  
MEMBER(Admin.)