

**CENTRAL ADMINISTRATIVE TRIBUNAL
JODHPUR BENCH, JODHPUR**

Original Application No. 290/00365/2014
With MA No.290/00387/14

Jodhpur, this the 7th day of April, 2016

CORAM

Hon'ble Dr. K.B.Suresh, Judicial Member

Hon'ble Ms. Praveen Mahajan, Administrative Member

1. Nirmal Kumar Kheriwal S/o Sh. Surja Ram Kheriwal, aged about 38 years, at present employed as casual Date Entry Operator in the office of ITO (Tech.) Bikaner.
2. Kamal Kishore Swami S/o Shri Hanuman Das Swami, aged about 27 years, at present employed as casual Data Entry Operatory in the office of CIT (A), Bikaner.
3. Ravindra Kumar S/o Shri Bhanwar Lal, aged about 26 years, at present employed as Casual Waterman in the office of CIT , Bikaner.
4. Mahender Singh Parihar S/o Shri Gulab Singh Parihar, aged about 29 years, at present employed as Casual Waterman in the office of CIT (Appeal), Bikaner.
5. Sharwan Kumar Meghwal S/o Shri Gebi Ram Meghwal, aged about 37 years, at present employed as Casual Waterman in the office of ITO (Tech.), Bikaner.
6. Shiv Kumar Swami S/o Shri Hanuman Das Swami, aged about 33 years, at present employed as casual Data Entry Operator in the office of ITO, Ward-1(3), Bikaner.
7. Ram Swaroop Meena S/o Shri Mahan Lal Meena, aged about 37 years, at present employed as Casual Waterman in the office of JCIT, Range-I, Bikaner.
8. Jitendra Jhungh S/o Shri Champa Lal Jhungh, aged about 34 years, at present employed as casual Sweeper in the office of CIT, Bikaner.
9. Rajesh Kumar Jhungh S/o Shri Champa Lal Jhung, aged about 27 years, at present employed as Casual Sweeper in the office of JCIT, Range-I, Bikaner.
10. Mahender Kumar Ramawat S/o Shri Gopal Das Ramawat, aged 30 years, at present employed as casual Data Entry Operator in the office of ITO, Ward-1(4), Bikaner.

11. Vimal Kumar Swami S/o Shri Niranjana Lal Swami, aged 34 years, at present employed as casual Data Entry Operator in the office of ITO, Ward-2(2), Bikaner.
12. Hari Prakash Suthar S/o Shri Kishan Lal Suthar, aged about 32 years, at present employed as casual Data Entry Operator in the office of ITO, Ward-1(2), Bikaner.
13. Raj Kumar Barupal S/o Shri Dala Ram Barupal, aged 38 years, at present employed as casual Waterman in the office of ACIT, Circle-1, Bikaner.
14. Krishan Kumar Kansara S/o Shri Manohar Lal Kansara, aged about 26 years, at present employed as casual Data Entry Operator in the office of JCIT, Range-1, Bikaner.
15. Shravan Kumar Shankhla S/o Shri Magha Ram Shankhla, aged about 23 years, at present employed as casual Data Entry Operator in the office of ITO, Ward-2(1), Bikaner.

Address for correspondence:

Nirmal Kumar Kheriwal S/o Shri Surja Ram Kheriwal, aged about 38 years, R/o 33, Chankaya Nagar, Old Shiv Bari Road, Bikaner – 334 003.

.....Applicants

By Advocate: Mr. J.K.Mishra

Versus

1. Union of India, through Secretary to Govt. of India, Ministry of Finance, Deptt. of Revenue, North Block, New Delhi.
2. Chief Commissioner of Income Tax (CCA), C. R. Building, Statute Circle, B.D. Road, Jaipur.
3. Chief Commissioner of Income Tax, Paota C Road, Jodhpur.

.....Respondents

By Advocate : Mr. Sunil Bhandari


ORDER

We heard the matter.

2. It appears that the Hon'ble High Court in similar and connected matters in D.B. Civil Writ Petition No. 5530/2013 vide

the court will only come within the ambit of the department employees. All others are external employees and between them and the department, there might be a contractor and in that case, they are not eligible for bonus. All other employees who come within these orders of the Hon'ble High Court and in-situ as on 19.03.2015 will be entitled to payment of bonus. OA and MA No.387/2014 are disposed of accordingly. No costs.


(PRAVEEN MAHAJAN)
Administrative Member


(DR. K.B. SURESH)
Judicial Member

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