

**CENTRAL ADMINISTRATIVE TRIBUNAL  
PRINCIPAL BENCH**

CP No. 106/2017 in  
OA No. 1638/2012  
MA 564/2017

Reserved on 19.07.2018  
Pronounced on 24.07.2018

**Hon'ble Ms. Praveen Mahajan, Member (A)**  
**Hon'ble Mr. S.N. Terdal, Member (J)**

1. Sh.Baldev Ram,  
S/o Shri Ram Lal,  
R/o G-38, Ratti Ram Bagh,  
Gali No.2, Raj Nagar-II,  
Palam Colony, New Delhi-110045
2. Shri Deen Dayal,  
S/o Shri Munshi Ram,  
R/o B-105, East Vinod Nagar,  
Delhi-110091.
3. Shri Rajesh Kumar,  
S/o Late Sh. Jagdish Prakash,  
R/o 13/55-IIInd Floor, Back Side,  
Subhash Nagar, New Delhi-110027
4. Shri Sampat Ram,  
S/o Shri Ram Chander,  
R/o 3227, School Street, Pahar Ganj,  
New Delhi-110055
5. Sh.Bhagwan Dass,  
S/o Shri Baljeet Ram,  
R/o 15/2, Bhagal Lane, Bhogal,  
Jangpura, New Delhi-110014.
6. Shri Ram Bilas  
S/o Suraj Pal,  
R/o A-174, New Seema Puri,  
Shahadra, New Delhi-110095
7. Shri Ram Newaj,  
S/o Sh. Prithvi Pal,  
R/o Block No.1, Dhobi Ghat,  
Jhuggi T-33, Khichri Pur, Delhi-110091
8. Shri Braj Bhushan Tyagi,  
S/o Shri Shiv Kumar Tyagi,  
R X185/6, Gali No.6B, Brahm Puri,  
Delhi-110053.
9. Sh. Mahesh Das,  
S/o Shri Mahadeo Das,  
R/o E-845, J.J.Colony, Bavana,  
Delhi-110039

10. Shri Ram Shankar,  
S/o Shri Hare Lal,  
R/o House No. 328, Village Gejodh,  
Sector-53, NOIDA,  
Distt. Gautam Budh Nagar,  
U.P.
11. Shri Devendra Kumar,  
S/o Shri Vir Singh,  
R/o House No. 772,  
Panna Udyan, Narela,  
Delhi-110040.
12. Shri Ashok Kumar,  
S/o Shri Zile Singh,  
R/o G-917, J.J.Colony, Shankar,  
New Delhi.
13. Shri Kailash Chand,  
S/o Shri Ram Prasad,  
R/o Jhuggi No. A322, Sector-1,  
Dr. Ambedkar Basti, R.K.Puram,  
New Delhi-110022.
14. Shri Ram Bhool Singh,  
S/o Shri Parmal Singh,  
R/o House No. 18, Gali No. 2,  
Sarojani Naidu Park, Shastri Nagar,  
Delhi-110031.
15. Shri Brijesh Kumar,  
S/o Shri Balak Ram,  
R/o RZF-763/16, Gali No.5,  
Raj Nagar, Part-II, Palam Colony,  
New Delhi-110045.
16. Shri Gulzari Lal,  
S/o Shri Devki Nanadan,  
R/o Villlage Harji Pur, Post Tint,  
Distt. Rewari (Haryana).
17. Shri Surinder Kumar,  
S/o Sh. Mange Ram,  
R/o House No. 29, Gopal Nagar-B,  
Dhansa Road, Nazafgarh,  
New Delhi-110043.
18. Shri Jeetu Gujjar,  
S/o Sh.Bhagwana Gujjar,  
R/o 1782 Holambi Kala Phase-II,  
New Delhi-110082.
19. Shri Pop Singh,  
S/o Shri R.B. Singh,  
R/o G-164, Ganga Vihar, Gokul Puri,  
Delhi-110094

20. Shri Shiv Kumar,  
S/o Shri Babu Ram Dubey,  
R/o H.No. X-117/5, Gali No.8,  
Bharam Puri, Delhi-110053.
21. Shri Ramesh Kumar,  
S/o Shri Malkhan Singh,  
R/o H.No. K-17/3, Gali No. 12,  
Bharam Puri, Delhi-110053.
22. Shri Rajesh Kumar,  
S/o Shri Malkhan Singh,  
R/o H.No. K-17/3, Gali No.12,  
Bharam Puri, Delhi-110053.

... Applicants/Petitioners

(By Advocate : Ms. Rashmi Chopra)

### **VERSUS**

Shri Naresh Kumar,  
Chairman,  
New Delhi Municipal Council,  
Parliament Street,  
New Delhi-110001.

... Contemnor/Respondent

(By Advocate: Mr.Vaibhav Agnihotri )

### **ORDER**

#### **Mr.S.N.Terdal, Member (J):**

Heard Ms. Rashmi Chopra, counsel for the applicants and Mr. Vaibhav Agnihotri, counsel for the respondents, perused the pleadings and all the documents produced by both the parties.

2. The short point involved in this case is whether the applicants are entitled to the same reliefs, which their junior, Shri Narendra Kumar was given.

3. The relevant facts of the case are that it is an admitted position that Shri Narendra Kumar is junior to all the applicants. In his OA bearing number 2517/2015, a specific order was passed for his regularization in service with effect from 1.09.2001 with all

consequential benefits. Vide order dated 14.09.2016 in OA number 1638/2012, there is a specific reference to the order passed in the case of Narender Kumar bearing OA number 2517/2015. In view of the said order passed in the case of Narender Kumar (supra), the applicants being senior to him, the same relief was given to the applicants. Though, "with consequential benefits" is not finding place in the order dated 14.09.2016. But, however, in view of the orders passed by the Hon'ble High Court of Delhi dated 30.05.2007 in CCP No. 663-884/2006 and order dated 19.12.2005 in Writ Petition (C) No. 23844/2005 etc. and the order passed in OA 2517/2015, it is crystal clear that the same relief which is given to Narender Kumar with consequential benefits was extended to the applicants.

4. In view of the same construing the order dated 14.09.2016 passed in OA 1638/2012 in the letter and spirit, the respondents are directed to regularize the services of all the applicants with effect from 1.09.2001 with "all consequential benefits" as is extended in the case of the said Narender Kumar within 2 months from the date of receipt of the order, failing which the contemnor shall personally present himself before the Tribunal on the next date of hearing to reply as to why charge should not be framed against him for willful disobedience of the Tribunal's order.

List on 04.09.2018.

**(S.N.Terdal)**  
**Member (J)**

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

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