

Central Administrative Tribunal Principal Bench, New Delhi

M.A. No.2502/2019

O.A. No.____/2019

Tuesday, this the 6th day of August 2019

Hon'ble Mr. Justice L. Narasimha Reddy, Chairman
Hon'ble Mr. Mohd. Jamshed, Member (A)

1. All India Navodaya Vidyalaya Staff Association
Through its National Working President
Yogendra Kumar Sharma
Designation TGT English
Posted at Jawahar Navodaya Vidyalaya
Devrala (Bhiwani), Haryana 127029
2. Yogendra Kumar Sharma, Group B
Son of Shri Kailash Chander Sharma
Aged about 43 years, Designation TGT English
Posted at Jawahar Navodaya Vidyalaya
Devrala (Bhiwani), Haryana 127029
Resident of Staff Quarters
Jawahar Navodaya Vidyalaya
Devrala (Bhiwani), Haryana 127029
3. Arun Kumar Gaur
Son of Shri J N Gaur, aged about 42 years
Designation TGT English, Group B
Posted at Jawahar Navodaya Vidyalaya
Jaffarpur Kalan, PO Ujwa, New Delhi – 110 073
Resident of Staff Quarters
Jawahar Navodaya Vidyalaya
Jaffarpur Kalan, PO Ujwa, New Delhi – 110 073
4. Tara Chand Saini
Son of Shri Chhanga Ram Saini, Group B
Aged about 42 years, Designation PGT Biology
PGT Biology
Village Naichana, Tehsil Bawal
District Rewari, Haryana 123501
Resident of Staff Quarters
Jawahar Navodaya Vidyalaya
Village Naichana, Tehsil Bawal
District Rewari, Haryana 123501
5. Amar Singh son of Shri Parsa Ram
Aged about 44 years, Group B
Designation TGT Social Science
Posted at Jawahar Navodaya Vidyalaya
Village JAT Baroda, Tehsil Gangapur City

District Sawai Madhopur, Rajasthan – 322001
 Resident of Staff Quarters
 Jawahar Navodaya Vidyalaya
 Village JAT Baroda, Tehsil Gangapur City
 District Sawai Madhopur, Rajasthan – 322001

..Applicants

(Mr. Bajrang Vats, Advocate)

Versus

1. The Commissioner
 Navodaya Vidyalaya Samiti
 B-15, Institutional Area, Sector 62, NOIDA
 District Gautham Budh Nagar, UP 201 307
2. The Chairman
 Navodaya Vidyalaya Samiti
 Through the Secretary
 Department of School Education & Literacy
 Ministry of Human Resource Development
 Shastri Bhawan, New Delhi – 110 001
3. The Secretary
 Department of Expenditure
 Ministry of Finance
 North Block, Central Secretariat
 New Delhi – 110 001
4. The Secretary
 Department of Personnel & Training
 Ministry of Personnel, PG And Pensions
 North Block, Central Secretariat
 New Delhi – 110 001
5. The Secretary
 Central Board of Secondary Education
 Shiksha Kendra 2, Community Centre
 Preet Vihar, Delhi – 110 092

..Respondents

(Mr. C Bheemanna, Advocate for respondent Nos. 3 & 4)

O R D E R (ORAL)

Justice L. Narasimha Reddy:

The 1st applicant claims to be an Association and applicant
 Nos. 2 to 5 are said to be its members and teachers in the
 various institutions of Navodya Vidyalaya Samiti, the 1st

respondent herein. This O.A. is filed with various prayers, including the one, challenging the O.M. dated 03.08.2010, through which the Government of India framed Scheme of Modified Assured Career Progression (MACP). The applicants have also filed an Application for condonation of delay.

2. In the context of examining the O.A., we found that the applicant No.1 is not a recognized Association and the reliefs claimed in this O.A. are totally un-related to each other. When the same was pointed out to learned counsel for applicants, he sought permission of the Tribunal to withdraw the M.A. and O.A. with liberty to institute the proceedings in accordance with law.

3. Permission is accorded. M.A. and O.A. are dismissed as withdrawn without prejudice to the rights of the applicants to institute the proceedings in accordance with law.

There shall be no order as to costs.

(Mohd. Jamshed)
Member (A)

(Justice L. Narasimha Reddy)
Chairman

August 6, 2019
/sunil/