

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

CP No. 828/2017

OA No.2718/2017

MA No.2867/2017

New this the 3<sup>rd</sup> day of January, 2018

**Hon'ble Mr. Justice Permod Kohli, Chairman**  
**Hon'ble Ms. Praveen Mahajan, Member (A)**

1. Ved Prakash Sharma  
Aged about 27 years  
S/o Shri Suresh Chandra Sharma  
R/o : B/18, Agrawal Nagar, behind Gulkandi School  
Gangapur City, Rajasthan  
[Applicant no.57 in OA].
2. Jagdeesh Prasad Gurjar,  
Aged about 28 years  
S/o Shri Hari Ram Gurjar  
R/o: Vill.-Sardarpura, Teh.-Katputli  
Distt.-Jaipur, Rajasthan  
[Applicant No.55 in OA].
3. Mukesh Singhal  
Aged about 29 years  
S/o Shri Ram Gopal Singhal  
R/o : Vill.-Dhani Shekhawati, Post-Bery  
Teh.-Danra Ramgarh, Distt. Sikar, Rajasthan  
[Applicant No.65 in OA].
4. Sandeep Kumar Yadav  
Aged about 26 years  
S/o Shri Ratti Ram Yadav  
R/o : Vill-Kudi Ki Dhani, Post-Ballu Pura  
Teh.-Neem ka thana, Distt-Sikar, Rajasthan  
[Applicant No.37 in OA].
5. Neha Sharma, Aged about 25 years

D/o Shri Mahavir Prasad  
R/o H.No.1499, Vill & PO – Jharoda Kalan, New Delhi.  
[Applicant No.50 in OA].

6. Yogita, Aged about 26 years  
D/o Shri Ram Kumar  
R/o H.No.M-49, Krishan Vihar, New Delhi.  
[Applicant No.51 in OA].
7. Rakesh Meena, Aged about 26 years  
S/o : Nahar Singh  
R/o: Harisingh Kapura, Teh-Baseti, Dholpur  
Rajasthan  
[Applicant No.16 in OA].
8. Sabra, Aged about 28 years  
D/o :Mohd. Sattar  
R/o : H.No.127, Zamin Nagar Basti  
Hazrat Nizamuddin, New Delhi.  
[Applicant No.68 in OA].
9. Bhagwan Das, Aged about 24 years  
S/o Shri Tekchand  
R/o: Vill.-Ahipura, Post-Iradat Nagar  
Distt. – Agra, UP.  
[Applicant No.44 in OA].
10. Avneesh Kumar, Aged about 28 years  
S/o Shri Panna Lal  
R/o: Gunta Bansur, Alwar, Rajasthan  
[Applicant No.24 in OA].
11. Pinki, Aged about 26 years  
D/o Shri Satpal  
R/o : Sultanpur Dabas, Post Office-Pooth Khurd  
Delhi-39.  
[Applicant No.13 in OA].
12. Vikash Kumar, Aged about 29 years  
S/o Shri Sher Singh  
R/o Ward No.8, Teacher's Colony

Behror, Alwar, Rajasthan  
[Applicant No.11 in OA].

..... Petitioners

[Services of the above mentioned Applicants in OA 2718/2017 has been terminated by the respondents, though their reply in OA and on Interim Relief as well]

(By Advocate: Shri Amit Kumar)

### **Versus**

1. C.K.Sharma  
The Secretary  
Ministry of Health and Family Welfare (Nursing Section)  
Nirman Bhawan, New Delhi – 110 001.
2. Dr. (Prof.) Jagdish Prasad  
The Director General of Health Services  
Directorate General of Health Services  
Government of India  
Nirman Bhawan, New Delhi – 110 001.
3. Mrs. N.N.K.Simite  
The Medical Superintendent  
Lady Harding Medical College and  
Smt. Sucheta Kriplani Hospital  
C-604, Shivaji Stadium Bus Terminal  
Connaught Place, New Delhi  
Delhi – 110 001.  
Phone : 011 23363728. ....Respondents

(By Advocate: Shri Kumar Onkareshwar)

### **ORDER (ORAL)**

**By Hon'ble Mr. Justice Permod Kohli,**

These contempt proceedings have been initiated for the alleged non compliance of the interim directions contained in the

order dated 16.08.2017. While passing the interim order, this Tribunal issued the following directions :-

“Notice in the O.A. as well as interim relief.

Mr. Manuj Kaushik for Mr. Hanu Bhaskar, learned counsel, appears and accepts notice on behalf of respondents. Reply in the main O.A. as also the interim relief be filed within two weeks.

In the meantime, it is directed, the applicants shall not be replaced by contractual employees. However, in the event the regular appointments are made against the vacancies held by the applicants, the respondents can make the regular appointments.

List on 12.09.2017.”

2. The allegations made in the contempt petition that the respondents have stopped payment to the applicants and the services of the applicants herein have been terminated. The learned counsel appearing for the respondents submits that the applicants have been replaced by the regular appointees on the basis of duly conducted selection.

3. On the perusal of interim order, we find that the directions were that the applicants shall not be replaced by contractual employees and the regular appointments can be made against the vacancies held by the applicants. The respondents have made regular appointment. No contempt is made out. The contempt petition is dismissed.

**(Praveen Mahajan)**  
**Member (A)**

**(Justice Permod Kohli)**  
**Chairman**

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