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CENTRAL ADMINISTRATIVE TRIBUNAL  
CUTTACK BENCH, CUTTACK

**O.A.No.260/00392/2014**

Cuttack this the 22<sup>nd</sup> day of May, 2014

CORAM

HON'BLE SHRI R.C.MISRA, MEMBER(A)

Paramananda Patra  
Aged about 62 years  
S/o. late Harihar Patra  
Retired Cabin Master under SMR/East Coast Railway/Bhadrak  
Permanet resident of Vill-Bagamara  
PO-Geltua  
PS/Dist-Bhadrak, Odisha

...Applicant

By the Advocate(s)- M/s.N.R.Routray  
Smt.J.Pradhan  
T.K.Chaudhury  
S.K.Mohanty

-VERSUS-

Union of India represented through the

1. The General Manager  
East Coast Railway,  
E.Co.R.Sadan  
Chandrasekharapur  
Bhubaneswar  
Dist-Khurda
2. Senior Divisional Operating Manager  
East Coast Railway  
Khurda Road Division  
At/PO-Jatni  
Dist-Khurda
3. Sr.Divisional Personnel Officer  
East Coast Railway  
Khurda Road Division  
At/PO-Jatni  
Dist-Khurda
4. Sr.Divisional Financial Manager  
E.Co.Rly  
Khurda Road Division  
At/PO-Jatni  
Dist-Khurda



...Respondents

By the Advocate(s)-Mr.T.Rath

**ORDER(Oral)**

**R.C.MISRA, MEMBER(A)**

Heard Shri N.R.Routray, learned counsel for the applicant and Shri T.Rath, learned Standing Counsel, on whom a copy of this O.A. has been served appearing on behalf of the Respondent-Railways and perused the records.

2. Applicant is a retired employee under the Respondent-Railways. He has approached this Tribunal seeking the following relief.

- i) To direct the Respondents to grant 2<sup>nd</sup> financial upgradation under the MACP Scheme w.e.f. 1.09.2008 in PB-1 with GP of Rs.2800/- and fix the pay as per RBE No.103/2008;
- ii) And to direct the Respondents to issue revised PPO
- iii) And to direct the Respondents to pay the consequential financial benefits i.e., arrear salary, leave salary, DCRG, commuted value of pension and pension with 12% interest for the delayed period of payment.

3. During the course of hearing, Shri Routray submitted that the applicant ventilating his grievance <sup>R</sup>he has submitted a representation dated 5.11.2013 to the Senior Divisional Personnel Officer (Res.No.3)

*Routray*

with a copy being forwarded to Senior Divisional Operating Manager (Res.No.2) and having received no response, he has approached this Tribunal for redressal of his grievance. On the other hand Shri Rath submitted that he has no specific instruction about the pendency of any such representation. I feel that since a representation filed on 5.11.2013 is still pending, it is required to direct the concerned authorities to consider the matter first on the basis of merit of the case.

3. Having regard to the submissions made by the learned counsel for both sides, I direct Respondent Nos. 2, 3 and 4 to consider the representation dated 5.11.2013 of the applicant and pass a reasoned and speaking order within a period of sixty days from the date of receipt of this order. If during the process of consideration, it is found that the claims are due and admissible under the rules, the same may be extended to the applicant within a further period of thirty days from the date of disposal of the representation.

4. With the above observation and direction, this O.A. is disposed of at the stage of admission itself.

5. As agreed to by both the sides, copy of this order along with paper book of O.A. be sent to Respondent Nos. 2,3 and 4 at the cost of



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the applicant for which Shri Routray undertakes to file the postal  
requisites by 24.5.2014. Free copy of this order be made over to the  
learned counsel for both the sides.

  
(R.C.MISRA)  
MEMBER(A)

BKS

