

**Central Administrative Tribunal
Principal Bench, New Delhi**

O.A.No.169/2018
M.A. No.178/2018

Monday, this the 15th day of January 2018

Hon'ble Mr. Justice Permod Kohli, Chairman
Hon'ble Mr. K.N. Shrivastava, Member (A)

1. Madhu Chaudhary, Inspector, Group 'B'
Aged About 39 years,
W/o Sh. Rajeev Kumar,
R/o C-28, Vishwas Park, Uttam Nagar,
New Delhi
2. Prashant Kumar, Inspector, Group 'B'
Aged About 35 years,
S/o Sh. S.S. Singh,
R/o 1757, Kucha Lattu Shah,
Dariba, Chandni Chowk, Delhi
3. Mohan Lal, Inspector, Group 'B'
Aged About 34 years,
S/o Sh. Parkash Chand,
R/o 201/A, Savitri Nagar,
New Delhi-110017
4. Vineet Kumar, Inspector, Group 'B'
Aged About 34 years,
S/o Sh. Udaibir Singh,
R/o Mohan Nagar Colony, Street No. 3,
Pilkhuwa, Distt. Hapur, U.P.

5. Rahul Goad, Inspector, Group 'B'
Aged About 32 years,
S/o Sh. Phool Chand Goad,
R/o F-2/133, Sec-5, Vaishali,
Ghaziabad, U.P.
6. Ashish Bhardwaj, Inspector, Group 'B'
Aged About 32 years,
S/o Sh. Anand Kumar Sharma,
R/o Flat No. 4, Building No. 12, IGNOU Road,
Saket, Delhi
7. Pankaj Kumar, Inspector, Group 'B'
Aged About 35 years,
S/o Sh. Ran Singh,
R/o A-6/1, Garima Garden, Pasonda,
Sahibabad, Ghaziabad, U.P.
8. Amar Singh, Inspector, Group 'B'
Aged About 32 years,
S/o Sh. K.N. Singh,
R/o L-II/15B, DDA Flats, Kalkaji,
Delhi-110019
9. Yogesh Verma, Inspector, Group 'B'
Aged About 38 years,
S/o Sh. Kailash Verma,
R/o 784/28, New Jyoti Park,
Gurgaon, Haryana

10. Gaurav Kumar, Inspector, Group 'B'
Aged About 30 years,
S/o Sh. Meher Singh,
R/o A-75/1, Narayana Vihar,
Delhi-110028
11. Amit Kumar Verma, Inspector, Group 'B'
Aged About 35 years,
S/o Sh. Ganga Sharan,
R/o A-108, GF, Parsavnath Paradise,
Mohan Nagar, Ghaziabad, U.P
12. Niraj Kumar Verma, Inspector, Group 'B'
Aged About 40 years,
S/o Sh. Rishi Kumar Onkar Deo,
R/o L-203, Signature View Apartment,
Mukherjee Nagar, Delhi-110009
13. Ashish Singhal, Inspector, Group 'B'
Aged About 35 years,
S/o Sh. Govind Sahai Singhal,
R/o 60, Lucky Home Apartment,
Sec-13, Rohini, Delhi
14. Rajesh Kumar, Inspector, Group 'B'
Aged About 40 years,
S/o Sh. Mool Chand,
R/o D-67, 3rd Floor, Krishna Park,
Deoli, New Delhi-110062

15. Murari Lal Meena, Inspector, Group 'B'
Aged About 36 years,
S/o Sh. Jairam Meena,
R/o F. No. 207, Metro View Apartment,
Sec-13B, Dwarka, New Delhi
16. Sunil Kumar Bhanwrayat, Inspector, Group 'B'
Aged About 37 years,
S/o Sh. Yadram Meena,
R/o F. No. 603, Block-C1A, Pkt-I,
Samridhi Apptt. Sec-18B, Dwarka,
New Delhi
17. Suheb Tariq, Inspector, Group 'B'
Aged About 33 years,
S/o Sh. Mohd. Arif,
R/o V-86, St-23B, Vijay Park, Delhi
18. Nitin Sharma, Inspector, Group 'B'
Aged About 33 years,
S/o Sh. Rameshwar Sharma
R/o WZ-48/4D, Krishna Park Extn.,
Gali-8, New Delhi-110018
19. Parveen Kumar, Inspector, Group 'B'
Aged About 35 years,
S/o Sh. Anup Singh,
R/o E-283 & 284, 2nd Floor,
Ramesh Nagar, Delhi

20. Rohit Mudgal, Inspector, Group 'B'
Aged About 38 years,
S/o Sh. B.L. Sharma,
R/o RZ-442F, Sadh Nagar,
Palam Colony, St. No. 24, Delhi-110024
21. Ruchi Rani Goel, Inspector, Group 'B'
Aged About 32 years,
D/o Sh. Shiv Kumar Goel,
R/o 507, Antriksh Green Apartments,
Kaushambi, Ghaziabad, U.P.
22. Manoj Kumar, Inspector, Group 'B'
Aged About 35 years,
S/o Sh. Janki Prasad,
R/o III-F/3334A, Nehru Nagar,
Ghaziabad, U.P.
23. Manish Ranjan, Inspector, Group 'B'
Aged About 42 years,
S/o Sh. Rajeshwar Prasad,
R/o Qtr. No. 1953/III, NH-IV,
NIT, Faridabad, Haryana
24. Ram Bharosi Meena, Inspector, Group 'B'
Aged About 39 years,
S/o Sh. Dharma Lal Meena,
R/o Flat No. 40, Leisure Valley Aptt. Society,
Faridabad, Haryana-121009

25. Priyanka Yadav, Inspector, Group 'B'
Aged About 36 years,
W/o Sh. Neeraj Yadav
R/o Flat No. 34, DDA SFS Flats,
Sec-22, Dwarka, Delhi
26. Nutan, Inspector, Group 'B'
Aged About 37 years,
D/o Sh. Raj Kishor Singh,
R/o E-7F, DDA Flats, Munirka,
New Delhi-110067
27. Charan Singh, Inspector, Group 'B'
Aged About 38 years,
S/o Sh. Omkar Singh,
R/o VPO Luhana, Distt. Rewari,
Haryana
28. Nainshukh Meena, Inspector, Group 'B'
Aged About 33 years,
S/o Sh. Badri Prasad Meena,
R/o Q. No. 78, Nacin Campus, Sec-29,
Faridabad, Haryana
29. Pooran Mal Meena, Inspector, Group 'B'
Aged About 30 years,
S/o Sh. Kanhaiya Lal Meena,
R/o 543, Sec-21B, Faridabad, Haryana
30. Manish Meena, Inspector, Group 'B'
Aged About 37 years,

S/o Sh. Hari Ram Meena,
R/o F5/09/SF, Vatika India Next,
Sec-82, Gurgaon, Haryana

31. Sunil Kumar E, Inspector, Group 'B'
Aged About 41 years,
S/o Sh. Easwaran Potty,
R/o E-107, Pragati Vihar Hostel,
Lodhi Road, New Delhi
32. Omjeet Kumar, Inspector, Group 'B',
Aged About 34 years,
S/o Sh. Ganesh Prasad Singh,
R/o 76, Type-III, Nacin Complex,
Sec-29, Faridabad, Haryana
33. Satish Kumar, Inspector, Group 'B'
Aged About 38 years,
S/o Sh. Ganpat Rai,
R/o B/192, 3rd Floor, Madipur Colony,
New Delhi-110063
34. Sudhanshu Singh, Inspector, Group 'B'
Aged About 39 years,
S/o Sh. R.P. Singh,
R/o 277, Raksha Enclave, Mohan Garden,
New Delhi-110059
35. Hanuman Prasad Meena, Inspector, Group 'B'
Aged About 31 years,
S/o Sh. Chanda Lal Meena,

R/o D-86, Dakka, Kingsway Camp,
New Delhi

36. Jitender Singh, Inspector, Group 'B'
Aged About 34 years,
S/o Sh. Bhal Singh,
R/o VPO Thurana Tehsil Hansi,
Distt. Hisar, Haryana
37. MD Tarique Hayat, Inspector, Group 'B'
Aged About 38 years,
S/o MD Taiyab,
R/o H. No. 302, Sec-I, Rohtak,
Haryana
38. Sumeet Duhan, Inspector, Group 'B'
Aged About 30 years,
S/o Sh. Satyapal Duhan,
R/o 409, Navdeep Colony,
Hisar, Haryana
39. Virender Singh, Inspector, Group 'B'
Aged About 37 years,
S/o Sh. Mahender Singh,
R/o VPO Badesra, Distt. & Tehsil Bhiwani,
Haryana
40. Ramesh Kumar, Inspector, Group 'B'
Aged About 41 years,
S/o Sh. Mangu Ram,
R/o H. No. 1088, (1st Floor), Sec-4, Panchkula, Haryana

41. Rajdeep Singh Patel, Inspector, Group 'B'
Aged About 35 years,
S/o Sh. Ramjilal Meena,
R/o A-176, Vijay Veer Awas, Sec-18A,
Dwarka, New Delhi-110075
42. Mohan Lal Sharma, Inspector, Group 'B'
Aged About 36 years,
S/o Sh. Jai Bhagwan,
R/o VPO Balu, Distt. Kaithal, Haryana
43. Harendra Kumar, Inspector, Group 'B'
Aged About 39 years,
S/o Sh. Sitaram Singh,
R/o D-257, Tagore Garden Extn.,
New Delhi-110027
44. Ashish Shokeen, Inspector, Group 'B'
Aged About 35 years,
S/o Sh. Mahender Singh Shokeen,
R/o 149, Suraksha Enclave, Parwana Road,
Pitampura, Delhi-110034
45. Sudhir, Inspector, Group 'B'
Aged About 34 years,
S/o Sh. Mohan Prakash,
R/o RZ-7D, Mohan Nagar, Gali No. 1,
Pankha Road, New Delhi-110046

46. Harish Dhanda, Inspector, Group 'B'
Aged About 42 years,
S/o Sh. O.P. Dhanda,
R/o F-177, Nanak Pura,
Moti Bagh-II, New Delhi
47. Manoj Kumar, Inspector, Group 'B'
Aged About 35 years,
S/o Sh. Suresh Kumar,
R/o RZ-177, E-Block, Najafgarh,
New Delhi-110045
48. Nitesh Kumar, Inspector, Group 'B'
Aged About 34 years,
S/o Sh. Nathun Prasad,
R/o Flat No. 34C, Krishna Apartments,
Paschim Vihar, New Delhi
49. Azeem Ansari, Inspector, Group 'B'
Aged About 36 years,
S/o Sh. Ishtiaq Ansari,
R/o 681, Sec-30A, Chandigarh,
50. Mukesh Kumar, Inspector, Group 'B'
Aged About 37 years,
S/o Sh. Megh Raj,
R/o H. No. 1110, Sec-5, Urban Estate,
Kurukshetra,
51. Amit Kumar Sharma, Inspector, Group 'B'
Aged About 35 years,

S/o Sh. K.P. Sharma,
R/o B-1158/4, Sangam Vihar,
New Delhi-110080

52. Vivek Dubey, Inspector, Group 'B'
Aged About 40 years,
S/o Sh. N.C. Dubey,
R/o 331-H, Escon Arena,
Zirakpur,
53. Ketan, Inspector, Group 'B'
Aged About 32 years,
S/o Sh. Ram Singh,
R/o 325, Sec-10, Ambala City,
54. Himanshu Bhardwaj, Inspector, Group 'B'
Aged About 34 years,
S/o Sh. Madan Gopal Sharma,
R/o 40, Village/ Post Office Ladpur,
Delhi-110081
55. Ranvir Singh, Inspector, Group 'B'
Aged About 33 years,
S/o Sh. Shradhanand,
R/o H. No. 172, Village Jagatpur,
Gali No.5, Burari, Delhi-110084
56. Ramavtar Meena, Inspector, Group 'B'
Aged About 34 years,
S/o Sh. Gulla Ram Meena,

R/o V/P-Dahar, Shiv Daspura,
Distt. Jaipur, Rajasthan,

57. Vikram Singh Meena, Inspector, Group 'B'
Aged About 33 years,
S/o Sh. Laxman Ram Meena,
R/o 195, Dhaka Village,
Delhi-110009
58. Satyendra Kumar Sihara, Inspector, Group 'B'
Aged About 32 years,
S/o Sh. Jagan Lal Meena,
R/o 331, Brij Vihar, Jagatpura, Jaipur,
Rajasthan,
59. Arun Khoda, Inspector, Group 'B'
Aged About 33 years,
S/o Sh. Gulla Ram Khoda,
R/o 83, Deep Vihar, Sirsi Road,
Jaipur, Rajasthan,
60. Vineet Kumar, Inspector, Group 'B'
Aged About 39 years,
S/o Om Prakash Verma,
R/o A-15, LIC Colony, Dilshad Garden, Delhi-110095
61. Jaldeep Singh, Inspector, Group 'B'
Aged About 37 years,
S/o Sh. Balbir Singh,
R/o B-1/450, Ground Floor, Janakpuri, New Delhi

..Applicants

(Mr. M K Bhardwaj, Advocate)

Versus

1. Union of India,
through its Secretary,
Department of Revenue,
Ministry of Finance,
North Block, New Delhi
2. The Chairman,
CBEC,
Ministry of Finance,
North Block, New Delhi
3. The Chief Commissioner of Central Excise,
Delhi zone,
Ministry of Finance,
CR Building, IP Estate,
New Delhi

..Respondents

(Mr. Vijendra Singh, Advocate)

O R D E R (ORAL)**Justice Permod Kohli:**M.A. No.178/2018

M.A. seeking joining together in a single petition is allowed.

O.A. No.169/2018

Notice. Mr. Vijendra Singh, learned counsel appears and accepts notice on behalf of respondents.

2. The applicants are presently working as Inspectors, Central Excise and Customs in Delhi Zone. They claim to be eligible to be promoted to the post of Superintendent. The grievance of the applicants is that their juniors were promoted w.e.f. 01.04.2017 vide order dated 31.03.2017. The applicants are also entitled to be considered when their juniors were promoted by granting them relaxation upto 02 years in eligibility service as

prescribed under the Recruitment Rules and vide DOP&T O.M. No.14017/12/88-Estt. (RR) dated 25.03.1996.

3. The applicants' counsel also relied upon judgment passed in O.A. No.3405/2014 on 12.05.2016. Learned counsel also referred to a letter dated 01.01.2018, whereby APARs of last six years have been called for in respect of two candidates, namely, Shri Aseem Kumar and Shri Vinay Rawat for their consideration for promotion to the post of Superintendent w.e.f. 14.10.2014. The applicants also fall for consideration within the same period. The prayer made is accordingly for issuance of direction to the respondents to consider their cases for promotion to the post of Superintendent, Central Excise and Customs along with their juniors promoted vide orders dated 31.03.2017.

4. In view of the above, this O.A. is disposed of at the admission stage without going into the merits of the controversy with a direction to the respondents to examine the case of the applicants in the light of the judgment passed in O.A. No.3405/2014 and pass appropriate order in accordance with law within a period of two months from the date of receipt of a copy of this order.

(K.N. Shrivastava)
Member (A)

(Justice Permod Kohli)
Chairman

January 15, 2018
/sunil/