

30/100

**CENTRAL ADMINISTRATIVE TRIBUNAL**  
**GUWAHATI BENCH**  
**GUWAHATI-05**

(DESTRUCTION OF RECORD RULES, 1990)

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O.A/T.A No. 42/96

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SECTION OFFICER (Judl.)

CENTRAL ADMINISTRATIVE TRIBUNAL : GUWAHATI BENCH  
GUWAHATI

ORIGINAL APPLN.NO.

42 OF 1995

TRANSFER APPLN.NO.

OF 1995

CONTEMPT APPLN.NO.

OF 1995 (IN OA NO.

REVIEW APPLN. NO.

OF 1995 (IN OA NO.

MISC. PETN. NO.

OF 1995 (IN OA NO.

.....S. Manoj D. Singh..... APPLICANT(S)

-VS-

.....K.O.I..... RESPONDENT(S)

FOR THE APPLICANT(S)

...MR. D.K. Biswas  
MR.  
MR.  
MR.

FOR THE RESPONDENTS

...MR. S. Ali; K. Chel

OFFICE NOTE

DATE

ORDER

19.3.96

Learned Addl. CGSC Mr G.Sarma for respondents

Learned counsel Mr D.K. Biswas moves this application on behalf of 103 applicants seeking for granting relief in the form of House Rent Allowance. ~~Locality~~ ~~XXXX~~ Allowance to them. They have also prayed to be allowed to join together in one application under Rule 4(5)(a) of the Central Administrative Tribunal (Procedure) Rules 1987. Prayer allowed.

Perused the grievances and the reliefs sought by the applicants. The application is admitted subject to verification by the respondents as indicated below. Issue notice on the respondents by registered post. Written statement within 8 weeks.

List on 20.5.96 for written statement and further orders.

The respondents are directed to verify whether the applicants are in their establishment and the genuineness of the signatures of the applicants. This report should be intimated to this Tribunal.

Steps within two days.

Send photocopy of verifications to respondent No.2.

Member

19/3

nkmm

By Order

copy of the order may be furnished to the counsel for the parties.

This application is

form and within time

C. F. of Rs. 50/-

deposited vide

IPO/BD No. 337-50

Dated 13.3.96

19/3/96

19/3

19/3

19/3

19/3

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19/3

19/3

CENTRAL ADMINISTRATIVE TRIBUNAL : GUWAHATI BENCH  
GUWAHATI

2

ORIGINAL APPLN.NO. 42 OF 1995  
TRANSFER APPLN.NO. OF 1995  
CONTEMPT APPLN.NO. OF 1995 (IN CA NO. )  
REVIEW APPLN. NO. OF 1995 (IN CA NO. )  
MISC. PETN. NO. OF 1995 (IN CA NO. )

..... APPLICANT(S)

-VS-

..... RESPONDENT(S)

FOR THE APPLICANT(S) ...MR.

MR.

MR.

MR.

FOR THE RESPONDENTS ...MR.

OFFICE NOTE

DATE

ORDER

20  
21-5-96

Mr. G. Sarma for the respondents,  
written statement has not been submitted.  
Mr. Sarma request for another six weeks  
for counter.

List on 8-7-96 for counter and  
further order.

ln

Member

8.7.96

Mr. S. Ali, learned Sr. C.G.S.C., is  
present. Written statement has not been submitted.

List for written statement and further  
orders on 1.8.96.

nkm

Member

1-8-96

Learned Addl. C.G.S.C. Mr. G. Sarma  
for the respondents, have for the apd  
written statement has not been submitted  
to be decided by Addl. C.G.S.C. List for  
written statement and further order on  
1-8-96.

Member

30.5.96

Notice duly

received and  
Respect No. L

ln

Counter has not been  
b/w

5/7

Counter has not been  
b/w

5/7

Statement has not been  
b/w

5/8

O.A. 42 of 1996

3

30.8.96

Mr. G.Sarma, Addl. C.G.S.C. for the respondents.

Written statement has not been submitted.

Mr. Sarma, Addl. C.G.S.C. seeks one month time to file written statement. Allowed.

List for written statement and further order on 27.9.96.

*[Signature]*  
Member

trd

27-9-96

None for the applicant. Leave note of Mr.G.Sarma Addl.C.G.S.C.

List for order on 9-10-96.

*[Signature]*  
Member

lm

*[Signature]*  
20/9

9-10-96

Written statement has not been submitted. None is present.

List for written statement and further order on 19-11-96.

*[Signature]*  
Member

lm

*[Signature]*  
9/10

19.11.96

None for the applicant. Learned Addl. C.G.S.C. Mr G. Sarma for the respondents seeks time to file written statement.

List for written statement and further orders on 10.12.96.

*[Signature]*  
Member

nkm

*[Signature]*  
19/11

*w/ statement has not been filed*

*20/9*

*w/ statement has not been filed*

*8/10*

*1) Notice duly served on Res pdt no - 1.*

*2) w/ statement has not been filed.*

*18/11*

*w/ statement has not been filed*

*9/12*

*w/ statement has not been filed*

*1/97*

10.12.96

Mr. G.Sarma, Addl.C.G.S.C. for the respondents.

none for the applicant.

Written statement has not been submitted.

List for hearing on 2.1.1997. In the meantime the respondents may submit written statement with copy to the counsel of the applicant.

*[Signature]*  
Member

trd

2.1.97

None for the applicant. Learned Sr. C.G.S.C. Mr S. Ali and Learned Addl. C.G.S.C. Mr G. Sarma for the respondents. Written statement has not been submitted.

List for hearing on 30.1.97. In the meantime the respondents may submit written statement.

Inform Mr D.K. Biswas, Advocate for the applicant regarding the date of hearing.

*[Signature]*  
Member

nkm

30.1.97

Learned counsel Mr. D.K.Biswas appearing on behalf of the applicant is present.

Learned Addl. C.G.S.C. Mr. G. Sarma appearing on behalf of the respondents is present.

Mr. Sarma prays that only yesterday he has received information for which he is compelled to pray for adjournment. Learned counsel appearing on behalf of the applicant has vehemently opposed because he has already come from Agartala. Considering the entire facts we adjourn it. Date and place for hearing of the case will be decided later on. Mr. Sarma also said that the written statement could not be filed due to lack of instruction. Costs Rs. 500.00 ~~shall~~ <sup>shall</sup> be paid on the next date of hearing. *by the respondent*

*[Signature]*  
Member

*[Signature]*  
Vice-Chairman

Place the case in the Administrative Office.

By order

*[Signature]*  
30.1.97

trd

*[Signature]*  
30.1.97

Notice duly served  
on R. No. 1

*[Signature]*  
2/1/97

3.1.97  
Copy of the order  
Send to the both  
side Advocate vide  
order dated 2.1.97.

*[Signature]*  
2/1

29-1-97  
w/ statement has not  
been submitted.

*[Signature]*  
26.1

(5)

OA 42/96

4

24-2 57 4.6.97

W/S filed on 6/6/97

Responds. Copy 2 W/S  
sent by post to applicant  
by

30-5-97

Memo of appearance  
filed by Mr. G. Sarma  
Addl. C.G.S.C  
Bn  
trd  
5/6

Heard Mr. D.K. Biswas, learned counsel  
appearing on behalf of the applicant at  
some length. Let this case be listed on  
6.6.97 for hearing, the case remains part heard. List it on top of the list for  
hearing on 6.6.97.

Member

Vice-Chairman

Adjustment - cash  
Rs. 500/- deposited  
in cash for O.A.  
42/96, 43/96 and 44/96  
3-6-97 by Mr. G. Sarma  
Addl. C.G.S.C vide R No 946.

2/6

Heard Mr. D.K. Biswas, learned counsel  
appearing on behalf of the applicant at  
some length. There are certain technical  
defects. Mr Biswas prays for 3 weeks time  
to rectify the defects. Prayer allowed.  
List on 3.7.1997 for further orders

W/S has been filed  
2/7

Member

Vice-Chairman

pg  
12/6

3.7.97

There is no representation on behalf  
of the applicant. Let this case be listed on 11.7.97.

Member

Vice-Chairman

9.7.97

Received list of  
dates from Shri  
D.K. Biswas, learned  
advocate, Agartala and  
Place at Flag 'X'.  
Copy not yet sent  
to the Addl. C.G.S.C.  
9/7. W/S has been filed  
2/7

nkm  
2/7

6

11.7.97

The applicant is not present. He was to furnish the legible typed copy. He has not done it. For the ends of justice the case is adjourned to 28.7.97.

*bn*  
Member

*LB*  
Vice-Chairman

nkm  
21/7

28.7.97

The case is ready for hearing. Mr G. Sarma, learned Addl. C.G.S.C. submits that the matter relates to Tripura. Accordingly the case will be taken up for hearing at Agartala. The date of hearing will be notified later.

The applicant has not filed the corrected typed copy. The applicant shall file the corrected typed copy.

Office to intimate this order to the counsel for the applicant.

Please Comply.

*MS*  
30/7

*bn*  
Member

*LB*  
Vice-Chairman

nkm  
30/7

~~28~~

31.7.97

Copy of order dtd 28.7.97 issued to the applicant's Counsel by Regd/Post at Agartala.

*Boo*

w/s has been filed on Respondents.

4/8/2015

21.5.98

All the applicants have joined in this single application and a prayer has been made by them to allow them to proceed with the case by a single application as per the provisions of Rule 4(5)(a) of the Central Administrative Tribunal(Procedure) Rules, 1987.

Heard Mr D.K. Biswas, learned counsel for the applicants and Mr G. Sarma, learned Addl. C.G.S.C. On hearing the learned counsel for the parties we allow the applicants to proceed with the case by a single application.

Heard the learned counsel for the parties. Hearing concluded. Judgment


Notes of the Registry

Date

Order of the Tribunal

21.5.98

delivered in open court, kept in separate sheets. The application is allowed. No order as to costs.

  
Member

  
Vice-Chairman

nkm

15.6.98  
Copies of the Judgment have been sent to the Despatch Sect. for issuing the same to parties through Regd. with A.D.

It is issued vide No. 1603-1605  
dt. 15.6.98

Wtr.





CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH ::: GUWAHATI-5.

D.A. NO. 42 of 1996  
T.A. NO.

DATE OF DECISION 21.5.1998

Shri S. Mangi Singh and  
102 others

(PETITIONER(S))

Mr D.K. Biswas

ADVOCATE FOR THE  
PETITIONER (S)

VERSUS

Union of India and others

RESPONDENT (S)

Mr G. Sarma, Addl. C.G.S.C.

ADVOCATE FOR THE  
RESPONDENT (S)

THE HON'BLE MR JUSTICE D.N. BARUAH, VICE-CHAIRMAN

THE HON'BLE MR G.L. SANGLYINE, ADMINISTRATIVE MEMBER

1. Whether Reporters of local papers may be allowed to see the Judgment ?
2. To be referred to the Reporter or not ?
3. Whether their Lordships wish to see the fair copy of the judgment ?
4. Whether the Judgment is to be circulated to the other Benches ?

Judgment delivered by Hon'ble Vice-Chairman



10

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH

Original Application No.42 of 1996

Date of decision: This the 21st day of May 1998

The Hon'ble Mr Justice D.N. Baruah, Vice-Chairman

The Hon'ble Mr G.L. Sanglyine, Administrative Member

Shri S. Mangi Singh and

102 others

.....Applicants

By Advocate Mr D.K. Biswas.

-versus-

1. The Union of India, represented by the  
Secretary to the Government of India,  
Ministry of Defence,  
New Delhi.

2. The Garrison Engineer,  
869 EWS, 57 - MTN DIV.,  
Leimakhong (Manipur),  
99 - A.P.O.

.....Respondents

By Advocate Mr G. Sarma, Addl. C.G.S.C.

.....

O R D E R

BARUAH.J. (V.C.)

The applicants are Civilian Defence employees in the establishment of the Assistant Garrison Engineer, 57 Mountain Division, C/o 99 A.P.O., Leimakhong in the State of Manipur. By this application they claim House Rent Allowance (HRA for short), which has been denied to them by the respondents. Hence the present application.

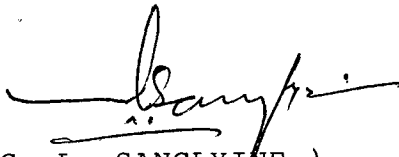
2. We have heard Mr D.K. Biswas, learned counsel for the applicants and Mr G. Sarma, learned Addl. C.G.S.C. appearing on behalf of the respondents. Mr Biswas submits that a similar application, namely original application No.122 of 1996 had already been disposed of by this


R2

Tribunal on 20.5.1998. Facts of the present case is squarely covered by the judgment and order dated 20.5.1998 passed in the aforesaid original application. Mr Sarma also confirms the same and submits that similar order may be passed in this case also.

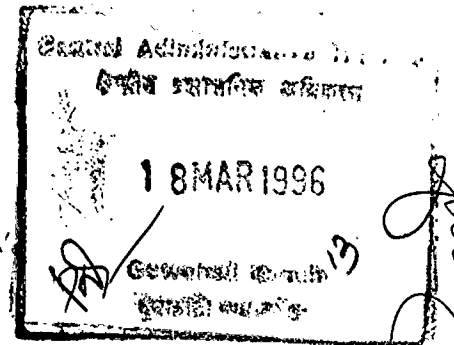
3. As the facts are similar and also points involved are common we dispose of this application in the same manner as was decided in the aforesaid original application giving direction to the respondents to pay HRA to the applicants at the rate as was applicable to them by reference to the place of their posting as prescribed under the Office Memorandum dated 23.9.1986 with effect from 1.10.1986 or from the actual date of appointment, whichever is later, upto 28.10.1991 and at the rate as may be applicable from time to time as from 1.3.1991 (under O.M.No.2 (II)93-E-2(B) dated 14.5.1993) upto date and continue to pay the same at the rates as may be prescribed thereafter till 30.10.1995 and as from 1.11.1995 onwards under the appropriate orders of the Government of India. The arrear HRA as per this order shall be paid within one month from today. We also make it clear that future payment will be regulated as per the existing rate as may have been prescribed and any amount as may have been paid to the applicants towards HRA during the aforesaid period will be adjusted in the arrears.

3. With the above direction the application is allowed. However, in the facts and circumstances of the case we make no order as to costs.

  
( G. L. SANGLYINE )  
MEMBER (A)

  
( D. N. BARUAH )  
VICE-CHAIRMAN

HOUSE RENT ALL.  
Manipur



IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH

CASE NO : O.A. 42 of 1996

1. Shri S.Mangi Singh, Elct.SK MES NO.243681
2. " W.Megha Singh , Elect. " 243801
3. " K.Krishnamoni Sharma,Elect. " 243671
4. " Adhar Chandra Roy , " " 243710
5. " K. Sen Gupta , Spdt.B/R-1 " 265107
6. " A.K.Panja , Spdt.E/M-1 " 212037
7. " P.K.Dutta , " "-11 " 204988
8. " A.K.Das , S.A.-II " 264665
9. " K.Rajadurai, Spdt.B/R-II " 289212
10. " A.Hazarika, S.K.-II " 238098
11. " B.Paul, ... " " " 242246
12. " A.C.Gope, " " " 242428
13. " P.T.Ao , Mt.Ovr.Gr-II " 243553
14. " L.Marak, ~~Peon~~ Peon " 248556
15. " A.S.Marcony, Peon " 243555
16. " Amar Singh , Chowk. " 225161
17. " Padam Bahadur , Kh/Chowk 243636
18. " Jogi Pradhan , Chowk. " 229149
19. " Samar Sarkar , " ... " 243656
20. " Ramadhar , " " 202110
21. " Jog Bahadur Thapa, Chowk. " 220162
22. " Jagadish Das , " " 238284
23. " Rama, Chowk. " 220145
24. " Khuplam, Chowk. " 243601
25. " Arjun Ram " " 243602
26. " Sankar Das, S/Walla " 243650
27. " Huring Zeeling , S/Walla " 242926

- 2 -

28. Shri Dulal Shome , Chowk. No. 243923
  29. " Shatrughna Thakur, Chok " 243924
  30. " P.M.Samuel, B/Sm " 220254
  31. " Lal Mohan Das , Carpt. " 243588
  32. " Sriren Sharma, " " 220270
  33. " Kailash Patra Maz. " 243598
  34. % Ram Nawal Das " " 243775
  35. " Wilson Momin " " 242527
  36. " Remprit, Mason " 220227
  37. " Vidhanan Thakur, Mason % 220226
  38. " Lanpou Vaiphal, Mason, " 243644
  39. " Shyam Behari , Ftr./pipe" 238378
  40. " Shivnath Prasad, B/Smith" 255814
  41. " Manijan Mahato , Painter 237281
  42. " Rabidhar Das, Carp. " 230511
  43. " P.C.Pradhan, Carp. " 220344
- 
44. No. 237080 Shri K.M.Chakrabarty, SEMS-I
  45. " 237716 " P.K.Holm Roy, Sr. Elect.
  46. " 243604 " R.K.Paul , HS- II(Elect)
  47. " 238104 " C.M.Mallik H.S.II(Elect)
  48. " 238291 " N.Sridharan , P.H.O.
  49. " 238326 " Vishnu Prabhat, "
  50. " 238335 " Milyanus Ekka, "
  51. " 220353 " Iswar Bhagat , "
  52. " 238128 " Tula Munia, DMP
  53. " 220336 " B.B.Thetui , Fitter
  54. " 238011 " Sirajul Haque "
  55. " 243922 " K.K.Dutta, B/R-I.

(3)

150  
D. S. S. S.IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH

56.	No. 243672	Sh. KH. Sunil Singh, DES	80	No. 243921	Sh. Mayangneken, Maz.
57.	No. 238497	" N. Ramchandran, V/Man	81	" 243922	" H. Kan Singh "
58	" 220338	H. Hanifa "	82	" 243545	" Lakhinder Doley, PHO.
59.	" 228252	Shiv Singh "	83	" 243522	" Rangina, Carp.
60.	" 238437	K.P. Chandrasekhar Nair.. "	84	" P-3891- Md. Rahim 238033	" Sonbahadur, Maz.
61	" 220251	Uchit Mahato, Mate	85	" 238033	" Sonbahadur, Mate.
62	" 220244	Bhubaneswar Ram, Mat	86	" 220253	" K. Porniya, "
63.	" 220244	Singh Bahadur, Mate	87	" 220229	" Chandra Gaud, H/Man
64	" 243889	M.L. Kaipibou, "	88	" 243611	" Prom Lal, Mate
65.	" 243679	C. Lotha "	89	" 243821	" Manglomjao Singh, Mate
66.	" 238358	Ram prasad Harijan	90	" 237840	" Surulara Neog, "
67	" 220211	Sunil Deb "	91	" 220311	" MD. Rasul "
68.	" 243846	A.S. Wungnaoyo, Maz.	92	" 238728	" Sh. Bhoj Bahadur, "
69	" 238042	A.P. Kumar, Mate	93	" 243836	" Thoiba Singh, Maz.
70.	" 238026	Motilal, Maz.	94	" 243433	" Somingthang, "
71	" 243434	Govind Singh, Maz	95	" 243435	" Thankhoow "
72.	" 243641	G. Munruawami, "	96	" 243599	" Sabbir Hussain "
73.	" 243603	Dodiram Dayal "	97	" 243673	" I. Kulemani Singh "
74	" 243643	Til Bahadur, "	98	" 243824	" Anna Vaiphei "
75.	" 243617	Bhakta Bahadur "	99	" 243623	" Hechon Chonglai "
76.	" 243683	Adhik Lal Mandal "	100	" 243842	" Labhoum, "
77	" 243622	Shiv Kumar Rana "	101	" 243680	" Hari Ram Chouhan "
78.	" 243693	J.S. Winnor, "	102	" 243798	" Atovi Soma, Mason
79	" 243682	K.K. Das, "	103	"	" Thanggon Vaiphei

103

(4)

16

All ( 103 ) posted in

Garrison Engineer , 869 , Leimakhong

57 - Mountain Div.

C/O, 99 - A.P.O. . . . . A P P L I C A N T S

-- VERSUS --

1. Union of India,

represented by the Secretary to the Govt. of India

Ministry of Defence , New Delhi

2. Garrison Engineer, 869 EWS

57 - MTN DIV.

Leimakhong (Manipur )

99 - A.P.O. . . . . R E S P O N D E N T S

PARTICULARS OF RESPONDENTS

1. Secretary to the Government of India

Ministry of Defence

Central Secretariat , New Delhi

2. Garrison Engineer

In Charge 57 MTN. DIV , Leimakhong

Manipur , 99 - A.P.O.



(HOUSE RENT ALL.)

-: Page-3 :-

PARTICULARS OF ORDERS AGAINST WHICH THE APPLICATION IS MADE.

The application is directed against the non-implementation of the Government of India, Ministry of Finance (Department of expenditure) O.M. No.20014/10/86-E-IV dated, 23-09-1986 and denial of *House Rent All.* allowance by the Respondents even after the judgement and Order of this Hon'ble Tribunal in O.A....50.../89 passed on 29-03-1994 and implemented by the Respondent No.1 in respect of 149 Applicants similarly situated as the Applicants here.

JURISDICTION OF THE TRIBUNAL

All Applicants are civilian Defence employees posted in same "newly defined field area" from various dates between 1984-1994. The Applicant declare that the subject matter of the application and the redressal prayed for are within the jurisdiction of this Hon'ble Tribunal. The Applicants declare that the application is within the prescribed limitation.

FACTS OF THE CASE

1. All these Applicants joined Shri Gadadhar Bania in a joint application before this Hon'ble Tribunal which was registered as O.A. 50... of 1989 and was finally disposed of by Order dated, 11-01-1996. As the joint Petition suffered from procedural infirmity and irregularity this application in proper form is being filed under the leave of this Hon'ble Tribunal.
2. All the Applicants here are civilian defence employees working in various posts described in details in the list of names annexed. They are all posted in the establishment of Respondent No.2 with effect from different dates after 1984.
3. That the allowance namely *House Rent All.* is admissible to all Central Government employees similarly

(6)

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Page-4 :-

situated by virtue of Ministry of Defence Office Memo No.4(19)85/D(Civ-1) dated, 11-01-1984.

4. The 4th Pay Commission recommended House Rent allowance irrespective of any other consideration in different range according to the classification of the place. On the basis of the recommendation of the Pay Commission sanction of House Rent allowance was made by the Government of India, Ministry of Finance (Department of expenditure) O.M. No.11013/2/1986-E.II(B) dated, 25-09-1986. All the Applicants here, though posted in field area are entitled to House Rent Allowance in terms of the aforesaid office memo dated 25-09-1986. The Applicants here thus challenge only the unlawful and arbitrary denial of the allowance.

5. The Applicants are all entitled to the allowance from such dates on which Applicants were individually posted to the establishment of Respondent No.3. The Applicants thus challenge the non-implementation of the allowance to which they are lawfully entitled.

6. As many as 149 Applicants posted in the establishment of G.E.(P) 892 EWS, at Agartala (Tripura) filed application before this Hon'ble Tribunal challenging the denial/non-implimentation of the House Rent .....allowance. This Hon'ble Tribunal after hearing all the parties passed its final verdict on 29-03-1994 in O.A..50../89 directing the Respondents to pay all arrears accrued to each individual Applicant with reference to the date of posting and the rate admissable. The said Order of this Hon'ble Tribunal was confirmed in review application.....1995 and as such the Order of this Tribunal has already been implemented in respect of all those 142 Applicants who are similarly situated as the present Applicants are.

Contd.....P/5.

7. The Applicants expected that the allowance would be uniformly applied in the case of all similarly situated employees on the decision of this Hon'ble Tribunal. But the Order of this Hon'ble Tribunal not having been implemented beyond the 149 employees, the present Petitioners alongwith others served a Notice demanding justice through their Counsel and despatched registered post on 10-04-1995. No response having been received the Applicants filed the joint application with Shri. Gadadhar Bania (O.A. 182/1995) and that joined the Petition being procedurally defective the present application is filed in proper form.

8. That the decision and the verdict passed by this Hon'ble Tribunal on 11-01-1996 in O.A. 182/1996 would be applicable in the case of the present Applicants, all being similarly situated and having common cause of action and identical relief sought for.

RELIEF SOUGHT

(i) The Judgement and Order of this Hon'ble Tribunal in O.A. 50/1989 and in O.A. 182/1995 passed on 29-03-1994 and 11-01-1996 respectively to be made applicable in the case of the present Applicants.

(ii) This Hon'ble Tribunal would also kindly pass Orders as to cost of this proceeding and such compensation for denying and delaying the payment of the allowance to which the Applicants are lawfully entitled.

THE DOCUMENTS ANNEXED

- 1.
- 2.
- 3.
- 4.

NUMBER OF I.P.O.

8.09.337002  
8.09.337003

Agarwala.

(8)

20



# VERIFICATION

WE the Undersigned posted in the establishment of Respondent-3 at Lalmakhong, Manipur, do hereby verify the contents of the application above, which are true to our knowledge, and we have not suppressed any material facts.

- No 243646. ~~SRI GADADHAR BANIA~~ (ELECT. SK) 21. 225161. Amar Singh. (ehow)
2. NO 243681. J. MANGI SINGH (ELECT SK) 22. 243656 Padam Bahadur (KH/char kid)
3. 243801 W. Megha Singh (Elect) 23. Jogi pradhan (ehow)
4. 243671 K. K. N. Hamei Namu (Elect) (AK) 24. 243656 Samar Sarkar.
5. 243710. Ashir Chandra 25. 202110. Ramadhar (ehow)
6. 268107. K. Sengupta. Supt. BIR-I 26. 220162. Jogi Bhadur Jhapu (ehow)
7. MES/212037 AK PANJA SUPDTE/MI 27. 238284. Jagadish Das (ehow)
8. MES-204988 P. K. Datta E/A-II 28. 220145. Rama. (ehow)
9. MES-264665 A. K. Das SA-II 29. 243601. Khuplam Hagahi (ehow)
10. 289212 K. Rajadutta Supt. BIR-II 30. 243602. Arjun Ram. (ehow)
11. 31. 243680. Samkar Das (Shoall)
12. 32. 242926. Harung Zilling (Shoall)
13. 33. 243923 Dulal Shome (ehow)
14. 238098 A. HAZARIKA SK II 34. 243924. Shatughan Thakur (ehow)
15. 242426. Bipaul SK-I 35. 220254. P. M. Samuel. (CB/Small)
16. 242428. A. C. Gope S.K. I 36. SRI. LAL MOHAN DAS 243588 (carpenter)
17. ~~243461 Shri K. Jomant Singh Das~~ 37. 220270. Sitram Sharma. (carpent)
18. 243553. P. T. AD (Mhu) 38. 243598. Kailash Patra. (Maz)
19. 248556. L. Marda (peon) 39. 243775. Ram Narai. Das. (Maz)
20. 243555. A. S. Marikoni (peon) 40. 242527. Wilson Momin.

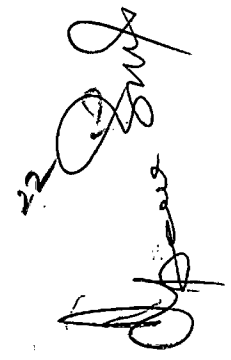
(9)

*[Handwritten signature]*  
J. Paul

VERIFICATION

WE the Undersigned posted in the establishment of Respondent-3 at Leimakhong, Manipur, do hereby verify the contents of the application above, which are true to our knowledge, and we have not suppressed any material facts.

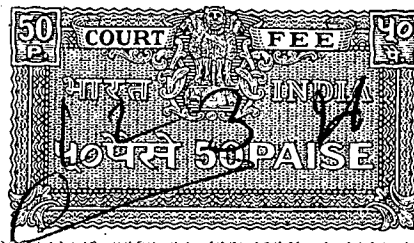
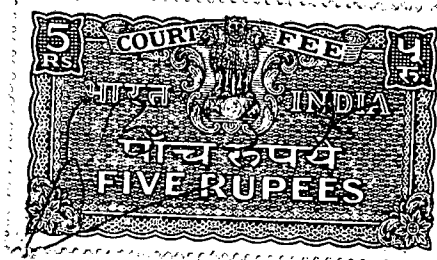
41. RAMPRI 220227 (H.S. [Mason]) 81. 243435 Thangkhoon MAZ (USA)  
42. 220226. Vidhanan Thakur. 82. 243599 SABIR HUSSAIN  
43. 243644 Lendao Vaiphei 83. 243673 J. Kulamani Singh, Maz (Maz)  
44. 238378 Shym Bihari. 84. 243824 Anmah Vaiphei (Maz)  
45. 255814 Shrinath Prasad 85. 243623 Heelon Chonglos  
46. 23728/Manijon Mahiah (Painter) 86. 243842 L. Labham (Maz)  
47. 230511 Rabidhar Das (Carpenter) 87. 243680 Hari Ram Chauhan, Maz.  
✓ 48. P.C. PRADHAN 220344 (Carpenter) 88. ATovi SEMA 243798 (Mason)  
49. M.D. RAHMAT 3891 (Maz) 89. Thanggen Vaiphei  
✓ 243522 Aza Kungma (Carp). 90. 237880/Shri. K.M. Chakrabarty. (SEHS-1)  
x 50. P. 3891 Md. Rahim. 70. 237880/Shri. K.M. Chakrabarty. (SEHS-1)  
51. 238033 Sombahadur Gurung (Male) 71. 237716 P.K. HOLM ROY. Elect HS-1  
52. 220253 K. Poumiya (Male) 72. No. 243604 R.K. Paul. (Elect H.S. II)  
53. CHANDRA CHAUD 220229 (H.Mason) 73. Chm. Mallik 2380104 Elect HS II  
54. 243611 Prem Lal (Male) 74. N. Sorekher 238291 PHO  
55. 243821 Manglengea Singh (Male) 75. 238326. Vishu Prasad. CP. H.O.  
56. 237840, Surulala Neog (Male) 76. MILYANUS EKKA 238335 (P.H.O.)  
57. 220311. M.D. RAHUL (MAZ) 77. ISHWAR BHAGAT 220353 (P.H.O.)  
58. 238728. Bhoj Bahadur (Maz) 78. 238128 FQM. TUASI, NOHIA.  
59. 243482 Thariba Singh (Maz) 79. 220336. B. B. Thatai (Filter)  
80. 243433 Somnigthang (Maz) 80. 238011 Serajul Haque (P) Filter

22  


VERIFICATION

WE the Undersigned posted in the establishment of Respondent-3 at Loimakhong, Manipur, do hereby verify the contents of the application above, which are true to our knowledge, and we have not suppressed any material facts.

81. 243672. KH. SUNIL SINGH (DES) FOM - No. 243683. 101. SRI. ADHIK LAL MANDAL (Mar)
82. 243672 N. Ramchandran (V/man) 102. 243622 Shrikumar Rama (Mar)
83. 220838 H. Hanifa (V/man) 103. J.S. WINNER 243693 (Mar)
84. S. Singh 229252 (V/man) 104. 243882 K.K. Das (Mar)
85. K.P. Chandrasekaran (238437 V/man) Nair 105. Mayangachem 243921 (Mar)
86. 226257 Vchit Mahati (Male) 106. 243922 H. Han Singh.
87. 220244 BHUWANE SWARRAM (Male) 107. - SRI. LAKHINDAR DOLEY 243545 (PHO)
88. 220244 Sany Bahadur (Male) 108. MES/212027 Sri K.K. Datta super B/R
89. 243869 ML. Kaipibau (SU) 109. ~~MES/243456 A Manu, M/R Ramesh~~
90. 243679 Chembrenmay - 110. ~~MES/243456 A Manu, M/R Ramesh~~
91. 238358. RAMPRASAD HARIHARI - N. (Male)
92. Sunil Datta 220211 (Male) 112.
93. A.S. WUNGNAOYO 243846 (Male) 113.
94. 238042 A.P. Kumar (Mar) 114.
95. MOTILAL 238026 (Mar) 115.
96. 249434 Govin Singh (Mar) 116.
97. 243641 G. muna Swamy (Mar) 117.
98. DADIRAM DAHAL 243803 (Mar) 118.
99. 243643 Yil Bahadur (Male) 119.
100. 243617 Bhakta Baha dlu. Lama (Mar) 120.



(11)  
23  
D. K. Das

VAKALAT-NAMA

IN THE

CASE NO :

CENTRAL ADMINISTRATIVE TRIBUNAL, GUWAHATI BENCH

GUWAHATI

..... J. Manoj Singh + 102 Others .....

Petitioner/s

- VERSUS -

..... Union of India and others .....

Respondent  
Opp. Party

I/We .....  
Petitioner/s/ Respondents in the above application do hereby appoint and retain the below named Advocates to act and appear for me/us in the above case and on my behalf to conduct and prosecute the same and all proceedings that may be taken in respect of any application connected with the same ; to file/submit or to obtain return of documents or money on my/our behalf in the same above proceeding ; and to represent us/us and take all necessary steps on my/our behalf in the above matter . I/We agree to ratify all acts done by the aforesaid Advocates in pursuance of this Authority.

Dated ..... day of ..... 19

ACCEPTED :

( DEEPAK K. BISWAS )  
ADVOCATE  
AGARTALA - BAR

1. No. 243646. SRI. GADADHAR BANIA. (ELECT) S.K.
2. NO. 243681 L. MANOJ SINGH
3. 243801 W. Megha Singh (Elect)
4. 243671 K. Krishnamani Shamu
5. 243710. Adhir Chandra Roy, Elect.
6. 265107. K. Sengupta Supl. BIR. I  
MES/212037 A K PANJA SUPDTE.
7. ....
8. MES-204998 - P.K. Datta E/M-II
9. MES-264665 A.K. Das SA-II
10. 289212 R. Rajadurai BIR. Sup - I
11. ....
12. ....
13. ....

## VAKALAT NAMA

(Continuation sheet- 2 )

14. 238098 A. HAZARIKA, SKT Ch
15. 242461 Sr. A. Paul (SKT) Paul
16. 242428 Sr. A. C. Gope Gum
17. ~~242461 Sr. A. Paul (SKT) Paul~~
18. 243553 Sr. P. T. A. (Mt. Dnr. pr. I) Am
19. 248556 Sr. L. Marak (peon) Marak
20. 243555 A. S. Marhoni (peon) Marhoni
21. 225161 Amar Singh (chow) Amr Singh
22. 243656 Sr. Padam Bahadur (Ch/Chow) Padam Bahadur
23. 229149 Sr. Jogi Pradham (chow) Jogi Pradham
24. 243656 Sr. Samar Sarkar (chow) Sarkar
25. ~~220110~~ Ramadhar (chow) - Ramadhar
26. 220162 Sr. Jog Bahadur Thapa (chow) Jog Bahadur Thapa
27. 238284 Sr. Jagadish Das (chow) Jagadish Das
28. 229143 Sr. Rama (chow) - Rama
29. 243601 Khuplam Hagahi (chow) - Khuplam Hagahi
30. 243602 Arjun Ram (chow) - Arjun Ram
31. 243650 Sr. Sankar Das - Sankar Das
32. 242926 Sr. Huzaiming Zeeang (mas) Huzaiming Zeeang
33. 243923 Sr. Dulal Sarma (chowkidar) - Dulal Sarma
34. 243924 Sr. Shatrughan Thakur - Shatrughan Thakur
35. 220254 Sr. P. M. Samuel (B/Smith) Samuel

( Applicants )



Page-3

VAKALAT-NAMA

IN THE

CASE NO :

CENTRAL ADMINISTRATIVE TRIBUNAL, GUWAHATI BENCH

GUWAHATI

Petitioner/s

- VERSUS -

Respondent  
Opp. Party

I/We .....  
Petitioner/s/ Respondents in the above application do hereby appoint and retain the below named Advocates to act and appear for me/us in the above case and on my behalf to conduct and prosecute the same and all proceedings that may be taken in respect of any application connected with the same ; to file/submit or to obtain return of documents or money on my/our behalf in the same above proceeding ; and to represent me/us and take all necessary steps on my/our behalf in the above matter . I/We agree to ratify all acts done by the aforesaid Advocates in pursuance of this Authority.

Dated ..... day of ..... 19

ACCEPTED :

( DEEPAK K. BISWAS )  
ADVOCATE

AGARTALA - BAR

SRI. LAL MOHAN DAS

36

37. 220220. Sriyam Sharma (carpenter)

38. No-243598. (maz) KAILASH PATRA

39. 243775. Sr. Ram Naray Das (maz)

40. 242527. Sr. Willson Monmoh (maz)

41. No 220227. RAMPRIJ (mazom) Hiss D - Rampri

42. 220226. Vidihuman Thakur (maz)

43. 243644. Lempao Vaiphei

44. 238378. Shyam Prihari (Hitter)

45. 255814. Shirmath prasad (B. Smith)

46. 237281. Mansigan Mahato. (pant)

47. 230511. Sr. Rabidhas Das. (carpenter)

48. No-220344. P.C. PRADHAN (carpenter)

VAKALAT NAMA

(Continuation sheet- 2 )

49. ~~MD. RAHIM~~ 242522 Ag. Bengua (corp) Ag
50. P.3.8034 M. d. Bahian (maz)
51. 2380331 Sn. Sombahadurgung. (mate) 23/11/2012
52. 220263 - K. Puneya (mate) - K. Puneya.
53. No. 220229 CHANDRABABU (H. man) - agard
54. 243611 Sn. Pramlat. (mate) - Pramlat
55. 243821, Manglenjo Singh (male) M/S
56. 237840 Sn. Sarulana Neog (mate) Sn
57. 220311 MD. RASUL (maz) - M/S
58. 238728. B. haj. Bahadur (mate)
59. 243436 Sn. Thasba Singh 21/11/12
60. 243433 - Semingthang (maz) Semingthang
61. 243435 Thangkhoow MAZ (usk) Stul
62. 243599 SABIR HUSSAIN - Ag
63. 243673 Shri S. Kulamani Singh, Maz (usk) - Ag
64. 243824. Anshu Vaisnava (maz) - Ag
65. 243623 Heelom Chonglo - Ag
66. 243842 L. Labhaum (maz) L. Heelom
67. 243680 Hari Ram Chauhan, maz. Chauhan
68. No. 242758 ATONI SEMA (Mason) Ag
69. Thanggen Vaisnava (maz) Thang
70. 2378807 Shri K. M. Chakraborty. (SRHS-I) Ag

( Applicants )

VAKALAT-NAMA

IN THE

CASE NO :

CENTRAL ADMINISTRATIVE TRIBUNAL, GUWAHATI BENCH

GUWAHATI

Petitioner/s

VERSUS

Respondent  
Opp. Party

I/We .....  
Petitioner/s/ Respondents in the above application do hereby appoint and retain the below named Advocates to act and appear for me/us in the above case and on my behalf to conduct and prosecute the same and all proceedings that may be taken in respect of any application connected with the same ; to file/submit or to obtain return of documents or money on my/our behalf in the same above proceeding ; and to represent me/us and take all necessary steps on my/our behalf in the above matter . I/we agree to ratify all acts done by the aforesaid advocates in pursuance of this Authority.

Dated ..... day of ..... 19 .....

ACCEPTED :

( DEEPAK K. BISUAS )  
ADVOCATE

AGARTALA - BAR

71. 237716 P K HOLM ROY (Elect HS-I) No-243604
72. R.K. Paul (Elect H.S. II) - Raul
73. No-238104 C.M. Mallik (H.S. II) - C.M. Mallik
74. 238291 Sn N. Sridharan (P.H.O.)
75. 238326 Sn. Visanu prabhu (P.H.O.)
76. No-228333 MILYANUS EKKA (P.H.O.) - MK KA
77. No-220353 ISHWAR BHAGAT (P.H.O.) - Ishwar
78. MS-238128 FGM. TULASI NONIA. Tulasi Nonia
79. 220336 Sn. B.B. Chatai (Fiter) - B.B. Chatai
80. 238011 Md. Sirajul Haque (Fiter) - Sirajul Haque
81. 242672 KH. SUNIL SINGH (DES) FGM
82. 238427 Sn. N. Rameharam (V/Ma) NR Chandra
83. 220338 Sn. H. Hanifa - Hanifa

(Continuation sheet- 2 )

No - 228252

- VARALAI NAMA
- (Continuation sheet- 2 )
- No - 228252
84. S. Singh (V/mam) S. Singh
85. K.P. Chander Sekaran Nair
86. 220241. Sr. Uchit Mahato (mate) UOB
87. 220244. BHUWANESWAR RAM (mate) Bhes
88. 220244. Singh Bahadur (mate)
89. 243889 ML. Kaipibay (elect sk) Ram
90. 243673. Chembhury. Loring (mate) Bha
91. 238358. RAMRASAD HARJA (mate) 21/11/19 22/5/01
92. No. 220211. Sunil Dik (mate) - Sures
93. No. 243846. A.S. WUNGYA OYO. Nind (mate)
94. 23844. P. Kumar - Kumar
95. No. 238026. MO-T-I-EAL (mate) - Mud
96. 243434. Sri. G. Vinod Singh (mate)
97. 243641. Sri. G. Muna Suring. maz. G.m. Sy.
98. 243693. DADIRAM DAHAL (mate) - Dada
99. 243643. Sri. Til Bahadur (mate) - Mee
100. 243617. Sri. Bhakta Bahadur Lama (mate) - BB
101. No. 243683. SRI. ADHUKAL MANDAL (mate) - Al. Mandal
102. No. 243622. SHIVKUMAR RANA (mate) - R
103. No. 243693. J.S. WIDNER (mate) - An
104. 243882. K.K. Das. (mate) - K K. DAS
105. 243921. - - - - -
106. 243921. MAYANGNEKEN (mate) (Applicants) may
107. 243922. H. Kan Singh
108. No. 243645. SRI. LAKHINDAR DOLEY (P.H.O.) - Paul
109. MES/212027 Sri K.K. DATTA Supdt BRT KQ
110. MES/243456 A. Kaur, M/R Day

Spl. Petition w/R. 2(5)

(1)

(17)

29/10/96  
 [Signature]

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH

CASE NO : O.A. of 1996

1. Shri S.Mangi Singh, Elct.SK MES NO.243681
2. " W.Maghe Singh , Elect. " 243801
3. " K.Krishnamoni Sharma,Elect. " 243671
4. " Adhar Chandra Roy , " " 243710
5. " K. Sen Gupta , Spdt.B/R-1 " 265107
6. " A.K.Panja , Spdt.E/M-1 " 212037
7. " P.K.Dutta , " "-11 " 204988
8. " A.K.Das , S.A.-II "264665
9. " K.Rajadurai, Spdt.B/R-II " 289212
10. " A.Hazarika, S.K.-II " 238098
11. " B.Paul, ... " " " 242246
12. " A.C.Gope, " " " 242428
13. " P.T.Ao , Mt.Dvr.Gr-II " 243553
14. " L.Marak, ~~Peon~~ Peon " 248556
15. " A.S.Marcony, Peon " 243555
16. " Amar Singh , Chowk. " 225161
17. " Padam Bahadur , Kh/Chowk 243636
18. " Jogi Pradhan , Chowk. " 229149
19. " Samar Sarker , " ... " 243656
20. " Ramadhar , " " 202110
21. " Jog Bahadur Thapa, Chowk. " 220162
22. " Jagadish Das , " " 238284
23. " Rama, Chowk. " 220145
24. " Khuplam, Chowk. " 243601
25. " Arjun Ram " " 243602
26. " Sankar Das, S/Walla " 243650
27. " Huring Zeoling , S/Walla " 242926

*Signature*  
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- 2 -

28. Shri Dulal Shome , Chowk. No. 243923
  29. " Shatrughna Thakur, Chok " 243924
  30. " P.M.Samual,B/Sm " 220254
  31. " Lal Mohan Das , Carpt. " 243588
  32. " Srimam Sharma, " " 220270
  33. " Kailash Patra Maz. " 243598
  34. % Ram Nawal Das " " 243775
  35. " Wilson Momin " " 242527
  36. " Ramprit, Mason " 220227
  37. " Vidhanan Thakur, Mason % 220226
  38. " Lanpou Vaiphai, Mason, " 243644
  39. " Shyam Behari , Ftr./pipe" 238378
  40. " Shivrath Prasad, B/Smith" 255814
  41. " Manijan Mahato , Painter 237281
  42. " Rabidhar Das, Carp. " 230511
  43. " P.C.Pradhan, Carp. " 220344
- 
44. No. 237080 Shri K.M.Chakrabarty, SEMS-I
  45. " 237716 " P.K.Holm Roy, Sr. Elect.
  46. " 243604 " R.K.Paul , HS- II(Elect)
  47. " 238104 " C.M.Mallik H.S.II(Elect)
  48. " 238291 " N.Sridharan , P.H.O.
  49. " 238326 " Vishnu Prabhat, "
  50. " 238335 " Milyanus Ekka, "
  51. " 220353 " Iswar Bhagat , "
  52. " 238128 " Tulsi Munia, DMP
  53. " 220336 " B.B.Thatui , Fitter
  54. " 238011 " Sirajul Haque "
  55. " 243922 " K.K.Dutta, B/R-I.

*Devi Datta*

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH

56.	No. 243672	Sh. KH. Sunil Singh, DES	80	No. 243921	Sh. Mayangneken, Maz.
57.	No. 238497	" N. Ramchandran, V/Man	81	" 243922	" H. Kan Singh "
58	" 220338	H. Hanifa "	82	" 243545	" Lakhinder Doley, PHO.
59.	" 228252	Shiv Singh "	83	" 243522	" Rangina, Carp.
60.	" 238437	K.P. Chandrasekhar Nair.. "	84	" <sup>p-389- md. Rahim.</sup> <del>238835</del>	" Sonbahadur, Maz.
61	" 220251	Uchit Mahato, Mate	85	" 238033	" Sonbahadur, Mate.
62	" 220244	Bhubaneswar Ram, Mat	86	" 220253	" K. Pomiya, "
63.	" 220244	Singh Bahadur, Mate	87	" 220229	" Chandra Gaud, H/Man
64	" 243889	M.L. Kaipibou, "	88	" 243611	" Prem Lal, Mate
65.	" 243679	C. Lotha "	89	" 243821	" Manglomjao Singh, Mate
66.	" 238358	Ram prasad Harijan	90	" 237840	" Surulara Neog, "
67	" 220211	Sunil Deb "	91	" 220311	MD. Rasul "
68.	" 243846	A.S. Wungnaoyo, Maz.	92	" 238728	Sh. Bhoj Bahadur, "
69	" 238042	A.P. Kumar, Mate	93	" 243636	" Thoiba Singh, Maz.
70.	" 238026	Motilal, Maz.	94	" 243433	" Somingthang, "
71	" 243434	Govind Singh, Maz	95	" 243435	" Thankhoow "
72.	" 243641	G. Munnuswami, "	96	" 243599	" Sabbir Hussain "
73.	" 243603	Dodiram Dayal "	97	" 243673	" I. Kulamani Singh "
74	" 243643	Til Bahadur, "	98	" 243824	" Anna Vaiphei "
75.	" 243617	Bhakta Bahadur "	99	" 243623	" Hechon Chonglai "
76.	" 243683	Adhik Lal Mandal "	100	" 243842	" Labhoum, "
77	" 243622	Shiv Kumar Rana "	101	" 243680	" Hari Ram Chouhan "
78.	" 243693	J.S. Winnor, "	102	" 243798	" Atovi Soma, Mason
79	" 243682	K.K. Das, "	103	"	" Thanggon Vaiphei

(20) (4) 92  
All ( 103 ) posted in

Garrison Engineer , 869 , Leimakhong

57 - Mountain Div.

C/O, 99 - A.P.O. .... A P P L I C A N T S

-- VERSUS --

1. Union of India,

represented by the Secretary to the Govt. of India

Ministry of Defence , New Delhi

2. Garrison Engineer, 869 EWS

57 - MTN DIV.

Leimakhong (Manipur )

99 - A.P.O. .... R E S P O N D E N T S

PARTICULARS OF RESPONDENTS

1. Secretary to the Government of India

Ministry of Defence

Central Secretariat , New Delhi

2. Garrison Engineer

In Charge 57 MTN. DIV , Leimakhong

Manipur , 99 - A.P.O.



(21) (5) 37  
D. J. Jones

-: Page-3 :-

AN APPLICATION UNDER RULE 4(5)(a) OF THE  
CENTRAL ADMINISTRATIVE TRIBUNAL(PROCEDURE)  
RULES 1987 FOR LEAVE TO SUBMIT A JOINT  
APPLICATION BY THE APPLICANTS HAVING COMMON  
CAUSE OF ACTION AND SEEKING SAME RELIEF .

The Petitioners above named respectfully beg  
to state as follows :-

1. That the Petitioners are filing a joint application before this Hon'ble Tribunal seeking relief on ..... *House Rent* Allowance.
2. That all the Petitioners are Civilian Defence employees under the same department and posted at the same station in the same establishment. All the Petitioners have identical and common interest and the cause of action is also similar in as much as the denial of the allowance to which the Applicants are entitled is similar and with effect from the same date.
3. That the Petitioners are low-paid employees and cannot afford to engage lawyers independently or bear the expenses involved in filing a separate application and as such the Petitioners agreed to pray for a permission of this Hon'ble Tribunal to submit the application jointly by the Petitioners by one application and hence this application for leave of this Hon'ble Tribunal to file a single application jointly by all the Applicants.
- May 12*

Contd.....P/2.

10

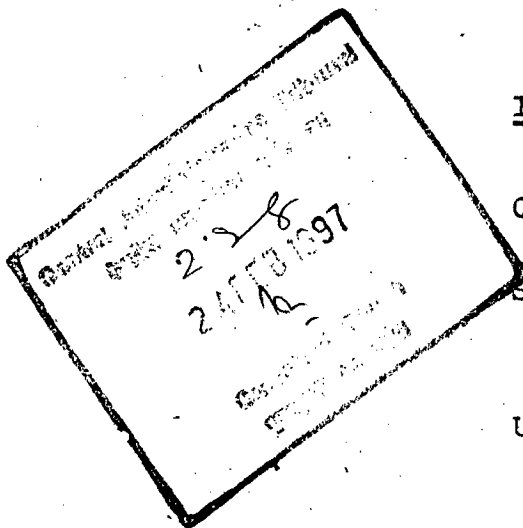
(6) (22)  
 34 James

It is therefore humbly prayed that this Hon'ble Tribunal would consider the circumstances and allow all the Petitioners to file a single application jointly by all the Petitioners.

for this act of kindness the Petitioner shall  
ever pray.

Contd.....P/3.

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH



In the matter of :

O.A. No. 42 of 1996

Shri Mangi Singh and Others

-versus-

Union of India & Others

-And-

In the matter of :

Written Statement on behalf of  
the Respondents.

I, A.K.Gupta, Major, Garrison Engineer, 869  
Engineer Works Section, C/o 99 APO do hereby solemnly  
affirm and declare as follows :

1. That the respondents are in receipt of the above noted Original Application and an Order passed by this Hon'ble Tribunal asking them to file written statement and myself being authorised to file the written statement, I do hereby file it on behalf of all the respondents and the same may be treated as a common written statement.
2. That the respondents beg to state that the applicants have been appointed by Garrison Engineer 869 Engineer Works Section and working under Assistant

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Garrison Engineer, Military Engineering Services at Leimakhong, C/o Headquarters 57 Mountain Division, C/o 99 APO.

3. That the respondents beg to state that Office Memorandum dated 23 September 96 regarding decision of the Government relating to grant of compensatory (City) and House Rent Allowances to Central Government employees, states that House Rent Allowance shall be paid to all employees other than those provided with Government owned/hired accommodations.
4. That the respondents beg to state that the applicants are serving in field area and as part of fields service concession, they have been provided with free single accommodation and convected facilities as part of field service concession as already being enjoyed by them from the date of their appointment in the station.
5. That the respondents beg to state that Office Memorandum dated 23 September, 96, No. 14017/(1)/88-3 (HRA) dated 26 September 96 which is attracting the service of defence civilian employees posted in the North Eastern Region from other parts of the country are not applicable to the applicants belonging to this region where they are appointed and posted. Government of India, Ministry of Defence letter No. 37279/AG/PS3(a)/165/(Pay)/Services) dated 31st January 95 regarding field service concession to defence civilian employees serving in the newly defined field areas

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have been modified vide Government of India, Ministry of Defence Corrigendum No. B/37279/AG PS3(a)/730/D(Pay/Services) dated 17 April 95 and substituted that in respect of defence civilians employees in the newly defined field areas, special compensatory allowances and other allowances are not concurrently admissible alongwith field service concession.

Copy of Office Memorandum No. 37279/AG/PS3(a)/165/(Pay/Services) dated 31 January 95 is annexed hereto and the same is marked as Annexure R<sub>1</sub>.

6. That the respondents beg to submit that by virtue of their appointments and cadre they are to continue in the station with occupation of rent free single accommodation provided by the Government. Therefore, the applicants are not eligible for any relief in the form of house rent allowance.

7. That the respondents beg to submit that the applicants serving in the field area from the date of their appointment and availing the field service concessions such as free ration, free single accommodation, free medical facilities and shall continue to avail these facilities as long as they are positioned in the station.

8. That the respondents beg to submit that the present application is ill-conceived of law and mis-conceived of facts.

9. That the present <sup>application</sup> ~~application~~ is not at all ~~main~~ tenable in the present form.

Contd...

10. That the applicants having failed to make out a prima facie case and the application is liable to be dismissed.

11. That the respondents crave leave of this Hon'ble Tribunal to file additional written statement if the situation so arises.

12. That this written statement is filed bona fide and in the interest of justice.

.. ... Verification.

V E R I F I C A T I O N

I, Sri A.K.Gupta, Major, Garrison Engineer,  
869 Engineer Works Section, C/o 99 APO do hereby  
solemnly affirm and declare that the contents made  
in paragraph 1 are true to my knowledge and those  
made from paragraphs 2 to 7 are true to my infor-  
mation being derived from records which I believe  
to be true and rests are my humble submissions  
before this Hon'ble Tribunal.

I, sign this verification on this the 10th day  
of February, 1997.



*A. K. Gupta*  
DECLARANT  
**A. K. GUPTA**  
MAJOR  
Garrison Engineer

Copy of the Govt of India, Ministry of Defence, New Delhi letter No B/37269/AC/PS3(a)/165/C (Pay/Services) dated 31.1.95.

FIELD SERVICE CONCESSIONS TO DEFENCE CIVILIANS  
SERVING IN THE NEWLY DEFINED FIELD AREAS

I am directed to refer to Para 13 of Govt. letter No 37269/AC/PS3(a)/D (Pay/Services) dated 11.1.1994 and to convey the sanction of the President to the following Field Service Concessions to Defence Civilians in the newly defined Field Areas and Modified Field Areas as defined in the above mentioned letter :-

(i) Defence Civilian employees serving in the newly defined Field Areas will continue to be extended the concessions enumerated in Annexure 'C' to Govt. letter No A/02584/AC/PS3(a)/97-1/D (Pay/Services) dated 25.1.1964. Defence Civilian employees serving in newly defined Modified Field Areas will continue to be extended the concessions enumerated in Appendix 'B' to Govt. letter No A/25761/AC/PS3(b)/146-2/2/D (Pay/Services) dated 2nd March, 1969.

(ii) In addition to above, the defence Civilian employees serving in the newly defined Field Areas and Modified Field Areas will be entitled to payment of special compensatory (Remote locality) Allowance and other allowances as admissible to Defence Civilians as per the existing instructions issued by this Ministry from time to time.

2. These orders will come into force w.e.f. 1st April, 93.
3. This issues with the concurrence of Finance Division of this Ministry vide their UD No. 5 (1)/95-FC (14-PA) dated 9.1.1995.

36/- x x x x x

(L.T. Thanda)

Under Secretary to the Government  
of India.

CTC



N. S. DAKARAS  
CAPT.

Asst. Garrison Engineer