

**CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH: NEW DELHI**

O.A. No. 3697/2018

M.A. No. 4098/2018

The 28th day of September, 2018

HON'BLE MR. V. AJAY KUMAR, MEMBER (J)
HON'BLE MR. A.K. BISHNOI, MEMBER (A)

1. Vimal Kant, Aged 38 Years, Group B,
S/o Shri Virendra Kumar Ojha,
Working as PGT (History)
At K.V. NFC, Vigyan Vihar, Delhi
R/o SF-2, 5/13, Shanpat Colony
Sahibabad, Ghaziabad, U.P.
2. Vidya Bhushan Choubey,
Aged 43 Years, Group B,
S/o Shri Babua Ram Choubey
Working as TGT (SST)
At K.V. NFC, Vigyan Vihar, Delhi
R/o 99B, Satyam Enclave,
Jhilmil Colony, Delhi
3. Sher Singh, Aged 47 Years, Group B,
S/o Shri Dhan Singh
Working as PGT (Physics)
At KV HS-18, Sector P-3
Greater Noida,
Agra Region.
4. Madhur Sameer Kaushik,
Aged 40 Years, Group B,
S/o Shri Narinder Kumar Kaushik
Working as PGT (Commerce)
At K.V. NFC, Vigyan Vihar
Delhi
5. Gauri Shankar Chaudhary,
Aged 45 Years, Group B,
S/o Shri Gudari Chaudhary
Working as TGT (Sanskrit)
At KV Narangi
Guwahati Region.

6. Nitin Kumar Misra,
Aged 42 Years, Group B,
S/o Shri Prakash Chandra Misra
Working as PGT (Maths)
At K.V. AMC (First Shift)
Lucknow, Lucknow Region, U.P.
7. Sunil Kumar Kaushik,
Aged 49 Years, Group B,
S/o Shri Rohtas Kumar Kaushik
Working as PGT (History)
At Kv Pushp Vihar,
New Delhi.
8. Ms. Aneeta Singh,
Aged 42 Years, Group B,
D/o Ram Singh,
Working as PGT (English)
At K.V. NFC, Vigyan Vihar, Delhi.
9. Harjeet Singh Grover,
Aged 43 Years, Group B,
S/o Shri Baldev Singh Grover
Working as Librarian
At KV O.F. Katni
483504 Region Jabalpur, M.P.
10. Lal Bahadur Ram,
Aged 51 Years, Group B,
S/o Shri Banke Ram
Working as PGT (Hindi)
At KV Semri
Durgapur, Kolkata Region.
11. Archana, Aged 45 Years, Group B,
D/o Faqir Chand
PGT (Hindi)
At K.V. NFC, Vigyan Vihar, Delhi
12. Ajay Sharma,
Aged 42 Years, Group B,
S/o Shri Prem Sharan Sharma
Working as TGT (Maths)
At K.V. NFC, Vigyan Vihar
Delhi.

13. Sudhakar Pandey, Aged 52 Years, Group B,
S/o Shri Maheshwari Pandey
Working as PGT (SST)
At K.V. No.1, AFS, Gaurakhpur
Varanasi Region, U.P.
14. Manjeet Singh,
Aged 44 Years, Group B,
S/o Shri Sukhwant Singh
Working as PGT (Bio)
KV-2 Sirsa, Gurugram Region
Haryana.
15. Sidhartha Kumar Pandey,
Aged 41 Years, Group B,
S/o Shri Keshav Dutt Pandey
Working as TGT (Hindi)
KV Narangi, Guwahati.
16. Rajinder Prasad,
Aged 38 Years, Group B,
S/o Shri Prabhu Dayal
Working as PGT (Eco)
At K.V. Dungarpur,
Jaipur Region
Rajasthan.
17. Ram Singh Meena,
Aged 45 Years, Group B,
S/o Shri Babu Lal Meena
Working as TGT (SST)
At KV Dungarpur,
Jaipur Region
Rajasthan.
18. Rajesh Prasad,
Aged 43 Years, Group B,
S/o Late Shri Madan Prasad
Working as TGT (English)
KV Danapur Cantt. Second Shift,
Patna Region, Bihar.
19. Kiran Kumari,
Aged 39 Years, Group B,

D/o Late Arvind Kumar
Working as TGT (Social Science)
KV Danapur Cantt. Second Shift,
Patna Region, Bihar.

20. Hans Raj Meena,
Aged 59 Years, Group B,
S/o Shri Badram Meena
Working as PGT (Economics)
KV Savai Madhopur,
Rajasthan.
21. Mohd. Younus, Aged 46 Years, Group B,
S/o Shri Nasir Ahmad
Working as TGT (English)
KV No.2, FCI Gorakhpur U.P.
22. Sanjay, Aged 41 Years, Group B,
S/o Late Shri Ram Khelawan
Working as PGT (English)
KV Savai Madhopur, Rajasthan.
23. Rajesh Pati Tripathi,
Aged 40 Years, Group B,
S/o H.C.P. Tripathi
Working as PGT (History)
KV RDSO, Lucknow Region
Lucknow, U.P.
24. Ashok Kumar,
Aged 44 Years, Group B,
S/o Dhurub Prasad
Working as TGT (So.Sci)
KV Bettiah, Patna
Bihar.
25. Surendra Dutt Rawat,
Aged 40 Years, Group B,
S/o Shri Ishwar Dutt Rawat
Working as PGT (History)
K.V. No.4, Gwalior Bhopal Region,
Madhya Pradesh.
26. Shashank Tomar,
Aged 43 Years, Group B,

S/o Shri Mahavir Singh Verma
Working as PGT (History)
KV Punjab Lines, Meerut Cantt. U.P.

27. Vinu Gupta,
Aged 40 Years, Group B,
W/o Shri Vipin Kumar Gupta
Working as TGT (English)
K.V. No.1, AFS, Gorakhpur, U.P.
28. Moromi Sharma,
Aged 36 Years, Group B,
W/o Manas Pratim Bhattacharya
Working as TGT (English)
K.V. AFS, Begumpet, Hyderabad.
29. Jitendra Kumar Pandey,
Aged 47 Years, Group B,
S/o Shri Shitala Prasad Padney
Working as PGT (Economics LDE)
KV Narangi Guwahati
30. Pulak Srivastava,
Aged 42 Years, Group B,
S/o Alok Kumar Srivatava
Working as PGT (Biology LDE)
Kv-2, FCI, Gorakhpur,
(KV Varanasi, U.P)
31. Namita Srivastava,
Aged 51 Years, Group B,
W/o Sh. Ashok Kumar Verma
Working as TGT English
KV Mau, Varanasi Region,
U.P.
32. Ram Darshan Prasad,
Aged 44 Years, Group B,
S/o Keshwar Prasad
Working as TGT Maths
At KV-2 Fci Gorakhpur
(KVS) Varanasi, U.P.
33. Ravindra Kumar Sharma,
Aged 39 Years, Group B,

S/o Shri Dwarika Nath Sharma
Working as PGT (History)
KV Paschim Vihar,
Delhi.

34. Pawan Kumar Mahto,
Aged 46 Years, Group B,
S/o Late Jiwachh Mahto
Working as PGT (History)
KVIOC, Haldia
Kolkata Region, Kolkata.
35. Kamal Narayan Tiwari,
Aged 44 Years, Group B,
S/o Bijendra Tiwari
Working as Librarian
KV AFS, Bawana Delhi Region, Delhi.
36. Rajender Singh Yadav,
Aged 54 Years, Group B,
S/o Late Sh. Hukam Lal Yadav
Working as TGT (S.St)
KV Sikh Lines, Meerut Agra Region, U.P.
37. Brij Bhan Ram,
Aged 41 Years, Group B,
S/o Moti Chandra Ram
Working as Librarian
KV SECL, Jharkhand,
Raipur, Chattisgarh.
38. Surender Kumar Nimesh,
Aged 44 Years, Group B,
S/o R. Hari Kishan
Working as Librarian
KV Ghziabad (Second Shift)
Agra Region, U.P.
39. Shagufta Parveen,
Aged 40 Years, Group B,
D/o Sh. N.Y. Khan
Working as Librarian (TGT)
KV Delhi Cantt No.2, Delhi.

..Applicants

(By Advocate : Shri G.S. Charya)

Versus

1. The Commissioner,
Kendriya Vidyalaya Sangathan
Head Quarter, 18, Institutional Area
Shaheed Jeet Singh Marg,
New Delhi-110016.
 2. Union of India
Through its Secretary
Ministry of HRD, Department Of Education
Govt. of India, Shastri Bhawan,
New Delhi
- ..Respondents

(By Advocate : Shri Aman Kumar for Shri Kumar Omkareshwar)

ORDER (ORAL)

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

Heard Shri G.S. Charya, learned counsel for the applicants and Shri Aman Kumar proxy for Shri Kumar Omkareshwar, learned counsel appeared on behalf of the respondents on receipt of advance notice.

2. MA 4098/2018 filed for joining together is allowed.
3. The applicants filed the O.A. seeking the following relief(s):
 - “(a) Pass an order directing the respondents to grant the Minimum Entry Pay of Rs.12540/- + 4600 (Grade Pay) = Rs.17140/- to applicants w.e.f. 01.01.2006 in light of Hon’ble Tribunal judgment in the case of Somveer Rana & Ors. vs. Govt. of NCT of Delhi & Ors. (O.A. No.3217/2014) dated 04.04.2016 which has been upheld by the Hon’ble Delhi High Court and Hon’ble Supreme Court of India with all the consequential benefits including the arrears of difference of Pay and Allowances;

- (b) direct the respondents to grant Entry Scale for TGT irrespective of subject from 01.01.2006 to the applicants with all consequential benefits as per the various judgments mentioned above;
- (c) direct the respondents to grant same relief to applicants who joined as PGT teachers prior to 01.01.2006;
- (d) further direct the respondents to not to recover any excess amount from the applicants, if already paid, as all these applicants were employed prior to 01.01.2006 and/or not to initiate any recovery of excess amount from the applicants in cases where the process of recovery has not been initiated.”

4. It is submitted that the applicants made number of representations vide Annexure A-1 (Colly.) ventilating their grievances to the respondents. However, no orders have been passed thereon till date.

5. In the circumstances, the O.A. is disposed of at the admission stage itself, without going into the merits of the case, by directing the respondents to consider Annexure A-1 (Colly.) representations of the applicants and to pass appropriate reasoned and speaking orders thereon, in accordance with law, within 90 days from the date of receipt of a certified copy of this order. No order as to costs.

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

(A.K. BISHNOI)
Member (A)

(V. AJAY KUMAR)
Member (J)

/Jyoti/