

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

O.A. No. 1086/2019
M.A. No. 1210/2019

The 05th day of April, 2019

**HON'BLE MR. V. AJAY KUMAR, MEMBER (J)
HON'BLE MS. ARADHANA JOHRI, MEMBER (A)**

1. Neetu pal
D/o Sh Ramchander pal
Aged about 41 years (Group 'C')
R/o D1/620 Street no.13
Ashok Nagar, Shahadra
Posted as -ANM
DGD Shivvihar Tiraha
CDMO north east district under DHS

2. Rekha
D/o Ramkumar
Aged about 32 years (Group 'C')
Post- ANM
R/o B-24 Budh Vihar phase-1,
Delhi- 110086
Place of posting -DGD Khajuri Khas
CDMO North East District under DHS

3. Deepa
D/o Charan Dass
Aged about 28 years (Group 'C')
R/o B-117 Yadav Nagar
Samaypur Badli
Delhi -110042
Posted as - ANM
Place of posting - DGD Bhagirathi Vihar
CDMO North East District under DHS

4. Seema Tukaram Hiwale
D/o Tukaram Hiwale
Aged about 27 years (Group 'C')
Post-DGD Arvind Nagar

Ghonda, Delhi- 53
R/o V- 103/4 Near Dispensary Arvind Nagar
Ghonda Delhi 53
Place of posting (full with district)-DGD Arvind Nagar
Ghonda Delhi 53 CDMO North East under DHS

5. Chinhoiting Gangte
Aged about 36 years (Group 'C')
D/o (L) Mangpi Gangte
R/o F-128, Top Floor, Near MCD parking,
Mohammadpur, New Delhi - 110066
Place of posting: Polyclinic Bersarai,
CDMO South District under DHS Delhi
6. Tanu
D/o Mange Ram
Aged about 33 years
Post - ANM
R/o VPO Mehlana, District Sonipat Haryana.
Place of posting: DGD Mukundpur
CDMO Central under DHS Delhi
7. Sarmila
D/o Sh. Satvir Singh
Aged about 32 years (Group 'C')
Post-ANM
R/o HNo:1666 Bahu Akbarpur Rohtak
Place of posting :DGD Pulbangash
CDMO Central under DHS Delhi
8. Meena Hooda
D/o- Same Ram
Aged about 37 years (Group 'C')
Post – ANM
R/o V.P.O- Kisranti, the – Sampla ,
Dist –Rohtek Haryana
PIN – 124501
Place of posting - DGD Nangloi
CDMO West District under DHS Delhi

9. Babita Rani w/o jagdish.
D/o Mr. Day and.
Aged about 36 years (Group 'C')
Post - ANM.
R/o VPO Mahawati ,
Tehsil Samalkha, Distt. Panipat.
Place of posting -
CDMO office Shahdara, A-14/G-1,DDA Flats,
Dilshad Garden, Delhi - 110095.

10. Jagriti
D/o Mr. Charan Singh
Aged about 27 years (Group 'C')
Post-ANM
R/o H.No-165A.D Block Bharat Vihar Kakrola.
Place of posting-DGHC sec-19
Dwarka.South West District under DHS Delhi

11. Kumkum Rani
D/o Anand Swaroop
Aged about 32 years (Group 'C')
Post – ANM
R/o HO NO – 51 ,52 Khasra No ,
59/10,11 Pal Colony
Near Rithala Metro Station Delhi
Place Of Posting – Poly Clinic Gautam Puri
CDMO North East Dist under DHS Delhi

12. Sunil
S/o Sumer Singh
Aged about 33 years (Group 'C')
POST – PHNO (Public Health Nursing Officer)
R/o H.No. - 18 , Gali No. - 18 ,
Gemini Park , Nangli Sakrawati ,
Najafgarh , Delhi- 110043
Place of posting - Accounts in
CDMO West under DHS Delhi

13. Shushma
D/o Subhash
Aged about 29 years (Group 'C')
Post-ANM
R/o -H no 37/B Near Ramlila Ground
Village Sannoth Narela Delhi-110040
Place of posting-CDMO office north west UNDER DHS
1st Floor DGD Building Complex Sector 13
Rohini Delhi 110085

14. Archna
D/o Azad Singh
POST – ANM
Aged about 30 years (Group 'C')
R/o A -139 Bulla Colony Gali No 4
Near Durga Mandir V.P.O- Kanjhawala Delhi
Place Of Posting – CDMO Office North West UNDER DHS
1st Floor Dgd Building Complex Sector 13 Rohini
Delhi 110085

15. Ruchika
D/o Sh. Jasbir Singh
Aged about 34 years (Group 'C')
R/o 713, Katra Abasian, 6-Tooti Chowk,
Pahar Ganj, New Delhi, 110055
Post- ANM
Place of posting-DGD Suiwalan
CDMO central District under DHS Delhi

16. Aarti
D/o Kanwar Singh
Aged about 29 years (Group 'C')
Post : ANM
R/o House no.R-297, Gali no.19A, Swatantra Nagar,
Narela, Delhi-110040
Place of posting: DGD Wazirabad
CDMO Central District under DHS

17. Geeta
D/o Maham Singh

Post –ANM

Aged about 34 years (Group 'C')

R/o V.P.O- BAIN ,TEH –Gannaur

Dist Sonipat Haryana

Place Of Posting- DGD Karkardooma Court

CDMO Shahdara District under DHS Delhi

18. Reena

D/o Satbir Singh

Aged a about 35 years (Group 'C')

Post-ANM

Reena w/o Jasbir Singh

R/o Village-Chimni, District-Jhajjar, Tehsil-Beri

(Haryana)

Pin code-124412

Place of posting-DGHC-Dhansa

District-South West under DHS Delhi

19. Sushma Saini

D/o Rajbeer singh

Aged about 26 years (Group 'C')

Post- ANM

H.No 01 V.P.O Jaunti Delhi -81

Place Of Posting- Seed Puhc Samta Vihar

CDMO Central District under DHS Delhi

20. Garima

D/o Mr. Rajender Singhal

Aged about 26 years (Group 'C')

Post- ANM

R/o B-591, Weavers Colony,

Ashok Vihar Ph-4, Delhi-110052

Place Of Posting - DGD Inderlok

CDMO Centeral under DHS Delhi

21. Seema Rawat

D/o Shishpal Singh Rawat

Aged about 27 years (Group 'C')

R/o C-260 Albert Square Gole Market

New Delhi 01

Post-ANM
Place Of Posting-DGD Chamelian Road Central District
under DHS Delhi

22. Priyanka Shrivastava
D/o Sh. Shashi Bhusan Shrivastava
Aged about 29 years (Group 'C')
Post-ANM
R/o F-21/D Budh vihar, near Hanuman mandir,
Delhi:110086
Place Of Posting :DGD Sarai Rohilla
Central District under DHS Delhi

23. Rubi
D/o Sh. Bijender Singh
Aged about 30 years (Group 'C')
Post-ANM
R/o H no. 544,Near MD Public School Ishwar Colony,
Bawana, Delhi :110039
Place Of Posting :DGD Pulbangash Central district under
DHS Delhi

24. Shipra Sharma
D/o Mr. Kuldeep Sharma
Aged about 28 years (Group 'C')
R/o H.NO.1091 Near Bada Shiv Mandir ,
Street no.4, Alipur .110036
Place Of Posting -DGD Bakhatawar Pur CDMO Central
Dist Detailed CDMO North District Under DHS Delhi

25. Poonam
D/o Mr. Brahmdutt
Aged about 30 years (Group 'C')
Post- ANM
R/o H. NO- 140/239 Gali No-4, Patel Nagar Sonipat
P. O. Posting- DGD Khera Kalan North Distt.
Central District Detailed in North Distt.

26. Jyoti Verma

D/o Shri Harpal Singh Verma
 Aged about 29 years (Group 'C')
 Post -ANM
 R/o H. No 248/16 Gandhi Nagar Ganaur Near
 Dhankhad Nursing Home
 District Sonipat Haryana 131101
 PLACE OF POSTING - DGD Khera Kala on Detailment
 from North East District

27. Shikha
 D/o Surender Singh
 Designation-ANM
 R/o 278/1 Dayanand Nagar,
 Bahadurgarh, Haryana 124507
 Place Of Joining-CDMO Central
 Current Posting-AAMC Aram Bagh CDMO Central
 UNDER DHS Delhi

28. Suman
 D/o Vedpal
 Aged about 30 years (Group 'C')
 Post-ANM
 R/o Ward No.01,Gali no. 04,Hanuman
 Nagar,Sonipat,Haryana-131001
 Place Of Posting - Dr. N.C. Joshi Memorial Hospital,
 Karol Bagh Central District New Delhi,110005

29. Shakshi
 D/o Nawab Singh
 Aged about 30 years (Group 'C')
 R/o H.No. 311 V.P.O Dichau Kalan N.D 110043
 Post-ANM
 Place of Posting-Spuhc Kakrola
 CDMO South West District under DHS Delhi

30. Farishta
 D/o Ved Rattan
 Aged about 26 years (Group 'C')
 Post - ANM
 R/o C-51-b main Gopal Nagar Najafgarh

New Delhi - 110043
Place of posting - DGD Kapashera
South West District under DHS Delhi

31. Preeti
D/o Sh.Azad Singh
Aged about 30 years (Group 'C')
Post - PHN
R/o H.No.306 Sector 14 Rohtak Haryana
Place of posting -DGD Mundka (CDMO west dist)
detailed from North dist
32. Sushma
D/o Narender Singh
Post- ANM
Aged about 28 years (Group 'C')
R/o Flat No. A-9, Sankalp Apartment, Plot No. GH-04,
Mohna Road, Sector-64, Ballabgarh, Faridabad,
Haryana- 121004
Place of posting- DGD Bank Enclave, East District, Delhi
33. Monika
D/o Sh. Ishwar Singh
Aged about 28 years (Group 'C')
Post- ANM
R/o H.No. 624, VPO- Gijhi,
Tehsil Sampla, Distt. Rohtak, Haryana
Place of posting- DGD, Seelampur (North East District)
34. Geetanjali
D/o Mahender Kumar Sharma
Aged about 29 years (Group 'C')
Post- ANM
R/o 8-4/2 Om Vihar, Uttam Nagar, New Delhi-59
Place of posting- CDMO (NW), DGD Building Complex,
Sector-13, Rohini, Delhi-85
35. Sumit
S/o Sh. Jaipal Singh
Aged about 31 years (Group 'C')

Post- ANM
R/o H.No. 770, VPO Kherakhurd, Delhi-82

36. Nikita Tokas
D/o Rajender Singh Tokas
Aged about 27 years (Group 'C')
Post- ANM
R/o B-162, Humayun Pur,
Safdarjung Enclave, New Delhi-29
Place of posting- DGD Chirag Delhi
37. Birma
D/o Sh. Rambir Yadav
Aged about 29 years (Group 'C')
Post-ANM
R/o H.No. 80, Khar Khari Nahar, New Delhi-43
Place of posting- DGHC Chhawla, Distt. South West
38. Don Hauching
S/o V.Pauthang
Aged about 31 years (Group 'C')
Post-ANM
R/o Quarter No. H-4, Palika Niketan,
R.K. Puram , Sector-10
South West Delhi-22
Place of posting- DGD,
Pandav Nagar (East District)
39. Nirmala Kumari,
D/o Ramswaroop Saharan
Aged about 34 years (Group 'C')
Post-ANM
R/o Flat No. 80, Type-3,
Dr. B.S.A. Hospital Campus
Sector-6, Rohini, Delhi-110085
Place of posting-DGD,
Mangolpuri,
CDMO (North West District)
40. Madhu Bala,

D/o Rajesh
Aged about 29 years (group C)
Post – ANM
R/o V&PO Barahi, Tahsil-Bahadurgarh
District-Jhajjar, Haryana
Place of posting-CDMO (East District)

All the applicants are working on the post of Auxiliary Nurse Midwife's (ANMs) and Public Health Nurse (PHN) with the respondents.

... Applicants

(By Advocate: Shri Nilansh Gaur)

VERSUS

1. National Capital Territory of Delhi
Through Chief Secretary
Delhi Secretariat, IP Estate,
Delhi – 110002
2. The Secretary (Health)
Health & Family Welfare
NCT of Delhi, 9th Level
'A' Wing, Delhi Secretariat
New Delhi-110002.
3. The Director
Directorate General of Health Services
F-17, Karkardooma, Delhi ...Respondents

ORDER (ORAL)

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

Heard Shri Nilansh Gaur, the learned counsel for the applicant.

2. MA No. 1210/2019 filed for joining together is allowed.

3. The applicants, who are working as Auxiliary Nurse Midwife's (ANMs) under the respondents, filed the O.A. seeking the following relief(s):-

“8.1 Direct the respondents to comply with the decision of the Ld. Central Administrative Tribunal was passed vide order dated 12.08.2014 in O.A. No. 2947/2013 (along with batch of OAs) as upheld by the Hon'ble Delhi High Court vide judgment dated 28.03.2017 passed in W.P.(C) No. 717/2015 (along with other writ petitions) and extend the benefit of the same to the applicants, fixing the pay of the applicants at par with the pay of the new entrant/regular entrant working on the same post from the date of initial appointment, alongwith arrears of pay and interest as per Law with all consequential benefits; and

8.2 Direct the Respondents to extend the benefit of order dated 07.03.2019 to the applicants being identically situated contractual employees and accordingly fix their pay at par with regular/new entrant from the date of their initial appointment alongwith arrears of pay and interest admissible as per law; and

8.3 Direct the respondents to grant the benefit of automatic revision of DA at par with identically situated Contractual Staff as well as the new/regular entrants working as Contractual Staff; and

8.4 Any other relief with this Hon'ble Tribunal may deem fit and appropriate, in the circumstances of the case.”

4. It is submitted that the applicants made Annexure A-I (Colly), representation dated 15.03.2019, 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 the said Annexure A-I (Colly), representation dated 15.03.2019 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.

(ARADHANA JOHRI)
Member (A)

(V. AJAY KUMAR)
Member (J)

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