

CENTRAL ADMINISTRATIVE TRIBUNAL, JAIPUR BENCH, JAIPUR

Dated of Order : 29.3.2001

OA No. 495/93

Manmohan Singh S/o Shri Bharat Singh, aged about 44 years, R/o Village and post-office Shahjahanpur, Tehsil Behror, Alwar, at present posted as Chief Ticket Inspector, Rewadi, Jaipur Division Western Railway, Jaipur. -----Applicant

VERSUS

1. The Union of India through General Manager, Western Railway, Church Gage, Mumbai.
2. Railway Board through its Chairman, Rail Bhawan, New Delhi.
3. Divisional Railway Manager, Western Railway, Jaipur.
4. Satya Prakash C.T.L. Western Railway, Jaipur
5. R.P. Bhatnagar son of Shri K.P. Bhatnagar, aged about 47 years, resident of plot No. 11, Kanti Nagar, Hati Babu Ka Bagh, Polo Victory, Jaipur. Presently working as Chief Ticket Inspector (C.T.I.) Supervisor, Western Railway, Jaipur.

-----Respondents

OA No. 404/2000

R.P. Bhatnagar, S/o Late Shri K.P. Bhatnagar, aged about 57 years, bycaste Kayastha, resident of Flat No. 11, Kanti Nagar, Near Polo Victory Cinema, Jaipur at present working as Chief Ticket Inspector (Supervisor), C.T.I.-I, Jaipur -----Applicant

VERSUS:

1. Union of India through General Manager, Western Railway, Church Gage, Mumbai.

-----2/

2. Railway Board through its Chairman, Rail Bhawan, New Delhi.
3. Divisional Railway Manager, Western Railway, Jaipur.
4. Man Mohan Meena, D.C.T.I. Jaipur Station, Jaipur.
5. Satya Prakash Yadav, CTI, (I), Supervisor, Jaipur Station Jaipur.
6. Govind Narain Meena, C.T.I. (II), Supervisor, Jaipur Station Jaipur.
7. Devi Singh Dhabai, C.T.I., C.C.M., Gange, Western Railway, Ahmedabad through Deputy Chief Commercial Manager (G), Western Railway, Church Gage, Mumbai.
8. Balu Ram, C.T.I., (Supervisor) Western Railway, Railway Station, Bandikui.

-----Respondents

C.A. No. 7/93

Govind Narain Meena S/o Shri Gangaram Meena aged about 42 years, Resident of C-103, J.P. Colony, Tonk Phatak, Jaipur, presently posted as Officiating C.T.I., Western Railway, Jaipur.

VERSUS :

1. Union of India through General Manager, Western Railway, Churchgate, Bombay.
2. Divisional Railway Manager, Western Railway, Jaipur.
3. The Satya Prakash S/o Shri Shiv Lal Resident of Ganpati Nagar Railway Colony, Road No. 5, Jaipur, Alternatively C/o D.C.T.I., Western Railway, Jaipur. Presently posted as C.T.I., Western Railway, Jaipur.
4. R.C.Sharma S/o Late Shri Jugal Kishore Sharma, R/o M-8, Road No. 4, Ganpati Nagar, Jaipur Presently posted as C.T.I. Jaipur
5. All India Soshit Karamchari Sangh, through its Convenor Shri R.D.Jathi, E-84, Panchsheel Marg, C-Scheme, Jaipur

-----Respondents

Contd-----3/

O.A. No. 189/2000

S.C.Pareek S/o Shri H.P.Pareek a/a 50 years R/o 56, Kalyanpuri,
New Sanganer Road, Sodala, Jaipur at present employed on the
post of Office Superintendent Gd.I, Jaipur division, Jaipur

-----Applicant

VERSUS :

1. Union of India, through General Manager, Western Railway,
Churchgate, Mumbai.
2. Divisional Railway Manager (Estt.) Western Railway, Jaipur
Division, Jaipur.

-----Respondents

O.A. No. 171/2000

Shri R.P.Yadav S/o Shri R.D.Yadav, A/a 49 years R/o B-284, Mahesh
Nagar, at present employed on the post of Chief Clerk (Now
Known as O.S.Cd. II) Jaipur Division, W/Railway, Jaipur

-----Applicant

Versus :

1. Union of India through General Manager, Western Railway,
Churchgate, Mumbai
2. Divisional Railway Manager (Estt.) Western Railway, Jaipur
Division, Jaipur.
3. Shri Ramesh Kumar Kaloriyia, Office Superintendent G.D.I,
Western Railway, Jaipur Division, Jaipur working in DRM
Office, Jaipur

-----Respondents.

O.A. No. 111/2000

1. Gajanand Chaturvedi, aged about 39 years, s/o Shri M.P. Chaturvedi, R/o C-102, Anand Vihar Railway Colony, Jagatpura, Jaipur.
2. Rafiq Mohammed, aged about 44 years, s/o Shri _____ resident of C/o House No. S/6, Road No. 5, Ganpati Nagar, Jaipur.
3. Smt. Gyatri Sharma, aged about 51 years, wife of Shri M.K. Sharma, resident of D-93, Anand Bhawan, Kanti Chandra Road, Banipark, Jaipur.
4. Smt. Vimala Arora, aged about 48 years, wife of Shri A.K. Arora, resident of 51/A- 22 Godowns, Near Ram Mandir, Jaipur.
5. Trivendra Singh Rathore, aged about 38 years, s/o Shri Ganpat Singh Rathore, resident of S-6, Road, No.5, Ganpati Nagar, Jaipur.
6. Smt. Kaushliya Dawani, aged about 40 years, wife of Shri Shankar Daswani, resident of 4/30, Jawahar Nagar, Jaipur.

All are at present posted as Head Clerk Establishment Branch in the office of Divisional Regional Manager, Western Railway, Jaipur.

-----Applicant

VERSUS:

1. Union of India through the General Manager, Western Railway Church Gate, Mumbai.
2. Divisional Railway Manager, Western Railway, Power House Road, Jaipur.

3. Senior Divisional Personnel Officer, Western Railway, Power House Road, Jaipur.
4. Sohan Lal Meena/ C/o Senior Divisional Manager, Power House Road, Jaipur.
5. P.C.Tripathi, C/o Chief Personnel Officer, NWR, Shastri Nagar, Jaipur.
6. Jagdish Narayan Meena/ C/o Senior Divisional Manager, Power House, Road, Jaipur.
7. Hari Kishan Meena/ C/o Senior Divisional Manager, Power House Road, Jaipur.
8. Kiran Kumar Sharma, C/o Senior Divisional Manager, Power House, Road, Jaipur.
9. Babu Lal Verma, C/o Senior Divisional Manager, Power House Road, Jaipur.
10. Heera Lal Morya, C/o Chief Personnel Officer, NWR, Shastri Nagar, Jaipur.
11. Raghuveer Singh C/o Senior Divisional Manager, Power House Road, Jaipur.
12. Nathu Lal, C/o Senior Divisional Manager, Power House Road, Jaipur.
13. Ram Singh, C/o Senior Divisional Manager, Power House Road, Jaipur.

-----Respondents

OA No. 674/93

1. All India SC/ST Railway Employees Association and Another, Kota Division, Western Railway, Kota.
2. Nand Kishore Meena S/o Shri Jeewan Ram Meena aged about 29 years Resident of 1013-B, New Railway Colony, Western Railway, Kota, Presently posted as Head Clerk, Operating Branch, DRM Office, Kota and Secretary, All India SC/ST Railway Employees Association, Kota Division, Western Railway, Kota.

... Applicants.

---6/-

1. Union of India, through General Manager, Western Railway, Churchgate, Bombay.

2. Divisional Railway Manager, Western Railway, Kota Division, Kota.

... Respondents.

ON NO. 96/1994

1. All India SC/ST Association, Western Railway, Jaipur through its President, Shri Het Ram Meena, son of Shri Ram Sahai, a ged about 58 years, office of the Association is situated at Jaipur.

2. Kesar Lal Verma, Son of Chunni Lal aged about 55 years, at presently working at Station Superintendent, Biesh Godown, resident of 26, Satya Vatika, Kartarpura, Jaipur.

3. Durgalal Meena, S/o Shri Birdhichand Meena, Village and Post, Bhankrota, Plot No.77, Ajmer (Raj.) at present posted Station Superintendent, Durgapura, Jaipur. (Raj.)

... Applicants.

VERSUS

1. Union of India through General Manager., Western Railway, Churchgate, Bombay.

2. Division Railway Manager, Western Railway, Jaipur Division, Jaipur.

3. Shri Kishan Lal posted as Station Superintendent at Bawali, Western Railway, Jaipur Division.

4. Shri Kanhaiya Lal posted as Station Superintendent at Nadbai, Western Railway, Jaipur Division.

5. Shri Om Shanker posted as Station Superintendent at Gandhi Nagar, Western Railway, Jaipur Division.

6. Shri Guru Dayal Singh posted as Station Superintendent at Gator Jagatpura, Western Railway, Jaipur Division.

7. Shri Duman Singh posted as Station Superintendent at Jaipur, Western Railway, Jaipur Division on deputation ERMS, Jaipur.
8. Shri Govind Singh posted as Station Superintendent at Badhai, Western Railway, Jaipur Division.
9. Shri B.P. Sharma posted as Station Superintendent at Bassi, Western Railway, Jaipur Division.
10. Shri G.C. Lodha posted as Station Superintendent at Jaipur, Western Railway, Jaipur Division.
11. Shri Satyapal Sharma posted as Station Superintendent at Dhar Ka Balaji, Western Railway, Jaipur Division.
12. Shri H.P. Upadhyay posted as Station Superintendent at Maunda, Western Railway, Jaipur Division.
13. Shri Gopal Sonbg posted as Station Superintendent at Dausa, Western Railway Jaipur Division.
14. Shri S.K. Agarwal posted as Station Superintendent at Kanwat, Western Railway, Jaipur Division.
15. Shri Vishan Swaroop Verma posted as Station Superintendent at Bichpuri, Western Railway, Jaipur Division.
16. Shri R.S. Royal posted as Station Superintendent at Nizampur, Western Railway, Jaipur Division.
17. Shri Prem Pal Singh posted as Station Superintendent at Asalpur Jobner, Western Railway, Jaipur Division.

... Respondents.

OA NOS 160/95

1. All India SC/ST Railway Employees Association, Western Railway, Jaipur Division, through its Secretary Shri Raghveer Singh s/o Late Shri S.P. Singh, aged around 27 years, resident of E & T 113 K, Railway Loco Colony, Jaipur.

2. Shri Kishan Meena, s/o Shri Revedmal Meena, aged around 29 years, c/o Shri Bhauri Lal Meena, C-119, J.P. Colony, Tonk Phatak, Jaipur. Presently posted as Clerk in the office of Divisional Railway Manager, Western Railway, Jaipur.

... Applicants.

VERSUS

1. Union of India through General Manager, Western Railway, Churchgate, Bombay.
2. The Divisional Railway Manager, Western Railway, Jaipur.
3. Shri Mahendra Singh, s/o Late Shri Raghunath Singh, aged around 21 years, at present working as Clerk in Establishment Section, Divisional Railway Manager office, Western Railway, Jaipur.
4. Smt. Kiran Gupta, w/o Late Shri aged around 39 years, at present working as Clerk in Establishment Section, DRM Office, Western Railway, Jaipur.
5. Kumari Neena Saini, D/o Shri Raghunandan Lal Saini, aged 27 years, presently working as Clerk, in Establishment Section, DRM Office, Western Railway, Jaipur.

... Respondents.

OA NO. 421/96

B.P. Tyagi, s/o Bhoop Singh Tyagi, Travelling Ticket Inspector, W.Rly., Kota, House No. 6-A, Ujagar Niwas, Opp, Manoj Talkies, Kota-2.

..... Applicant.

VERSUS

1. Union of India, through General Manager, W.Rly., Churchgate, Mumbai 20.
2. Sr. Divl. Commercial Manager, Western Railway, Kota Jn.
3. Sr. Divl. Personnel Officer, Western Railway, Kota Jn.

4. Sohan Lal Sahu, Chief Ticket Inspector, W.Rly., Kota Jn.
5. R.S.Lal, Chief Ticket Inspector, W.Rly., Agrafort.
6. Shamsuddin Khan, Chief Ticket Inspector, W.Rly., Kota Jn.
7. S.K.Chaturvedi, Chief Ticket Inspector, W.Rly., Kota Jn.
8. N.K.Chaturvedi, Chief Ticket Inspector, Gangapurcity.
9. K.T.Mamtani, Chief Ticket Inspector, Gangapurcity.
10. S.C.Mehra, Travelling Ticket Inspector, Western Railway, Kota Jn.
11. S.C.Porwal, Travelling Ticket Inspector, W.Rly., Kota Jn.
12. A.A.Jilani, Travelling Ticket Inspector, W.Rly., Agra Fort.
13. R.S.Meena, Travelling Ticket Inspector, W.Rly., Gangapurcity.
14. R.S.Kunderiya, Travelling Ticket Inspector, W. Rly., Kota Jn.

---Respondents.

OA NO. 402/96, MA 44/97 & MA 116/2000

K.L.MEHRA, S/o Shri A.R.Mehra, aged 54 years, resident of plot 47, Adarsh Nagar, Ajmer (Presently working as Chief Clerk in Loco Store, Western Railway, Ajmer (Rajasthan).

... Applicant.

VERSUS

1. Union of India, through General Manager, Western Railway, Churchgate, Bombay.
2. The Dy.Controller of Stores, Western Railway, Ajmer. (Rajasthan).
3. Shri Suresh Parihar, working as Chief Clerk in General Stores, Western Railway, Ajmer, through Dy.Controller of Stores, (Respondent no.2).

... Respondents.

OA NO. 44/96 with Ma 43/97

1. All India Non-Schedule Caste and Schedule Tribe Railway Employees Association, through Secretary Brij Mohan Singh son of Shri Triloki Nath Singh, aged about 52 years, working as Head Clerk ACOS, Loco Shed, Ajmer.
2. Avinish Tayal, s/o Shri D.C. Tayal, years, R/o 182 Parswanath Colony, Vaishali Nagar, Ajmer, working as D.S.K. Gr. III, ACOS, Loco Shed, Ajmer.
3. Bhagat Singh s/o Shri Udai Ramji aged about 55 years, working as DSK Gr. II, AC OS, Loco Shed, Ajmer.
4. Mahesh H. Jethmalani s/o Shri Late H.K. Jethmalani, Resident of House No. 642/28, Shrinagar Chawni, Bhagwanganj, Ajmer working as DSK Gr. III, ACOS, Ajmer.
5. Angad Prasad Yadav son of Shri H.R. Yadav, aged about 31 years, working as DSK Gr. II, ACOS, General store, Ajmer, Resident of Ajmer.

... Applicants.

VERSUS

1. Union of India through General Manager, Western Railway, Churchgate, Bombay.
2. Cont. of Stores, Western Railway, CKG, Bombay.
3. Deputy Controller of Stores, Western Railway, Ajmer.
4. Shri R.P. Meena, posted at D. Depot AER, working as DSKI, Ajmer.
5. Shri Aha Ram Son of Shri Resident of Ajmer, working as D.S.K. Grade-I, Madar Depot, Western Railway, Ajmer.
6. Shri Majun, s/o Shri Resident of Ajmer, working as D.S.K.-I Const. Depot, Western Railway, Ajmer.
7. Shri K.L. Nepali, Resident of Ajmer, working as D.S.K. Gr. I, C & W store Depot, Western Railway, Ajmer.

8. Respondents no. 4 to 7 c/o Dy. Controller of Stores, Western Railway (Respondent no. 3), Ajmer.

... Respondents.

C.A.NO. 106/96

1. Brij Mohan Singh, s/o Shri Triloki Nath Singh, aged about 52 years, working as Head Clerk ACOS, Loco Store, Western Railway, Ajmer. (Rajasthan), R/o H. No. 1439, Behind Railway Hospital, Hazari Bagh, Ajmer.
2. Prithvi Singh, s/o Shri Ram Kumar Singh, aged about 40 years, working as Head Clerk ACOS, General Stores, Western Railway, Ajmer (Raj.), R/o Vigyan Nagar, Near Adarsh Nagar, Railway Station, Ajmer.

... Applica nts.

VERSUS

1. Union of India, through General Manager, Western Railway, Churchgate, Bombay.
2. Dy. Controller of Stores, Western Railway, Ajmer. (Rajasthan).
3. Shri Nembfaj working as Head Clerk in General Stores, Western Railway, Ajmer under Dy. COS (Respondent no. 2)
4. Shri Roop Chand working as Head Clerk in Carriage Stores, Western Railway, Ajmer under Dy. COS (Respondent no. 2)
5. Shri Pooran Chand working as Head Clerk in Carriage Stores, Western Railway Ajmer under Dy. COS (Respondent no. 2)
6. Shri Kailash Chand Meena, working as Head Clerk in Loco Stores, Western Railway, Ajmer under Dy. COS (respondent no. 2)
7. Shri Mahadeo working as Head Clerk in Carriage Stores, Western Railway, Ajmer, under COS.... Respondents.

O.A. NO. 557/95

1. All India Soshit Karamchari Sangh through its General Secretary, R.D. Rathi C/o D.C.T.I., W.Rly. Jaipur.
2. Shri Rajendra Prasad Sharma S/o Shri Late Sh. M. D. Vyas aged about 47 years, T.T.I. (Scale Rs. 1600-2660) Hasanpura in the Office of D.C.T.I., Western Railway, Jaipur.

-----Applicant

VERSUS :

1. Union of India through the General Manager, W.Rly. Churchgate, Bombay.
2. The Divisional Railway Manager, Western Railway, D.R.M. Office, Power House Road, Jaipur.
3. Shri K.L. Cholak, C.T.I. Head through D.R.M. Western Railway, Power House, Road, Jaipur.

-----Respondents

O.A. NO. 282/95

1. All India Soshit Karamchari Sangh through its General Secretary Shri R.D. Rathi, C/o D.C.T.I. Western Railway, Jaipur.
2. D.S. Dubey, T.T.I., C/o D.C.T.I., Western Railway, Jaipur.
3. R.P. Sharma, T.T.I., C/o D.C.T.I. W.Rly. Jaipur.
4. Laxmi Kant Chaturvedi, Head T.T.E., C/o D.C.T.I., Western Railway, Jaipur.
5. R.C. Tiwari, T.T.E., C/o D.C.T.I., W.Rly. Jaipur.

-----Applicants

-----13/-

VERSUS:

1. Union of India through the General Manager, W.Rly.
Churchgate, Bombay.
2. Divisional Railway Manager, W.Railway, Jaipur.
3. Sr.Divisional Personnel Officer, W.Railway, Jaipur.

-----Respondents

O.A. No. 282/95

1. All India Shosit Karamchari Sangh through its General Secretary Shri R.D.Rathi, C/o D.C.T.I., W.Railway, Jaipur
2. D.S.Dubey, T.T.I., C/o D.C.T.I., W.Railway, Jaipur.
3. R.P.Sharma, T.T.I., C/o D.C.T.I., W.Railway, Jaipur.
4. Laxmi Kant Chaturvedi, Head T.T.E., C/o D.C.T.I., Western Railway, Jaipur.
5. R.C.Tiwari, T.T.E., C/o D.C.T.I., W.Railway, Jaipur.

-----Petitioners/Applicants

VERSUS :

1. Shri V.Venkateshwaran, General Manager, W.Railway, Churchgate, Bombay.
2. Shri Deo Ram Sharma, Divisional Railway Manager, W.Rly. Jaipur.

----Contempnrs/Non-Petitioners

O.A.No. 58/98

Babu Lal Mudgal S/o Shri Ratan Lal Sharma, Asstt.Director, Postal Services, Office of C.P.M.G. Rajasthan, Jaipur.
R/o Village & Post Kherli Gadsiya, Distt.Bharatpur

VERSUS:

1. Union of India through Secretary, Ministry of Communication department of Posts, New Delhi.

-----14/-

2. Chief Postmaster General, Rajasthan Circle, Jaipur.
3. Shri C.M.Gehlote S/o non known at pr. supdt., Postal Stores Depot., Jaipur.

-----Respondents

O.A. No. 318/95

1. All India Soshit Karamchari Sangh through its General Secretary Shri R.D.Rathi S/o Shri Jodha Ram Ji, aged about 40 years C/o D.C.T.I., W.Railway, Jaipur.
2. Shri Ravindra Kumar Sharma S/o Shri Narain Sharma aged about 37 years, T.T.E., W.Railway, Jaipur O/o D.C.T.I. Western Railway, Jaipur.
3. Shri Rajendra Singh Govil S/o Shri Achal Singh, aged about 36 years, T.T.E., Western Railway, Jaipur/C/o D.C.T.I., Western Railway, Jaipur

-----Applicants.

VERSUS :

1. Union of India through the General Manager, Western Railway, Churchgate, Bombay.
2. Divisional Railway Manager, Western Railway, Jaipur.
3. Senior Divisional Personnel Officer, W.Railway, Jaipur
4. Shri Shiv Charan Verma, T.N.C.R., C/o D.C.T.I., W.Rly, Jaipur.
5. Shri Radhey Shyam Meena, T.N.C.R. C/o D.C.T.I., W.Rly. Jaipur.
6. Shri Balbir Singh-S, T.N.C.R., C/o D.C.T.I., W.Rly, Jaipur
7. Shri Bora Ram, T.N.C.R., C/o D.C.T.I., W.Rly. Jaipur.
8. Shri Ganga Sahai-B, Head T.C., C/o Station Supdt., W.Railway, Jaipur.
9. Shri Mohan Lal - D, Head T.C., C/o Station Supdt., Western Railway, Jaipur.
10. Shri Ganpat Lal - N, Head T.C., C/o Station Superintender Western Railway, Achnera (Jaipur-)

-----Resplndents. ---

O.A. No. 654/96

Jai Kumar Sharma S/o Sh. Lala Ram Sharma, Hd. Typist ,DRM Office W.Rly. Kota, R/o Qr. No. 187/B, Wagaon Repair Shop Colony, Kota Jn.

-----Applicant

VERSUS :

1. Union of India through General Manager, Churchgate, Mumbai-20
2. Sr.Divisional Personnel Officer, W.Rly. Kota,
3. Smt. Saroj R.Verma, Hd.Typist, DRM Office, W.Rly.Kota
4. Nand Kishore, Hd.Typist, DCOS WRS Kota

----- Respondents

O.A. No. 243/2000

1. Ram Avtar Gupta , s/o Sh.G.L.Gupta, R/o Vijay Sadan, Chopra Farm, Gali No. 4, Dadwara, Kota (Presently working as OS (Typist) under DRM , W.Rly.Kota Jn.)

-----Applicant

1. Union of India, through General Manager,W.Rly.Churchgate, Mumbai - 20
2. Divisional Railway Manager, (Establishment) W.Rly.Kota Jn.
3. Smt. Saroj Verma, Chief Typist in the office of Divisional Railway Manager, Western Railway, Kota Jn.

-----Respondents.

O.A. No. 96/99

1. Smt. Sushela Sirsat W/o Madukar Sirsat aged about 47 years, Matron incharge,Divisional Hospital, W.Rly. Kota R/o Rly. Qr.No.928/A, New Railway Colony, Kota Junction,Raj.

-----Respondents

- NH -

VERSUS :

1. Union of India, Through the General Manager, W.Rly, Churchgate, Mumbai- 20
2. Divisional Railway Manager, W.Railway, Kota
3. Smt. Leelamma Mathew, Matron C/o Chief Medical Supdt. Railway Hospital, Kota, W.Rly.
4. Smt. T. Pappan, Matron C/o Chief Medical Supdt. Railway Hospital, Kota, W.Rly.

-----Respondents

O.A NO. 394/2000

M.G. Bliss, W/o Shri Gladwin Bliss, R/o Qr.No. 576-A, Medical Colony, Kota, Now - a - days working on the post of Matron, Railway Hospital, Kota.

-----Applicant

VERSUS :

1. Union of India through the General Manager, W.Rly. Churchgate, Mumbai - 20
2. The DRM, Western Railway, Kota Division, Kota.

-----Respondents

O.A. NO. 436/2000

1. Mrs. Leelamma Mathew, W/o Shri Mathai Vergese, Aged about 59 years, resident of Quarter No. 382, Medical Colony, Kota, now-a-days working as Chief Matron Incharge, Divisional Railway Hospital, Kota.

-----Applicant

VERSUS:

1. Union of India through the General Manager, W.Railway, Church Gate, Mumbai - 20
2. Executive Director, Rly. Board, Rail Bhawan, New Delhi.
3. DRM, W.Railway, Kota Div., Kota.

-----Respondents

-----17/

OA NO. 377/99

K.N.SHUKLA, S/o T.N.Shukla aged 35 years, Now a days working as Chief Clerk (Works) D.R.M. Office, Kota Division, Western Railway, Kota.

2. P.K.Jain S/o Shri Chiranjit Lal Jain aged 36 yrs. Now a days working as Office Superintendent II DRM Office Western Railway, Kota Division, Kota.

.... Applicants.

VERSUS

1. Union of India through General Manager, Western Railway, Churchgate, Mumbai 20.

2. Executive Director, Railway Board, Rail Bhawan, New Delhi.

3. Divisional Railway Manager, Kota Division, Western Railway, Kota.

.... Respondents.

OA NO. 188/99

RUSHAN LAL S/o Shri Bhanwar Lal Ji, aged about 52 years, Resident of Naghai Peeli Ka Kuan, House No. 792/29, Daula Bhatta Road, District-Ajmer presently working as ELF Gr.I, under Respondent no.2 at Ajmer.

.... Applicant.

VERSUS

1. Union of India through the General Manager, Western Railway, Churchgate, Mumbai.

2. The Dy.Chief Electrical Engineer (ws) Workshop Western Railway, Nagar Power House, Ajmer.

3. Sh.Ramesh Chand, Gr.I, PAC Fitter, Railway A.C. Department, Ajmer.

4. Sh.Arun Kumar, S/o Sh.Jagdip Prasad, Gr.-I, PAC Fitter. Office of the Dy.Chief Electric Engineer, Ajmer.

5. Sh. Rajendra Prasad S/o Sh.Jagdish Prasad, Gr.I,

PAC Fitter, office of the Dy. Chief Electric Engineer,
Ajmer.

6. Sh.Ramesh Chand Verma, S/o Sh.Ramswaroop Gr.I,
PAC Fitter, Railway A.C. Department, Power House, Ajmer.

7. Sh.Bahadur Singh, S/o Sh.Laxman Singh, Gr.I,
Fitter, Carriage Railway, A.C. Department, Ajmer.

8. Sh.Jagdish Singh, S/o Sh.Budha Singh, Gr.I
Fitter, Carriage Railway AC Department, Ajmer.

..... Respondents.

O.A. No. 256/2000

M.M.KHAN & ORS .

1. Shri M.M.Khan son of Mohammed Muhir Khan,
aged about 50 years, at present working on the post of
Pharmacist Grade-I, Railway Hospital, Western Railway,
Ajmer, resident of Quarter no. 1903-K, Hazari Bagh,
Railway Colony, Ajmer.

2. Shri Hira Bhai Patel son of Shri Prabhu Dass,
aged about 49 years, at present working on the post
of Pharmacist Grade-I, Railway Hospital, Western
Railway, Abu Road, Ajmer Division, resident of
M-318-B, Railway Colony, Abu Road (Rajasthan).

3. Shri T.R. Sule son of Shri R.D.Sule, aged about
46 years, at present working on the post of Pharmacist
Grade-I, Railway Hospital, Western Railway, Ajmer,
resident of 'Sai Villa', Sai Vihar Colony, Gulab
Bari, Ajmer.

..... Applicants.

VERSUS

1. The Union of India through the General Manager,
Western Railway, Churchgate, Mumbai.

2. The Divisional Railway Manager (E), Western Railway,
Ajmer Division, Ajmer.

3. Chief Medical Superintendent, Railway Hospital, Western Railway, Beawar Road, Ajmer.
4. Shri Gambhir Singh, Pharmacist Grade-I, Railway Hospital, Western Railway, Ajmer.

.... Respondents.

Q.A. NO. 542/93

Sita Ram Kumawat S/o Shri Dulichand, aged around 31 yrs, resident of Dhani Karigaran, Phulera Junction, Phulera, presently posted as Sr.Chargeman, Diesel Workshop- Phulera.

..... Petitioner.

VERSUS

1. The Union of India through General Manager, Western Railway, Churchgate, Bombay.
2. Divisional Railway Manager, Western Railway, Ajmer.
3. Gauri Shankar Nandram S/o Shri Nandram, Sr.Chargeman(D) Diesel Shed, Phulera Junction, Phulera, resident of Guard Colony, Phulera.
4. Shri Mool Chand Gangadhar S/o Sh. Gandahar, Sr.Chargeman, Diesel Shed, Ghandidham.
5. Gurudayal Singh, Sr.Chargeman, Diesel Shed, W.R. Abu Road.
6. Jagdish Prasad Meena, Sr.Chargeman, Diesel Shed, Western Railway, Abu Road.

.... Respondents.

Q.A NO. 204/95

1. Bhagchand Yadav, S/o Late Shri Ram Chandra, aged 33 years, R/o 3712, Suttar Khan, Nasirabad.
2. K.K. Gupta, S/o Shri I.L. Gupta, aged 36 years, r/o 1638/A, Mal Road, Ajmer.
3. Subhash Chandra Bhatnagar, S/o Shri D.C. Bhatnagar.

R/o Rly. Utr. No. 1199/B, near Railway Hospital, Ajmer.

4. Suresh Kumar Verma, S/o Shri G.L.Verma, r/o

Qr. No. 2039/A, Hazari Bagh, Ajmer. All the applicants are working as Head Clerk in the c/o Dy.C.O.S., W.Rly, Ajmer.

....Applicants.

VERSUS

1. Union of India through the General Manager, Western Railway, Churchgate, Bombay.

2. The Dy.C.O.S., Western Railway, Ajmer.

.... Respondents.

Q.A. No.s. 250/95, MA 75/96 & 159/96

1. H.P.Jain, s/o Shri Chandmal Jain, aged about 50 years, Chief Goods Clerk, under the D.R.M., Western Railway, Kota, r/o 1159, Mahavir Nagar-II, Kota.

2. M.G.Sharma, s/o Shri Raghvendra Sharma, aged about 50 years, Head Goods Clerk under the D.R.M., Western Railway, Kota, R/o Sabarmati Colony, Kota.

3. Sunder Lal Gupta, s/o Shri Gopi Lal Gupta, aged 50 years, Head Goods Clerk under the D.R.M., Western Railway, Kota, r/o 283, Shastry Nagar, Dadawari, Kota.

4. Shanker Lal Chaurasia, s/o Shri Durga Lal Chaurasia, aged 52 years, Head Goods Clerk under the D.R.M., Western Railway, Kota, r/o 1-va-14, Dadawari, Kota.

5. Raja Babu Verma S/o Shri Pratap Singh, aged 53 years, Head Goods Clerk under the D.R.M., Western Railway, Kota, r/o 144, Gurunanak School Road, Kota Jn.

.... Applicants.

VERSUS

1. Union of India through the General Manager, Western Railway, Churchgate, Bombay.

2. D.R.M. (E), Western Railway, Kota.

3. Shri B.R.Meena, Goods Supervisor (GSR), Western Railway, Kota.
4. Shri Major Mal Meena, Goods Supervisor (GSR), Western Railway, Kota.
5. Shri Mehar Chand, Goods Supervisor (GSR), Gangapurcity, Western Railway, Kota.
6. Shri Om Prakash, Goods Supervisor (GSR), Railway Station Modak, Western Railway, Kota.
7. Shri Narain Singh, Chief Goods Clerk, Railway Station Swaimadhopur, Western Railway, Kota.
8. Shri Manchen Ram, Chief Goods Clerk, Railway Station Bhonra (CFCL), Western Railway, Kota.
9. Shri Hari Singh, Chief Goods Clerk, Railway Station, Idgah, Western Railway, Kota.
10. Shri Ramji Lal Meena, Chief Goods Clerk, Railway Station Ramganjmandi, Western Railway, Kota.
11. Shri Mohan Lal, Chief Goods Clerk, Railway Station Modak, Western Railway, Kota.
12. Shri Moti Lal Meena, Chief Goods Clerk, Western Railway, Kota.
13. Shri Babu Lal, Chief Goods Clerk, Western Railway, Kota.

.... Respondents.

O.A. NO. 366/95

Ashok Kumar Sharma, S/o Shri R.D.Sharma, aged 39 years, Head Clerk scale 1400-2300 in the office of Dy.C.M.E., C & W, Western Railway, Ajmer, R/o Railway Quarter No. 1657-B, Kasari Nari, Ajmer.

.... Applicant.

VERSUS

1. Union of India through the General Manager, Western Railway, Churchgate, Bombay.
2. The Railway Board through its Chairman, New Delhi.

3. The Chief Works Manager, Western Railway, Ajmer.
4. Shri M.A. Bohra, Senior Personnel Officer (W), Office of C.W.M., Western Railway, Ajmer.
5. Shri Lal Chand, Chief Clerk, Loco Establishment-I, (Artisan), c/o C.W.M., Western Railway, Ajmer.
6. Smt. Gayatri Park, Carriage/D.A.R., c/o C.W.M., Western Railway, Ajmer.
7. Shri Balveer Singh, Loco Establishment-II, c/o C.W.M., Western Railway, Ajmer.

.... Respondents.

OA NO. 135/96

1. Shri Hardayal Singh, s/o Shri Ram Gopal aged about 45 years, Asstt. Station Master, scale Rs. 1400-2300 (RP) at present working at Railway station Arnia, Western Railway, Jaipur Division.
2. S.C.Jain, S/o Shri Anand Chand Jain aged about 41 years, Asstt. Station Master scale 1400-2300 (RP) R/o E-11, Ram Nagar, Sodala, Jaipur.
3. N.S.Chadda S/o Shri H.S.Chadda, aged about 40 years, Asstt. Station Master scale Rs. 1400-2300 (R.P.) at present working Jaipur Railway Station, Jaipur.

.... Applicants.

VERSUS

1. Union of India through General Manager, Western Railway, Churchgate, Bombay.
2. The Divisional Railway Manager (Estt.) Western Railway, Power House Road, Jaipur.
3. The Divisional Safety Officer (Estt.), Western Railway, c/o Divisional Railway Manager, Western Railway, Jaipur Office, Jaipur.
4. Shri Hari Narain Verma, Asstt. Station Master, Scale Rs. 1600-2660 (RP), Western Railway, Jaipur.

5. Shri Jagdish Prasad Verma, Asstt. Station Master, Scale Rs. 1600-2660 (R.P.), Railway Station Kishanmanpura, Western Railway, Jaipur.
6. Shri Chet Ram Phatik, Asstt. Station Master, Scale Rs. 1600-2660 (R.P.), Railway Station BAWAL - Western Railway, Jaipur.
7. Shri Ashok Kumar H., S/o Shri Hanhiya Lal Asstt. Station Master, Scale Rs. 1600-2660 (R.P.), Railway Station Phanwasa, Tehsil SAMBHER - Western Railway, Jaipur.
8. Shri Shiv Dan Singh, Assistant Station Master, Scale Rs. 1600-2660 (R.P.), Railway Station Laxmangarh Silkar, Western Railway, Jaipur.
9. Shri Sumer Prasad Meena, Assistant Station Master, Scale Rs. 1600-2660 (R.P.), Railway Station Choth Ka Ba rawara, Western Railway, Jaipur.
10. Shri Bhagwan Sahai Meena, Assistant Station Master, Scale Rs. 1600-2660 (R.P.), Railway Station SAKHUN, Western Railway, Jaipur.
11. Shri Murari Lal Meena, Assistant Station Master, Scale Rs. 1600-2660 (R.P.), Railway Station Kanakpura, Western Railway, Jaipur.
12. Shri Chet Ram Meena, Assistant Station Master, Scale Rs. 1600-2660 (R.P.), Railway Station Bhaslana, Western Railway, Jaipur.

.... Respondents.

O.A. NO 3 136/96

1. Mrs. D.J.Joseph, wife of Shri J.Joseph, aged about 45 years, Nursing Sister, in the office of Chief Medical Superintendent (C.M.S.), Western Railway, Ajmer P.O House No. 167/34, Pal Bichla, Christian Colony, Ajmer.
2. Mrs. Sati Kumaran wife of Shri Raju, Daughter of C.Kumaran, aged about 44 years, Nursing Sister in the

Office of Chief Medical Superintendent (C.M.S.),
Western Railway, Ajmer. R/o Railway Quarter No. 1902-C,
Hazari Bagh, Ajmer.

... Applicants.

VERSUS

1. The Union of India through the General Manager,
Churchgate, Western Railway, Bombay.

2. Divisional Railway Manager (Establishment),
Western Railway, Ajmer.

3. Chief Medical Superintendent, Western Railway,
Ajmer.

4. Smt. Usha Chauhan, Nursing Sister in the office
of Chief Medical Superintendent, Western Railway, Ajmer
through the Divisional Railway Manager (Establishment),
Western Railway, Ajmer.

5. Smt. Maya Kanajiya, Nursing Sister in the office
of Chief Medical Superintendent, Western Railway, Ajmer
through the Divisional Railway Manager (Establishment),
Western Railway, Ajmer.

... Respondents.

OA NO. 147/96

1. Karnveer Gupta, S/o Shri Kripa Shanker Gupta,
aged about 57 years, at present working as Station
Master, Railway Station Ilkan, Distt. Bharatpur (Under
transfer to Bawri Thikaria) in the scale of Rs.1600-2660
under the control of Senior Divisional Operating Manager,
Western Railway, R/o Nayakheda, Vidyadhar Nagar, Jaipur.

2. Mohan Lal Sharma, S/o Shri Ram Niwas Sharma, aged
about 54 years, at present working as Station Master,
Railway Station Kanota, Jaipur in the scale of Rs.1600-2660
under the control of Senior Divisional Operating Manager,
Western Railway, R/o 72, Pushpنجali Colony, Barkat Nagar,
Tonk Phatak, Jaipur.

[] ... Applicants.

VERSUS

- 25 -

1. The Union of India, through General Manager, Western Railway, Churchgate, Bombay.
2. Divisional Railway Manager, Western Railway, Power House Road, Jaipur.
3. Senior Divisional Operating Manager, C/o D.R.M. Office, Western Railway, Jaipur.
4. Shri Hukam Singh Meen, Station Superintendent Railway Station Mherli, Distt. Alwar.
5. Shri Niranjan Lal, Station Superintendent, Railway Station, Kishanmanpur, Distt. Jaipur.

.... Respondents.

OA NO. 205/95, with MA 256/95

1. All India Shoshit Karmachari Sangh through its General Secretary Shri R.D. Rathi, aged 40 years, at present working as H.T.T.E., under D.C.T.I., Western Railway, Jaipur.
2. Smt. Rama Rani D/o Prem Lal Chopra, aged about 46 years, Head Clerk, D.R.M (E), W.Rly., Jaipur.
3. Smt. Renu Chhibber D/o N.P. Datta, aged about 44 years, Head Clerk, o/o D.R.M (E), W.Rly., Jaipur.
4. Shri U.N. Mathur, S/o Sh. Bhagwati Prasad, aged 53 years, Head Clerk, o/o D.R.M (E), W.Rly., Jaipur.
5. Shri Rangpal S/o Sh. Mohan Chand, Chief Clerk, o/o D.R.M (E), Western Railway, Jaipur.

.... Applicants.

VERSUS

1. The Union of India through the General Manager, Western Railway, Churchgate, Bombay.
2. Divisional Railway Manager, Western Railway, Jaipur.
3. Shri Devi Lal, at present working as Office Superintendent, P.B.M. Branch, under the D.R.M., Western Railway, Jaipur.

.... Respondents.

O.A. No. 181/95 with M.A. 163/93

1. All India Non SC/ST Rly. Employees Association, Ajmer, through its Divisional Secretary Shri S.N. Modi, working as Chief Clerk (C.M.), W/Rly., Ajmer.
2. Shri P.L. Gehlot S/o Shri Ram Pal Gehlot aged 44 years of Present working T.T.I. (Rs. 1600-2660 (RP)), W.Rly., Ajmer, P/o Gehlot Bhawan, 659/29, Gehloton Ki Dhani, Ajmer.
3. Shri G.N.Ojha, S/o Sh. G.N.Ojha, aged 45 years at present working as C.T.I., in the Grade of Rs. 2000-3200. Under D.R.M., W/Rly., Ajmer.

.... Applicants.

VERSUS

1. Union of India, through General Manager, W/Rly., Churchgate, Bombay.
2. The Divisional Railway Manager, W/Rly., Ajmer.
3. The Divisional Commercial Manager, W/Rly., Ajmer.
4. Sh. Champa Lal Meena at present working in the Grade of Rs. 2000-3200 (on adhoc basis) as C.T.I., W/Rly., Udaipur City.
5. Shri Devi Lal Meeno at present working in the Grade of Rs. 2000-3200 (adhoc basis) as C.T.I., W.Rly., Navli Junction, Distt. Udaipur.
6. Shri Bhejan Lal Meena, at present working in the Grade of Rs. 1600-2660 as T.N.C.R., Ajmer Rly. Station C/o D.C.T.I., W/Rly., Ajmer.
7. Shri Hans Raj Parihar, T.T.I., Grade Rs. 1600-2660 at Rly. Station Palanpur, W/Rly., Ajmer.
8. Shri Chunni Lal Maru at present working as T.T.I. (Rs. 1600-2660) C/o C.T.I., New Road, W/Rly., Ajmer.

.... Respondents.

OA NO. 300/97

1. All India Shoshit Karanachri Sangh, through its President, Western Railway, Jaipur, Shri R.D.Rathi.
2. Smt. Manju Sharma, W/o Shri V.K.Sharma, P/o C-57, Shived Area, Lal Kothi, Jaipur.
3. Smt. Santosh Dharwal, W/o Shri Jagdish Prasad, R/o Quarter No.L-4, Road No.3, Ganpati Nagar Railway Colony, Jaipur.
4. Smt. Jyoti Chandak, W/o Shri Mohan Chandak, P/o Road No.4, Ganpati Nagar Railway Colony, Jaipur.
5. Smt. Urmila Gary, W/o Shri N.K.Gary, R/o 17-A, Near Lata Cinema, Jhotwara, Jaipur.

All the applicants from S.No.2 to 5 are working on the post of Head Clerk scale Rs. 1400-2300 in the office of D.R.M., Western Railway, Jaipur.

.... Applicants.

VERSUS

1. The Union of India through the General Manager, Western Railway, Churchgate, Mumbai.
2. The Chairman, Railway Board, New Delhi.
3. The Divisional Railway Manager (Estt.), Western Railway, Near Jaipur Metal, Ram Mandir Road, Jaipur.
4. Shri Ram Singh, Head Clerk working under office Superintendent, Pay Bill, M.E.C., Office of D.R.M., Western Railway, Jaipur.
5. Shri Sohan Lal Meena, Head Clerk, working under office Superintendent, Pay Bill (Traffic), Office of D.R.M., Western Railway, Jaipur.
6. Shri Ram Swaroop (J), Head Clerk, working under Principal, Railway School, Bandikui, Dausa.
7. Shri Ram Kishan Meena, Head Clerk, working under Office Superintendent, Pay Bill (M), Office of D.R.M., Western Railway, Jaipur.

8. Shri Babu Lal Verma, Head Clerk, working under Office Superintendent (E.T.), office of D.R.M., Western Railway, Jaipur.

9. Shri Raghuveer Singh, Head Clerk, working under Office Superintendent (E.T.), office of D.R.M., Western Railway, Jaipur.

10. Shri Prabhati Lal, Head Clerk (retired on 30.6.95), R/o Railway Colony, Gatore, Jagatpura, Jaipur.

... Respondents.

Q.A. No. 155/2000

1. M.N. Saini, son of Shri Raghuveer Narain Saini, aged about 58 years, at present working on the post of Station Superintendent in the pay scale of Rs.6500-10500, Railway Station, Sanganer, Western Railway, Jaipur, resident of AB 454, Nirman Nagar, Jaipur.

2. H.C. Asnani, son of Shri Chetan Dass Asnani, aged about 58 years, at present working on the post of Station Superintendent in the pay scale of Rs.6500-10500 at Railway Station Sakhari, Western Railway, Jaipur, resident of opposite I.T.M. Office, Adarsh Nagar, Ajmer.

... Applicants.

VERSUS

1. The Union of India through the General Manager, Western Railway, Churchgate, Mumbai.

2. The Divisional Railway Manager, Western Railway, Jaipur.

3. Senior Divisional Operating Manager, Western Railway, Jaipur Division, Jaipur.

4. Shri Durga Lal Meena, Station Superintendent, Railway Station, Kanaikpura, Western Railway, Jaipur.

5. Shri Kujodi Lal Meena, Station Superintendent, Railway Station Silker, Western Railway, Jaipur.

6. Shri Duli Chand Meena, Station Superintendent, Railway Station Alwar, Western Railway, Jaipur.
7. Shri Kundan Lal Sehgal, Station Superintendent, Railway Station Kishangarh, Western Railway, Jaipur.
8. Shri Ram Swaroop R, Station Superintendent, Railway Station Narnol, Western Railway, Jaipur.
9. Shri J.R.Bagri, Station Superintendent, Railway Station Rengas, Western Railway, Jaipur.
10. Shri Tara Chand, Station Superintendent, Railway Station Jaipur, Western Railway, Jaipur.
11. Shri Bodhu Ram Meena, Station Superintendent, Railway Station Jhunjhunu, Western Railway, Jaipur.

.... Respondents.

C.A. No. 108/2000

Satish Chandra Sharma S/o Late Shri Gokul Chand Sharma aged about 55 years, at present working on the post of Junior Engineer-I in the pay scale of Rs.5500-9000, Department No. 25, Office of the Deputy Chief Mechanical Engineer (Carriage), W.Rly. Ajmer, R/o 306/22, Fourth Lane, Bihari Ganj, Ajmer.

-----Applicant

VERSUS:

1. The Union of India through the General Manager, Western Railway, Churchgate, Bombay
2. The Chief Works Manager, W.Railway (Loco), Ajmer.
3. Dy. Chief Mechanical Engineer (Carriage), W.Rly. Ajmer.
4. Shri Bhanwar Lal, Junior Engineer-I, Department No.25, O/o Dy. Chief Mechanical Engineer (C), W.Rly. Ajmer

-----Respondents.

C.A. No. 140/97

Bhagwan Singh S/o Shri Deep Singh, aged 47, at present working as Head Clerk, scale Rs.1400-2300 against down graded post in the office of S & A.O. Western Railway, Ajmer, R/o Opposite Dwarka Nagar, Vaishali Nagar, Ajmer.

-----Applicant

1. The Union of India through the General Manager, Western Railway, Church Gate, Mumbai.
2. F.A. & C.C., Western Railway, Church Gate, Mumbai
3. S. & A.O., Compilation Office, W.Rly. Ajmer.

-----Respondents

O.A. No. 482/97

1. Nand Kishore s/o Shri Mohan Lal aged about 42 years, resident of New Rajeev Nagar, Dhola Bhata, Distt., Ajmer, Rajasthan.

-----Applicant

VERSUS :

1. The Union of India, through The General Manager, (Estt.) W.Rly. Head Quarter, Church Gate, Mumbai.
2. The Divisional Railway Manager, W.Railway, Ajmer.
3. Chief Works Manager (Estt.-I), W.Rly. Ajmer.
4. Jai Gopal, Adhoc Chief Clerk, Office of the Chief Works Manager (Estt.I) W.Rly. Ajmer.

-----Respondents.

O.A. No. 167/98

Onkar Singh Chauhan, s/o Bhaktawar Singh, Aged about 57 years, TTI, in the pay scale Rs.1600-2660/- in the office of D.C.T.I., W.Rly. Jaipur R/o P.No. 48, Behind Bhairaw Public School, Hatwara Road, Jaipur

-----Applicant

VERSUS :

1. The Union of India through the General Manager, W.Rly. Churchgate, Mumbai
2. Railway Board, through its Chairman, Rail Bhawan, New Delhi.
3. The Divisional Rly. Manager (Estt.), W.Rly. Jaipur
4. Shri K.L.Cholak
5. Shri Suraj Mal Meena
6. Shri Madan Lal Meena
7. Shri Ram Singh 'N'

8. Shri Om Prakash Meena
9. Shri Nand Lal 'K'
10. Shri Sedu Ram
11. Shri Jagdish Prasad Meena
12. Shri Gopal Krishna Meena
13. Shri Girdhari Lal Meena

(All the private respondents viz. Sl.No. 4 to 13 are substantively working in the pay scale of Rs.1600-2560/-)
C/o D.C.T.I., W.Railway, Jaipur.

-----Respondents

O.A. No. 213/98

M.D. Sharma S/o Lt.Sh. R.C. Sharma aged 48 years,
R/o 2/72, Jawahar Nagar, Jaipur at present posted
at TTI Under CTI-II Jaipur.

-----Applicant

VERSUS :

1. Union of India through the General Manager, Western Railway, Church Gate, Mumbai.
2. Railway Board through Chairman, Rail Bhawan, New Delhi.
3. Divisional Railway Manager, Western Railway, DRM-Office, Power House Road, Jaipur.
4. K.L.Chholak, CTI, Western Railway, Bandikui, Distt. Dausa through DRM Western Railway, Jaipur.
5. Suraj Mal Meena CTI-II, Jaipur, through DRM Western Railway, Jaipur.
6. Madan Lal Meena, CTI-II Jaipur through DRM, W.Railway, Jaipur.

-----Respondents.

O.A. No. 30/99

1. All India Scheduled castes & Scheduled Tribes Rly. Employee's Association through its Secretary Shri Ram Singh, aged about 40 years, son of Shri Narain Singh Resident of Railway Quarter No. 1193/B, Railway Colony, Ram Ganj, Ajmer.
2. Kishan Pal Singh, aged about 43 years, s/o Shri Chhote Lal, resident of Krishna Colony, Gaddi Raod, Ajmer Ticket No. 74524/433345.
3. Brij Lal, Aged about 42 years, son of Shri Hari Narainji, resident of Nar Singh Pura, John's Ganj, Ajmer Ticket No. 41786/28.

-----Applicant

VERSUS :

1. Union of India through General Manager, Western Railway, Churchgate, Bombay.
2. DRM, W.Rly. Ajmer
3. Chief Works Manager, W.Rly. Ajmer Workshop, Ajmer
4. Dy. Controller of Stores (General Stores), W.Rly. Ajmer.
5. Ram Sraoop S/o Babu Lal, aged 51 years, Junior Engineer, Grade -I, Office of C.P.O., (Inspection) No. 28, C & W Western Railway, Ajmer R/o Quarter No. 1215-B Ram Ganj, Railway Colony, Ajmer
6. Daya Shanker S/o Shri Mohan Lal, aged about 51 years, Junior Engineer, Grade-I, C.P.O. (Inspection) No. 28 C & W Western Railway, Ajmer R/o 491/26, Pathar Wali Gali, Ramganj, Ajmer.
7. Subhash Chand s/o Shri Phool Chand, aged 49 years, A/p, JEN-I, Office of CPO (Progress) W.Rly. Ajmer. R/o Dayal Ka Bari, Srinagar Road, Purana Dadugar, Ajmer.

8. Kishan Lal S/o Shri Geeshu Lal, aged 50 years, JEN-I, Office of C & W, Shop No. 28, Western Railway, Ajmer. R/o Gadi Maliyan, Near John's Ganj, Ajmer
9. Gafoor Khan, S/o Shri Kambaya Lal aged 52 years, JEN-I, Office of C & W, Shop No. 28, R/o Ram Ganj, (Q.No.1154-B), Rly.Qts. Ajmer.

-----Respondents

Q.A. No. 31/99

1. All India Scheduled Castes & Scheduled Tribes Railway Employee's Association through its Secretary Shri Ram Singh, aged about 40 years son of Shri Narain Singh, resident of Railway Quarter No. 1193/B, Railway Colony, Ramgaj, Ajmer.
2. Bhupendra Rawat, aged about 49 years, S/o Shri Dalji Rawat, Resident of 55/27 Johns Ganj, Ajmer. At present posted as Office Superintendent in the office of Dy.Chief Mechanical Engineer (C & W), Western Railway, Ajmer.

-----Applicant

VERSUS :

1. Union of India through General Manager, Western Railway, Church Gate, Bombay.
2. Divisional Railway Manager, Western Railway, Ajmer.
3. Chief Works Manager, Western Railway, Ajmer Workshop, Ajmer.
4. Dy. Controller of Stores (General Stores), Western Railway, Ajmer.

-----Respondents

O.A. No. 43/99

1. All India Scheduled Castes & Scheduled Tribes Railway Employee's Association through its Divisional Secretary Shri Kishan Lal Meena aged about 32 years son of Shri Kanhaiya Lal Meena R/o Railway Quarter No. 1533/C, Railway Colony, No. 1, Ajmer.
2. Smt. Madhu Jindal, aged about 34 years, wife of Shri Kishan Jindal, R/o Ajmer, At present posted as Head Clerk (Establishment) in the Office of DRM, Ajmer.
3. Raj Hansh Kumawat, aged 36 years about, s/o Sh. _____ R/o Ajmer, At present posted as Head Clerk (Establishment) in the office of DRM, Ajmer.

-----Applicants

VERSUS::

1. Union of India through the Chairman, Railway Board, New Delhi.
2. The General Manager, Western Railway, Church Gate, Bombay.
3. Divisional Railway Manager, Western Railway, Ajmer

-----Respondents

O.A. No. 73/99

1. Ram Swaroop S/o Shri Babu Lal, aged 51 years, at present working on the post of Junior Engineer-I, Scale Rs. 5500-9000 (R) in the office of the C.P.O., Inspection (No. 28), C & W Shop, Western Railway, Ajmer, R/o Quarter No. 1216/B, Ram Ganj Railway Colony, Ajmer.
2. Daya Shanker s/o Shri Mohan Lal, aged 51 years, at present working as Junior Engineer-I, scale Rs. 5500-9000 (R) in the office of the C.P.O., Inspection (No. 28), C & W Shop Western Railway, Ajmer, R/o 491/26, Pathar Wali Gali, Ram Ganj, Ajmer.

-----Applicant

VERSUS:

1. Union of India through the General Manager, Western Railway, Churchgate, Mumbai.
2. The Divisional Railway Manager, Western Railway, Ajmer.
3. The Chief Workshop Manager, Western Railway, Ajmer.

-----Respondents

O.A. No. 532/99

1. Smt. S.N. Nair W/o Sh.R.N.Nair, aged about 56 years, at Present working on the post of Matron in the office of the Chief Medical Superintendent, Railway Hospital, Western Railway, Ajmer, R/o Railway Quarter No.1903/H, Hazari Bagh, Ajmer.
2. Smt. Jaismin Andrews, aged about 52 years, at present working on the post of Matron in the office of the Chief Medical Superintendent, Railway Hospital, Western Railway, Ajmer, resident of House No.293-C, Christian Ganj, Near Water Tank, Kailesh Puri Road, Ajmer.

-----Applicants

VERUS :

1. The Union of India through the General Manager, Western Railway, Churchgate, Mumbai.
2. The Divisional Railway Manager (Estt.) Western Railway, Ajmer Division, Ajmer.
3. The Chief Medical Superintendent, Railway Hospital, Western Railway, Ajmer.
4. Smt. Kamal Mane, Matron, Railway Hospital, in the office of the Chief Medical Superintendent, W.Rly. Ajmer.
5. Smt. Usha B Parmar, Matron, Railway Hospital, in the office of the Chief Medical Superintendent, Western Railway, Ajmer, At present working at Rly. Hospital, Abu Reed.

6. Smt. Shakuntala M Panwar, Metron, Railway Hospital,
In the office of the Chief Medical Superintendent,
Railway Hospital, Western Railway, Ajmer.

-----Respondents

O.A. No. 438/99

1. Suresh Chand Dubay, s/o Shri V.P.Dubay, aged 57, years,
now-a days Chief Pharmacist, Railway Hospita, Kota Jn.
resident of Machis Factory Road, Vikas Colony,
Dadwada, Kota Jn.

----Applicant

VERSUS :

1. Union of India through the General Manager, Western
Railway, Church Gate, Mumbai-20
2. Executive Director, Railway Board, Rail Bhawan, New
Delhi.
3. Divisional Railway Manager, Western Railway, Kota Div.,
Kota.
4. Shri Mangal Singh,Chief Pharmacist, Western Railway,
Railway Hospital, at Agre Fort.

-----Respondents

O.A. No. 189/99

1. M.G.Verma S/o Shri Bheru Lal Verma aged 52 years, in
employment of the Railays, posted as Chief Office
Supdt., in Divisional Railway Manager's Office, Kota,
Kota Division R/o Rly.Off.No.671/B, New Railway Colony,
Kota Junction.

-----Applicant.

VERSUS :

1. The Union of India Through
The General Manager,
Western Railway, Churchgate,
Mumbai - 20.
2. The Divisional Railway Manager,
Western Railway,
Kota.

-----Respondents.

COUNSEL WHO APPEARED FOR THE APPLICANTS AND FOR THE
RESPONDENTS IN THIS BATCH OF THE CASES :-

Mr. R.N. Mathur, Mr. Rajendra Soni, Mr. Manish Bhandari,
Mr. Supresh Pareek, Mr. S.H. Jain, Mr. P.V. Calla,
Mr. Virendra Lodha, Mr. U.D. Sharma, Mr. M. Rafiq,
Mr. V.P. Mishra, Mr. S.S. Hasan, Mr. P.P. Mathur, Mr. C.B.
Sharma, Mr. Nand Kishore, Mr. Anupam Agarwal, Mr. Jas Raj,
Mr. Sunil Samdariya, Mr. Shiv Kumar, Mr. Dinesh Kaushik
(Proty to Mr. P.K. Sharma), Mr. C.K. Premi, Mr. Ranjeet
Bhandari, Mr. T.P. Sharma, Mr. Akhil Simlotte, Mr. J.K. Kaushik,
Mr. Bhanwar Bagri, Mr. Hemant Gupta (Proty to Mr. M. Rafiq)

CORAM :

THE HON'BLE MR. JUSTICE B.S. PAIKDE, VICE CHAIRMAN
THE HON'BLE MR. N.P. NAWANI, ADMINISTRATIVE MEMBER.

O R D E R :

PER HON'BLE MR. JUSTICE B.S. PAIKDE :-

This batch of cases we have heard alongwith O.A. Nos. 387/99 (M.D. SHARMA vs. Union of India and Ors.) and O.A. No. 419/99 (K.L. Vahtav vs. Union of India and Ors.) as suggested at the Bar, in view of the fact that all those cases essentially involve a controversy relating to the principles for determining the seniority of Schedule Caste/Schedule Tribe candidates promoted earlier on roster principles vis-a-vis general category candidates promoted later. In O.A. No. 387/99 and O.A. No. 419/99 today (supra), we rendered a separate common judgement/so as to appreciate the principles of law laid down by Hon'ble the Supreme Court in a number of judgements with reference to facts involved in those two cases, so as to illustrate the applicability of the principles, keeping in view the fact that it would not be possible for us to return a final finding as to the merits involved in each case. The Railway department is a huge department with vast records pertaining to its large number of employees, including innumerable rules, regulations and circulars etc. Therefore, to undertake an exercise so as to record a final finding as to respective cases between the applicants and the respondents in each case would be next to impossibility for us, for the simple reason that the applicability of principles regarding determination of seniority of the roster promotees vis-a-vis general category candidates requires to be considered with reference to the persons similarly situated in the various cadres at different levels, including those who have retired. This kind of an exercise is possible only by the department with all the material available at their command. Therefore, noting the contention of the applicants and the respondents in each case by us, would

be an exercise in futility. In this view of the matter, we think it appropriate to dispose of the entire batch of these cases on the basis of the reasoning contained in O.A. No. 387/99 connected with O.A. No. 419/99. We have also taken note of the fact that the reliefs prayed for in each one of these cases would be slightly different from the other cases, having regard to the nature of disputes between the applicants and the respondents in a particular case. But at the same time, the fundamental principles involved centre round the issue regarding the determination of the inter-se seniority of the junior roster promotees vis-a-vis senior general category candidates, on the basis of the "catch up" principle enunciated by Hon'ble the Supreme Court in number of judgements, which we have already referred to in O.A. No. 387/99. Moreover, in some cases like O.A. No. 67/93 connected with O.A. No. 414/2000 and O.A. No. 495/93, in addition to the general issue as to the seniority between reserved promotees and general category candidates, there is an additional issue regarding seniority of an employee promoted on the sports quota, as against the general category candidates and also the reserved category candidates. This aspect as to the sports quota, and the question of seniority of an employee promoted on sports quota, requires to be determined by the department on the basis of the sports quota rule, and other circulars applicable. In some other cases, like O.A. No. 96/99 connected with O.A. No. 324/2000 and O.A. No. 436/2000, there is yet another issue, as to whether the post of Chief Matron in the pay scale at Rs. 7400-11500 is a new post created/or it is a case of upgradation etc. which the department alone can decide on the basis of the materials available with them. These instances we have given

only as an example, and there may be some other additional issues involved, requiring the attention on the part of the department on the basis of the records, apart from the main controversy of the seniority between roster promotees and the general category candidates.

2. For the above reasons, we think it appropriate to dispose of this batch of cases with an observation that wherever eligibility list and/or panel are prepared for the purpose of promotion to the higher cadre, without following the law laid down by Hon'ble the Supreme Court in Ajit Singh-II, Jatinder Pal Singh etc., such eligibility list and panel are *prima facie*, invalid and ineffective as long as the official respondents have not revised the seniority lists of the lower cadre, keeping in view the "Catch up" principle enunciated by Hon'ble the Supreme Court. We also find that even the impugned seniority lists challenged in different cases are the seniority lists prepared without considering the "Catch-up" rule. In these circumstances, keeping in view the law declared by Hon'ble the Supreme Court in Ajit Singh-II and Jatinder Pal Singh case etc., such seniority lists are required to be revised to bring them in conformity with the law declared by Hon'ble the Supreme Court, as we have already made it clear in O.A. No. 387/99 and O.A. No. 419/99. The judgement in O.A. No. 387/99 and O.A. No. 419/99 rendered separately today, shall be treated as part of this judgement. In fact, Hon'ble the Supreme Court has already issued a general direction dated 16.08.2000 in Special Leave to Appeal (Civil) Nos. 16135-16136 of 1999, directing the Union of India to implement the directions given by the Constitution Bench of Apex Court in Jatinder Pal Singh case. Hence, in our considered opinion, it is the duty of the Department to implement the same. It is needless to point out that the law protect those who protect the law. (Dharma Rakshti Rakshatah).

3. For the above reasons, we pass the order as under :-

"All the above OAs are disposed of with a direction to the respondents not to give effect to any eligibility list and/or panel already prepared for the purpose of promotion to the next higher cadre, without revising the seniority in the lower cadre in the light of the "catch up" rule enunciated by Hon'ble the Supreme Court in Ajit Singh -II, Jatinder Pal Singh etc. The official respondents shall now take up the exercise for revising the seniority between the applicants and the respondents in each case with reference to other persons of the cadres at different levels, in terms of the base level seniority. This exercise shall be completed within a period of six months from the date of receipt of a copy of this order or before initiating the process for any promotion to higher cadre, whichever is earlier.

4. Parties are left to bear their own costs.

(N.P. NAWANI)
Adm. Member

(JUSTICE E.S. PANDIT)
Vice Chairman

cvr.