

**CENTRAL ADMINISTRATIVE TRIBUNAL  
PRINCIPAL BENCH**

**RA No. 2/2018  
OA No. 3974/2010  
CP No. 218/2017**

New Delhi this the 16<sup>th</sup> day of April, 2019

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

1. Union of India  
Through the Secretary,  
Ministry of Information & Broadcasting,  
Shastri Bhawan, New Delhi
  2. The Director General Doordarshan,  
Doordarshan Bhawan, Copernicus Marg,  
New Delhi
  3. The Deputy Director (Admn.) Doordarshan,  
Doordarshan Bhawan, Copernicus Marg,  
New Delhi
  4. Director Doordarshan Kendra,  
Thaltej, Ahmedabad
  5. Director, Doordarshan Kendra,  
Aji Darn Road Rajkot
- Review Applicants

(By Advocate: Ms. Vertika Sharma)

VERSUS

1. Isubhai Adambhai Desai  
S/o Shri Adambhai Isabhai Desai  
Working as Production Assistant  
DDK Ahmedabad
2. Himanshu Azadkumar Mehta  
S/o Shri Azad Kumar Mukundrai Mehta  
Working as Production Assistant  
DDK Ahmedabad
3. Rakesh Natvarlal Shah  
S/o Shri Natvarlal Govindbhai Shah  
Working as Production Assistant  
DDK Ahmedabad
4. Prashant Kedar Jadav  
S/o Shri Kedar Kastur Jadav  
Working as Production Assistant  
DDK Ahmedabad
5. Ramesh Chandra Mohandas Sadhu

S/o Shri Mohandas Laxmidas Sadhu  
Working as Production Assistant  
DDK Ahmedabad

6. Sunil Kumar Rajnikant Oza  
S/o Shri Rajnikant Chandulal Oza  
Working as Production Assistant  
DDK Rajkot
7. Kum Tejal Rameshbhai Shah  
S/o Shri Rameshbhai Bechardas Shah  
Working as Production Assistant  
DDK Ahmedabad
8. Chandrakant Chaturdas Dudhareja  
S/o Shri Chaturdas Medhidas Dudhareja  
Working as Production Assistant  
DDK Ahmedabad
9. Rajnikant Ashwinbhai Thakar  
S/o Shri Ashwinbhai Narottamdas Thakar  
Working as Production Assistant  
DDK Ahmedabad
10. Ketan Chainubhai Limbachia  
S/o Shri Chinubhai Ratilal Laimbachia  
Working as Production Assistant  
DDK Ahmedabad
11. Milan Mangubhai Patel  
S/o Shri Mangubhai Ramdas Patel  
Working as Production Assistant  
DDK Ahmedabad
12. Girish Ankushrao Kumbhare  
S/o Shri Ankushrao Vithobaji Kumbhare  
Working as Production Assistant  
DDK Ahmedabad
13. Devendra Purshottamdas Vaishyak  
S/o Shri Purushottamdas Chhaganlal Vashyak  
Working as Production Assistant  
DDK Ahmedabad
14. Rupin Chandrakant Shah  
S/o Shri Chandrakant Ambalal Shah  
Working as Production Assistant  
DDK Ahmedabad
15. Arun Mohan Lal Rajya Guru  
S/o Shri Mohan Lal Nanjibhai Rajya Guru  
Working as Production Assistant  
DDK Ahmedabad
16. Natvar Lal Rangajibhai Damor  
S/o Shri Rangajibhai Sakarabhi Damor  
Working as Production Assistant

DDK Ahmedabad

17. Narendra Gamanlal Patel  
S/o Shri Gamanlal Chhannabhai Patel  
Working as Production Assistant  
DDK Ahmedabad
  18. Pankajkumar Bhagvandas Chauhan  
S/o Shri Bhagvandas Amarsidas Chauhan  
Working as Production Assistant  
DDK Ahmedabad
  19. Dr. Shailesh Premshankar Tevani  
S/o Shri Premshankar Bhimji Tevani  
Working as Production Assistant  
DDK Rajkot
  20. Jaykar Shambhulal Solanki  
S/o Shri Shambhu Lal Mahijibhai Solanki  
Working as Production Assistant  
DDK Ahmedabad
- ....Respondents

(By Advocate: Mr. Yogesh Sharma)

### **ORDER** (Oral)

**Ms. Nita Chowdhury:**

At the outset, counsel for the original applicants has put before us a copy of the Writ Petition (Civil) No. 9025/2015 which has been decided on 16.01.2018. He has been able to show that this judgment was passed by the Hon'ble High Court of Delhi after considering in detail the similar contentions as have been raised by the present review applicants and as such, is squarely applicable to the present RA. In this judgment, the Hon'ble High Court of Delhi has held as under:-

“10. We have heard counsel for the applicants and do not find any ground to review our order dated 27<sup>th</sup> January, 2017. Counsel for the applicants has stated that there will be several other employees, about 600 in number, who would be entitled to similar benefits. We have not decided the other cases. In case there are similar claims by third parties, it will be open to the applicants to take the plea of limitation, etc. Accordingly, the relief can be moderated. The next submission is that the applicants have passed an order dated 24<sup>th</sup> November, 2017 whereby the terminated re-

engaged, Production Assistants, who were given fresh appointment on 6<sup>th</sup> January, 1994, have been given back dated seniority by counting their service and appointment from 1984. Application for additional documents, is to place this order, passed after decision dated 27<sup>th</sup> January, 2017, on record. We do not think that the applicants vide the said order can obliterate the orders passed by the Tribunal in OA No. 1191/2001, decided on 7<sup>th</sup> May, 2002 or the order dated 18<sup>th</sup> January, 2008 passed in OA No. 1653/2007, which direction upon consideration by the applicants had resulted in stepping up of the pay of the petitioners in OA No. 1653/2007. Directions given by the Tribunal which have attained finality and have been implemented cannot be unwritten and erased, in this manner. Neither can our decision dated 27<sup>th</sup> January, 2017, be effaced and obliterated.”

2. In view of the above, we dismiss this RA in terms of the aforesaid judgment dated 16.01.2018 in WP(C) No. 9025/2015.
3. List the CP on 25.07.2019.

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

**(Nita Chowdhury)**  
**Member (A)**

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