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CENTRAL ADMINISTRATIVE TRIBUNAL, JABALPUR BENCH, JABALPUR

Original Application No. 659/1993

Original Application No. 806/1993

Jabalpur, this the 9th day of January, 2003.

Hon'ble Mr. Justice N.N. Singh- Vice Chairman
Hon'ble Mr. R.K. Upadhyaya- Member (Adminv.)

OA No. 659/1993

1. Basant Kumar
S/o late Shri Murat Ram,
aged about 63 years, Rtd.,
Loco Foreman Jabalpur,
R/o Awasthi Apartment, South
Civil Lines, Jabalpur (MP) and
17 (Seventeen) others.

-APPLICANTS

(By Advocate- Jt. to Mr. R. Tiwari)

Versus

1. Union of India through the
Chairman, Rly. Board, Ministry of
Railways, Govt. of India, Rail
Bhawan, New Delhi.
2. The General Manager, Central Rly.,
Administrative Building, Bombay V.T.
3. Divisional Rly. Manager,
Central Rly. DRM Office, Jabalpur (MP)

-RESPONDENTS

(By Advocate- Mr. S.P. Sinha)

OA No. 806/1993

1. Surrindra Kumar Jain,
Retired Chief Instructor (ACT)
(RS) C.Rly. S/o late Shri DM Jain
aged about 59 years, R/o 337 Napier
Town, Jabalpur (MP), S/o KC Jain, and
7 (Seven) others.

-APPLICANTS

(By Advocate- None)

Versus

1. Union of India through the
Chairman Railway Board, Ministry of
Railways, Govt. of India, Rail
Bhawan, New Delhi.
2. The General Manager,
C. Railway, Administrative Building
Bombay V.T.
3. Divisional Railway Manager,
C.Rly., Bhusawal (Maharashtra)
4. Divisional Railway Manager,
Central Rly. DRM Office, Jabalpur.

-RESPONDENTS

(By Advocate- Mr. S.P. Sinha)

ORDER (ORAL)

A Larger Bench was Constituted to answer the following reference made by this Tribunal vide order dated 13.3.2002:-

"Whether the cut off date incorporated in the circular of Railway Board dated 25.11.1992 is arbitrary or not? and

whether the applicants who have been drawn from running staff are entitled for the benefit of add on 30% of the running allowance towards the pensionary benefits, irrespective of their retirement, prior to 1.1.1993 ?"

2. In view of answer of the reference made by the Full Bench vide order dated 7.1.2003 that the cut-off date incorporated in the circular of the Railway Board dated 25.11.1992 is not arbitrary, and the applicants, who were drawn from running side and retired prior to 1.1.1993, are not entitled for benefits of add on 30% of the basic pay towards the pensionary benefits, both OAs are dismissed.

(Signature)

(R.K. Upadhyaya)
Member (Admin.)

(Signature)

(N.N. Singh)
Vice Chairman

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पृष्ठंकन सं ओ/न्या.....जबलपुर, दि.....

परिचालिका अर्द्ध दिनांक -

- (1) यदि जलपुर
- (2) यदि जलपुर
- (3) यदि जलपुर
- (4) यदि जलपुर

सूचना एवं आवश्यक कार्रवाई हेतु

उप सचिव

13/1/03

(Signature)
A Guwan Adl
K Ram Adl
SP Sinha - Adl

Issued
on 13.1.03
BS