

**CENTRAL ADMINISTRATIVE TRIBUNAL,  
JAIPUR BENCH, JAIPUR**

**ORIGINAL APPLICATION NO. 476/2005**

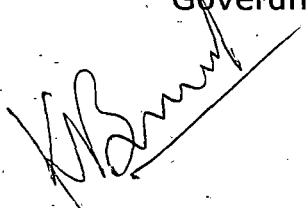
Date of Order:

29/01/2010

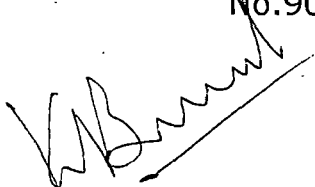
**CORAM:**

**HON'BLE Dr. K.S. SUGATHAN, ADMINISTRATIVE MEMBER**  
**HON'BLE Dr. K.B. SURESH, JUDICIAL MEMBER**

1. Ramswaroop Bairwa S/o Shri Ram Prasad Bairwa, aged about 33 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera, R/o Quarter No.559/B, A.En. Colony, Phulera, District Jaipur (Raj.).
2. Mohammed Amin s/o Shri Akbar Khan, aged about 22 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera, R/o Plot No.C-111, Jagdamba Colony, Phulera, District Jaipur (Raj.).
3. Kamal Singh Gurjar S/o Shri Laxmi Narayan Gurjar, aged about 23 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera, R/o House No.L/96, Infront of Railway Institute, Phulera, District Jaipur (Raj.).
4. Heera Lal S/o Shri Mala Ram, aged about 32 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera, R/o Shyam Nagar, Bad Ki Kothi, Ward No.20, House No.11, Phulera, District Jaipur (Raj.).
5. Lallu Lal Jogi S/o Shri Gyarsi Lal Jogi, aged about 33 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera, R/o Plot No.22, Kartarpura, District Jaipur (Raj.).
6. Harish Kumar S/o Shri Bhanwar Lal, aged about 26 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera, R/o Industrial Area, Goverdhanpura, Phulera, District Jaipur (Raj.).



7. Amit Kumar S/o Shri Laxmi Prasad, aged about 30 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera, R/o Quarter No.160/NO, Loco Colony, Phulera, District Jaipur (Raj.).
8. Mohan Lal S/o Shri Hari Narayan, aged about 33 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera.
9. Hoshiyar Singh S/o Shri Om Prakash, aged about 29 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera, R/o C/o Shankar Lal Yadav, Dhani Nagan, Phulera, District Jaipur (Raj.).
10. Ram Prasad Verma S/o Shri Ram Lal, aged about 34 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera, R/o Quarter No.484/E, A.En. Colony, Near Scout Guide, Phulera, District Jaipur (Raj.).
11. Manoj Verma S/o Shri Bansidhar Verma, aged about 22 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera, R/o village Post Jaitusar, District Sikar (Raj.).
12. Mahendra Mev S/o Shri Ram Gopal, aged about 30 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera, R/o Behind GRP Police Station, Phulera, District Jaipur (Raj.).
13. Akhe Ram S/o Shri Bholu Ram, aged about 26 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera, R/o Senior Divisional Mechanical Engineer (Diesal), Phulera, District Jaipur (Raj.).
14. Mukesh Kumar Kayath S/o Shri Girdhani, aged about 23 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Engineer- Loco Trouble Shooting, Jaipur R/o Mahatma Gandhi Nagar, D.C.M., Ajmer Road, Jaipur.
15. Raj Kumar Meena S/o Shri Hari Narayan Meena, aged about 33 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Engineer- Loco (Trouble Shooting) Jaipur R/o House No.9047, New Loco, Hasanpura-A, Jaipur.



16. Norang Lal Meena S/o Shri Parbhu Dayal, aged about 25 years, presently posted as Senior Artisan Khalasi (Scale Rs.2650-4000), office of Senior Divisional Mechanical Engineer (Diesel), Phulera, R/o Quarter No.559/A, A.En. Colony, Phulera, District Jaipur (Raj.).

....Applicants

Mr. P.V. Calla, Counsel for applicants.

### **VERSUS**

1. The Union of India through General Manager, North Western Railway, Jaipur.
2. The Divisional Railway Manager, Jaipur Division, North Western Railway, Jaipur.


....Respondents.

Mr. T.P. Sharma, counsel for respondents.

### **ORDER**

**(Per Hon'ble Dr. K.B. Suresh, Judicial Member)**

The applicants, it is now reported, have been promoted as Assistant Loco Pilot and, therefore, a portion of their cause seems to be satisfied. After discussions at the bar, it is suggested that the applicants would file a representation before the competent authority for granting them notional benefits, which would have accrued to them, had the Original Application, been allowed and, for their career progression guarantee; then the respondents shall consider this aspect in its entirety and while doing so. They will take care to hear in mind that the ancillary workers were a minority whereas the maintenance workers form the majority group. The democratized set up of trade unionism and the permanent negotiating machinery also became imbued with force of majority. Therefore, keeping this as a background and taking



care that the voice of minority is not stifled beyond limits the respondents shall consider the case of the applicants with consideration due to them in accordance with law and regulations.

2. The applicants are allowed to file a fresh representation within a period of one month from the date of receipt of this order. The respondents shall consider such representation and pass appropriate order thereon within three months' next. The O.A. is disposed as above. No order as to costs.



**(Dr. K.B. Suresh)**  
**Member Judicial**



**(Dr. K.S. Sugathan)**  
**Member Administrative**

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