

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

OA-1903/2015

New Delhi this the 30th day of May, 2016

HON'BLE MR. SHEKHAR AGARWAL, MEMBER (A)

HON'BLE MR. RAJ VIR SHARMA, MEMBER (J)

1. Aditya Singh Yadav, Assistant Commissioner (66th batch)
S/o Pankaj Yadav, aged 31 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
2. Abhishek Kumar , Assistant Commissioner (66th batch)
S/o Narendra Kumar Jha, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
3. Akshat Agarwal, Assistant Commissioner (66th batch)
S/o Satish Chandra Agarwal, aged 24 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
4. Amit Kumar Gupta, Assistant Commissioner (66th batch)
S/o Ram Ajivan Gupta, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
5. Amit Nigam, Assistant Commissioner (66th batch)
S/o GC Nigam, aged 34 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
6. Amit Singh Chandel, Assistant Commissioner (66th batch)
S/o Munesh Kumar Chandel, aged 31 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
7. Amritashva Kamal, Assistant Commissioner (66th batch)
S/o Rajaramprasad, aged 30 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana

8. Anoop Singh , Assistant Commissioner (66th batch)
S/o B B Singh, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
9. Anwesh Chatterjee, Assistant Commissioner (66th batch)
S/o P. N. Chatterjee , aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
10. Arathi A Nair, Assistant Commissioner (66th batch)
D/o M. N. Asokan, aged 25 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
11. Aravind Vivekanandan, Assistant Commissioner (66th batch)
S/o M K. Vivekanandan nair , aged 25 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
12. Arjun Pradhan JMT, Assistant Commissioner (66th batch)
S/o Jagalur Mahabaleshwar , aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
13. Arsh Verma , Assistant Commissioner (66th batch)
S/o Ram Niwas Verma, aged 23 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
14. Ashok Kumar Kookna, Assistant Commissioner (66th batch)
S/o Nema Ram Kookna, aged 34 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
15. Avnish Parashar, Assistant Commissioner (66th batch)
S/o Harish Chander, aged 26 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
16. Bhuvnesh Kumar Tiwari, Assistant Commissioner (66th batch)
S/o D. K. Tiwari, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana

17. Bullo Mamu, Assistant Commissioner (66th batch)
S/o Bullo Tama, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
18. Chandan Kumar, Assistant Commissioner (66th batch)
S/o Ramesh Prasad, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
19. Daniel Vincent, Assistant Commissioner (66th batch)
S/o Vincent Stone, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
20. Deepthi Alanghat, Assistant Commissioner (66th batch)
D/o Damodaran K, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
21. Devshree, Assistant Commissioner (66th batch)
S/o Sushil Kumar, aged 30 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
22. Dhiman Barai, Assistant Commissioner (66th batch)
S/o Dhirneder Nath Barai, aged 28yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
23. Dinesh Bishnoi, Assistant Commissioner (66th batch)
S/o Ganpat Ram Bishnoi, aged 23 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
24. Divey Sethi, Assistant Commissioner (66th batch)
S/o Mahesh Sethi, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
25. Durishetty Anudeep, Assistant Commissioner (66th batch)
S/o Durishetty Manohar , aged 24 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana

26. Dyamappa Airani, Assistant Commissioner (66th batch)
S/o Ramappa, aged 26 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
27. Gautam Jain, Assistant Commissioner (66th batch)
S/o Pramod Kumar Jain, aged 24 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
28. Geeta , Assistant Commissioner (66th batch)
D/o Raj Kumar, aged 26 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
29. Goutham S, Assistant Commissioner (66th batch)
S/o Sankara Krishnan, aged 25 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
30. Harish Kumar, Assistant Commissioner (66th batch)
S/o Jagat pal, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
31. Hasan Ahmed, Assistant Commissioner (66th batch)
S/o A. A. Siddiqui, aged 32 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
32. Hemant Kumar, Assistant Commissioner (66th batch)
S/o Raj Kumar, aged 31 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
33. Himani Dhamija, Assistant Commissioner (66th batch)
D/o Inder Kumar Dhamija, aged 27yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
34. Himani Dua, Assistant Commissioner (66th batch)
D/o Ratan Lal Dua, aged 25 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana

35. Himanshu Khatri , Assistant Commissioner (66th batch)
S/o Devender kr. , aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
36. Ira Singhal, Assistant Commissioner (66th batch)
D/o Rajendra Singhal, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
37. Jyoti Viridi, Assistant Commissioner (66th batch)
D/o Swarn Dass Viridi, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
38. Jyotika, Assistant Commissioner (66th batch)
D/o Dhaniram, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
39. Kapil Joshi, Assistant Commissioner (66th batch)
S/o Mayaram Joshi, aged 24 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
40. Kaushik TG, Assistant Commissioner (66th batch)
S/o T. S. Ganesan, aged 30 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
41. Kevin Boban, Assistant Commissioner (66th batch)
S/o Boban J Leon, aged 24 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
42. Kumar Vivek, Assistant Commissioner (66th batch)
S/o Suman Kr. Singh, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
43. Malsawmtluganga, Assistant Commissioner (66th batch)
S/o Lalmalsawma, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana

44. Mandeep Singh Jalota, Assistant Commissioner (66th batch)
S/o Gopal Singh, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
45. Maneesh Dudpuri, Assistant Commissioner (66th batch)
S/o Purnanand Dudpuri, aged 31 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
46. Manish Choudhary, Assistant Commissioner (66th batch)
S/o Ram Sewak Choudhary, aged 24 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
47. Manoj kumar , Assistant Commissioner (66th batch)
S/o Hawaldar, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
48. Manoj Prabhakar, Assistant Commissioner (66th batch)
S/o Ram Swaroop, aged 31 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
49. Manudev Jain, Assistant Commissioner (66th batch)
S/o Pawan Kr. Jain, aged 24 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
50. Md. Mustaque, Assistant Commissioner (66th batch)
S/o Md Jhairudding, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
51. Mehtab Ahmed, Assistant Commissioner (66th batch)
S/o Wazir Mohd, aged 30 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
52. Modassar Shafi, Assistant Commissioner (66th batch)
S/o Shafiur Rahman, aged 30 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana

53. Mohammad Saim, Assistant Commissioner (66th batch)
S/o Mohammad Aqil, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
54. Mukesh Kumar, Assistant Commissioner (66th batch)
S/o Ramanand, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
55. Nand Kishore Kalal, Assistant Commissioner (66th batch)
S/o Amba Lal, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
56. Narendra Bijarnia, Assistant Commissioner (66th batch)
S/o Puranmal Bijarnia, aged 30yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
57. Navin Kr. Soni, Assistant Commissioner (66th batch)
S/o Rajendra Kr. , aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
58. Ngahanyui Zimik, Assistant Commissioner (66th batch)
S/o Kuirei , aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
59. Nidhish Vinayak Singhal, Assistant Commissioner (66th batch)
S/o Aditya Kr. , aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
60. Nikhil Goyal, Assistant Commissioner (66th batch)
S/o Dilip Kr. Goyal , aged 26 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
61. Nikhil Kumar Singh, Assistant Commissioner (66th batch)
S/o Ramesh Kumar, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana

62. Nikhil Mohan Goyal, Assistant Commissioner (66th batch)
S/o Manmohan, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
63. Nikhil Mohan Goyal, Assistant Commissioner (66th batch)
S/o Manmohan Goya , aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
64. Nitin Deepak Agarwal , Assistant Commissioner (66th batch)
S/o Sanjiv Kr. Agarwal , aged 25 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
65. Nitin Kuraien , Assistant Commissioner (66th batch)
S/o Nand Kishore Kuraien, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
66. Om Prakash Bishnoi, Assistant Commissioner (66th batch)
S/o Gopal Ram Bishnoi, aged 30 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
67. P. Krishnakant, Assistant Commissioner (66th batch)
S/o P.V. R. Rao, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
68. P. M. yashwanth, Assistant Commissioner (66th batch)
S/o P. J. Victor, aged 30 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
69. P Mdhuree, Assistant Commissioner (66th batch)
D/o P. Muni Swamy, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
70. Paras Mani Tripathi, Assistant Commissioner (66th batch)
S/o Ram Dheeraj Tripathi, aged 31 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana

71. Payal Gupta, Assistant Commissioner (66th batch)
D/o Late Ashok Kumar Gupta, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
72. Pinky Kumar, Assistant Commissioner (66th batch)
D/o Ashok Kumar, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
73. Piyush Sharma, Assistant Commissioner (66th batch)
S/o Bharat Bhushan Sharma, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
74. Preeti Sinha, Assistant Commissioner (66th batch)
D/o Surener Sinha, aged 30 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
75. Prianceu Pandey, Assistant Commissioner (66th batch)
S/o Vijay Kr. Pandey, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
76. Priyanka Gulati , Assistant Commissioner (66th batch)
D/o Dr. Harish Gulati , aged 30 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
77. Purnakam Singh, Assistant Commissioner (66th batch)
S/o S. N. Singh , aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
78. Rachna, Assistant Commissioner (66th batch)
D/o Rajender Kr. Sharma, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
79. Raghavendra P, Assistant Commissioner (66th batch)
S/o Pandurangappa E, aged 26 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana

80. Rahul Raja, Assistant Commissioner (66th batch)
S/o Awadhesh Prasad, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
81. Raj Karan Agarwal, Assistant Commissioner (66th batch)
S/o Jai Karan Agarwal, aged 25 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
82. Rajni Sharma, Assistant Commissioner (66th batch)
D/o Ghanshyam Sharma , aged 30 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
83. Ramdhan Dagar , Assistant Commissioner (66th batch)
S/o Balbir Singh , aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
84. Raunaq Jamil Ansari, Assistant Commissioner (66th batch)
S/o Md. Jamil Ansari, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
85. Raushan Kr. Singh, Assistant Commissioner (66th batch)
S/o Narendra Kr. Singh, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
86. Ravinder Kr. , Assistant Commissioner (66th batch)
S/o Ramesh Chand, aged 34 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
87. Rigved Thakur , Assistant Commissioner (66th batch)
S/o Laxman Singh Arya, aged 30 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
88. Rishabh Gupta, Assistant Commissioner (66th batch)
S/o Parvesh Kr. Gupta, aged 25 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana

89. Rohit Indora , Assistant Commissioner (66th batch)
S/o Rohtas Singh Indora, aged 30 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
90. Rohit Singh, Assistant Commissioner (66th batch)
S/o Jagdish Prasad Kanwat, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
91. Roshan Lal, Assistant Commissioner (66th batch)
S/o Darshan Lal, aged 31 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
92. Sandeep Ahuja, Assistant Commissioner (66th batch)
S/o Fakir Chand, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
93. Sanjeet Singh , Assistant Commissioner (66th batch)
S/o Jagbir Singh , aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
94. Sawan Kr. , Assistant Commissioner (66th batch)
S/o Om Prakash Yadav, aged 26 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
95. Sher Singh Meena, Assistant Commissioner (66th batch)
S/o Ram Khilari Meena, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
96. Shilpi Srivastava, Assistant Commissioner (66th batch)
D/o Sushil Babu Srivastava, aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
97. Shruti Mehrotra , Assistant Commissioner (66th batch)
D/o Ram Pratap Mehrotra, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana

98. Spencer Mervyn Myllem, Assistant Commissioner (66th batch)
S/o Winston Mark Simon Pariat , aged 29 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
99. Sukirti Madhav , Assistant Commissioner (66th batch)
S/o Krishna Kant Mishra, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
100. Suraj Singh , Assistant Commissioner (66th batch)
S/o Gaya Prasad Singh, aged 30 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
101. Sushma J, Assistant Commissioner (66th batch)
D/o K. L. Jairam, aged 25 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
102. Swapnil Tembe, Assistant Commissioner (66th batch)
S/o Late Purushottam Ramchandra Tembe, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
103. Tanvi Gupta, Assistant Commissioner (66th batch)
D/o Krishna Kr Gupta, aged 26 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
104. Umesh Rathod, Assistant Commissioner (66th batch)
S/o Narayan Rathod, aged 26 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
105. Unde Yogesh Pandurang, Assistant Commissioner (66th batch)
S/o Unde Pandurang Sopan, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
106. Utkarsha , Assistant Commissioner (66th batch)
S/o Bir Bahadure Singh, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana

107. Utpat Hrishikesh Kiran, Assistant Commissioner (66th batch)
S/o Utpat Kiran Dyaneshwar, aged 24 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
108. Vibhav Singh Chauhan, Assistant Commissioner (66th batch)
S/o Sukhpal Singh Chauhan, aged 27 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
109. Vijay Agrawal, Assistant Commissioner (66th batch)
S/o Kamlesh Agrawal, aged 28 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
110. Vikas Pal , Assistant Commissioner (66th batch)
S/o Om Prakash Pal, aged 32 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
111. Vinay G. M. , Assistant Commissioner (66th batch)
S/o Gangadharappa K. B. , aged 25 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana
112. Nidhi Gupta, Assistant Commissioner (66th batch)
D/o Parveen Kumar Gupta, aged 25 yrs,
R/o NACEN, Sector 29,
Faridabad- 121 008, Haryana

... Applicant

(By Advocates: Sh. Shrigopal Aggarwal)

Versus.

1. Union of India through
Secretary,
Ministry of Finance, North Block,
New Delhi
2. Pay & Accounts Office, IP Estate
AGCR Building,
New Delhi

3. Directory General,
National Academy of Customs Excise & Narcotics,
Sector-29, Faridabad.

(By Advocate: Sh. Rajnish Prasad)

.... Respondents

ORDER (ORAL)

Hon'ble Mr. Shekhar Agarwal, Member (A)

This OA has been filed by the applicant seeking the following reliefs:

"i) to order the respondents to stay the implementation of their above OM dated 07.03.2014 (i.e. Annexure -1) henceforth till the disposal of the present OA.

ii) to set aside the impugned orders/ OM dated 07.03.2014 (i.e. Annexure-1) at the admission stage itself as the same has already been set aside vide a (common) orders dated 18.03.2015 involving 51 OAs.

iii) to direct the respondents to pay TA at par with the Delhi rates and no recovery of TA on account of 'Allegedly amount Paid' be made

iv) to allow any other reliefs which this Hon'ble Tribunal deem fit under the facts and circumstances of the case.

v) to allow costs."

2. It is seen that vide our Order dated 18.03.2015 passed in OA 996/2014 alongwith other connected matters this Tribunal has

already quashed the order dated 07.03.2014, which has been challenged by the applicant herein. The respondents have also complied with the order dated 18.03.2015 and passed fresh order on Transport Allowance dated 26.10.2015

3. In the circumstances, the OA has become infructuous, and is accordingly disposed of. No costs.

(Raj Vir Sharma)
Member (J)

(Shekhar Agarwal)
Member (A)

/neha/