

**CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH**

O.A. No. 3800/2015
M.A. No. 3467/2015

New Delhi, this the 13th day of October, 2015.

**HON'BLE MR. V. AJAY KUMAR, MEMBER (J)
HON'BLE MR. P.K. BASU, MEMBER (A)**

1. Bishamber,
S/o Late Shri Mohan,
Aged about 65 years,
R/o House No.V-208,
Red Building, EWS,
New Moti Bagh, New Delhi and
Retired as Choudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.
2. Sabbir Ahmed,
S/o Late Shri Vakil Ahmed Khan
Aged about 64 years,
R/o M.T.W. Kothi No.2,
Q.No.4, Schedule 'B', Rashtrapati Bhawan,
New Delhi and
Retired as Choudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.
3. Ramanwal,
S/o Late Shri Rambodh,
Aged about 64 years,
R/o D-87, Uttam Nagar, Pratap Enclave,
Mohan Garden, New Delhi and
Retired as Choudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.
4. Chander Pal,
S/o Late Shri Chhote Lal,
Aged about 61 years,
R/o Chijarasi Colony, Near Shani Mandir,
NOIDA Sec-63 (UP) and
Retired as Choudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.
5. Jawahar Shah,
S/o Late Shri Amrit Shah,
Aged about 62 years,

R/o H-1/3, Gali No.24, Rajapuri,
Uttam Nagar, New Delhi and
Retired as Choudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.

6. Bacchu Lal,
S/o Late Shri Ram Prasad,
Aged about 62 years,
R/o Vill. & PO : Barob, Distt. Faizabad, U.P. and
Retired as Choudhary from President's Garden,
Rashtrapati Bhawan,
New Delhi.
7. Hari Kishan,
S/o Late Shri Birbal,
Aged about 65 years,
R/o 137, Aliganj Kotle Mubarakpur,
New Delhi and
Retired as Choudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.
8. Likhi Ram,
S/o Late Shri Nanak Pal,
Aged about 63 years,
R/o Village : Noornagar, Sihani,
Ghaziabad and
Retired as Chaudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.
9. Radhey Shyam,
S/o Late Shri Kharak Singh
Aged about 62 years,
R/o MT 12/2, Schedule 'A', P.B.G.,
Rashtrapati Bhawan, New Delhi and
Retired as Chaudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.
10. Ram Magan,
S/o Late Shri Ram Daur,
Aged about 63 years,
R/o C-74, Gali No.14, Block 'B',
Harphool Jal Vihar, New Delhi and
Retired as Chaudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.
11. Sundar Ram,
S/o Late Shri Ramju Ram,
Aged about 64 years,

R/o Type III/6, Schedule 'B',
Rashtrapati Bhawan, New Delhi and
Retired as Chaudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.

12. Jag Ram,
S/o Late Shri Channi Ram,
Aged about 62 years,
R/o C-14, Kanti Nagar Ext., Gali No.2,
Shahdara, Delhi and
Retired as Chaudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.
13. Dharam Singh,
S/o Late Shri Nobat Singh
Aged about 62 years,
R/o D-1/142, Jahangirpuri, Delhi and
Retired as Chaudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.
14. Ram Charan Singh,
S/o Late Shri Baij Raj Singh
Aged about 61 years,
R/o Q-156, Ph.II, New Palam Vihar,
Gurgaon, Haryana and
Retired as Chaudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.
15. Vinod,
S/o Late Shri Ram Singh
Aged about 64 years,
R/o B/1967, Metro Vihar,
Holembi Kalan, Delhi and
Retired as Chaudhary from President's Garden,
Rashtrapati Bhawan,
New Delhi.
16. Kartar Singh,
S/o Late Shri Singh,
Aged about 62 years,
R/o A-527/2, South Gamri Extension,
Gali No.1, Pusta No.4, Shahdra, Delhi and
Retired as Chaudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.
17. Ami Chand,
S/o Late Shri Buddha,
Aged about 63 years,

R/o 60A, Block 'A', Om Vihar, Phase-V,
Uttam Nagar, New Delhi and
Retired as Chaudhary from President's Garden,
Rashtrapati Bhawan, New Delhi.

18. Pritam,
S/o Late Shri Vijay Pal,
Aged about 65 years,
R/o Gali No.2, Jagatpuri Extension,
Wazirabad, Burari, Delhi and
Retired as Senior Mali from President's Garden,
Rashtrapati Bhawan, New Delhi.
19. Munni Lal,
S/o Shri Badu Ram,
Aged about 65 years,
R/o Vill : Asolia Parva, P.O. : Asolia,
Distt : Azamgarh, U.P. and
Retired as Senior Mali from President's Garden,
Rashtrapati Bhawan, New Delhi.
20. Ram Shankar,
S/o Late Shri Brij Lal,
Aged about 60 years,
R/o F-646, Inder Enclave-II,
Kirari Suleman Nagar,
Near Mubarakpur, New Delhi and
Retired as Senior Mali from President's Garden,
Rashtrapati Bhawan, New Delhi.
21. Chandra Bali,
S/o Late Shri Sidhari,
Aged about 66 years,
R/o Pocket I/42, Schedule 'A' , P.B.G.,
Rashtrapati Bhawan, New Delhi and
Retired as Senior Mali from President's Garden,
Rashtrapati Bhawan, New Delhi.
22. Charat Singh,
S/o Late Shri Hari Singh,
Aged about 65 years,
R/o Chandrabal Subzi Mandi,
Gali No.6, H.No.540, Post : Jawahar Nagar,
New Delhi and
Retired as Senior Mali from President's Garden,
Rashtrapati Bhawan, New Delhi.

23. Ram Gopal,
S/o Late Shri Shiv Lal
Aged about 65 years,
R/o C-36/8, Sahib Kunj, Palam Vihar,
Gurgaon, Haryana and
Retired as Senior Mali from President's Garden,
Rashtrapati Bhawan, New Delhi.
24. Ladri Prasad,
S/o Late Shri Tritu,
Aged about 62 years,
R/o Subzimandi, Kali Bari Marg,
New Delhi and
Retired as Senior Mali from President's Garden,
Rashtrapati Bhawan, New Delhi.
25. Ram Charan,
S/o Late Shri Dasi Ram
Aged about 64 years,
R/o Pocket I/66, Schedule 'A',
Rashtrapati Bhawan, New Delhi and
Retired as Senior Mali from President's Garden,
Rashtrapati Bhawan,
New Delhi.
26. Smt. Kamla,
W/o Late Shri Balbir,
Aged about 64 years,
R/o 6/366, Dakshinpuri Extension,
New Delhi and
Retired as Senior Mali from President's Garden,
Rashtrapati Bhawan,
New Delhi. Applicants

(By Advocate : Shri S.S. Tiwari)

Versus

1. Union of India through,
Secretary to the President,
Rashtrapati Bhawan,
New Delhi.
2. Joint Secretary and F.A.
President's Secretariat,
Rashtrapati Bhawan,
New Delhi.

3. Under Secretary,
 President's Secretariat,
 Rashtrapati Bhawan,
 New Delhi. .. Respondents

(By Advocate : Shri Yogesh Mahur for Shri Gyanendra Singh)

ORDER (ORAL)

By Mr. V. Ajay Kumar, Member (J)

Heard the learned counsel for the applicants and Shri Yogesh Mahur representing Shri Gyanendra Singh, who accepts notice on behalf of the respondents.

2. MA 3467/2015, filed under Rule 4(5)(a) of C.A.T. (Procedure) Rules, 1987 for joining together, is allowed.

3. The applicants, who are retired from various Group 'D' posts under the respondents, filed the present O.A. seeking the following relief(s):

- (i) Direct the respondents to grant selection grade after 8 years service as per the CPWD OM dated 09/06/11 to the applicants as per their entitlement from the due date.
- (ii) Direct the respondents to accordingly grant corresponding revised pay scale as applicable to the applicants.
- (iii) As a consequence of relief (i) & (ii) being granted, the respondents be directed to arrears as per their entitlement and as per terms given in the OM dated 09/06/11 as well as revise their pension & pensionary benefits within a specified time frame.
- (iv) Award costs and

(v) Pass any other order/direction as may be deemed just & proper in the facts and circumstances of the case.”

4. It is submitted that the applicants made number of representations ventilating their grievances vide Annexure A (Colly.), However, the respondents have not passed any orders thereon till date.

5. In the circumstances, the O.A. is disposed of at the admission stage, without going into the merits of the case, by directing the respondents to consider the Annexure A (colly.) representation of the applicants and to pass appropriate speaking and reasoned orders thereon, in accordance with law, within 90 days from the date of receipt of a copy of this order. No order as to costs.

Let a copy of the O.A. be enclosed to this order.

(P.K. BASU)
Member (A)

(V. AJAY KUMAR)
Member (J)

/Jyoti/