

**Central Administrative Tribunal
Principal Bench**

O.A. No.1147/2014

New Delhi this the 3rd day of March, 2014

Honble Mr. G. George Paracken, Member (J)

Honble Mr. Shekhar Agarwal, Member (J)

1. Thomas Mathew
S/o Sh. Chrayil John Thomas,
R/o B-2/108, Paschim Vihar,
New Delhi-11063.
2. Narinder Nath
S/o Shri Virinder Nath
R/o 64, Arjan Nagar,
PO Safdarjung Enclave,
New Delhi-110029.
3. Jitan Prasad Singh
S/o Late Shri Ram Bilas Singh
R/o Block 18, Q.No.905,
Baba Kharag Singh Marg,
New Delhi-110001.
4. Sita Ram Kushwaha
S/o Shri Hari Singh Kushwaha
R/o 17, Lumbini Apptt., Sec.14,
Kaushambi, Ghaziabad (UP).
5. Raj Singh S/o Shri Dharam Bir Singh
R/o B-59/G1, Dilshad Colony,
Delhi-110095.
6. Dhyan Pal S/o Late Ganga Ram
R/o C/o Sri Arun Kumar LHC Pritbha Apptt.
Shalimar Garden, Shahibabad(Ext.I)
Ghaziabad(UP).
7. Raj Kamal Sharma S/o Late Khushi Ram
R/o 105-B, Single Storey, Ramesh Nagar
New Delhi-110015
8. V Ravindra Nath S/o Late Sri Bhoomaiah
R/o Flat No.165, Pocket-A, Sector-G
New MIG Flats, Mayur Vihar Phase-3
Delhi-110096
9. Ravindran, TP S/o Late Sri Pazhanan M
R/o 72-A, Pocket-6, Site-2
DDA Flats (Pink Appts.)

Sector 1A, Dwarka, New Delhi-45.

..Applicants

(By Advocate: Shri Yogesh Sharma)

Versus

1. Union of India
Through the Secretary,
Ministry of Information and Broadcasting
Govt. of India, Shastri Bhawan,
New Delhi-110001.
2. Director General
All India Radio
Akashwani Bhawan, Sansad Marg
New Delhi.

....Respondents

Order (Oral)

Mr. G. George Paracken, M (J)

The applicants have filed this Original Application for not extending the benefit of the judgment dated 07.09.2009 passed by the Patna Bench in OA No.514/2002 Akashwani & Doordarshan Diploma Engineers Association through its President v. Union of India & Others, in their cases also by the Respondents. They have, therefore, sought a direction to the respondents to consider their cases for grant of 1st financial upgradation under the ACP Scheme on completion of 12 years of service in the grade of `8000-13500 from due date and grant of second financial upgradation on completion of 24 years of service in the scale of Rs.10,000-15200 from the due date with all consequential benefits including the fixation of pay and arrears of difference of pay and allowances with interest.

2. The learned counsel for the applicants has also brought to our notice that similar OA No.757/2013 - Umesh Chanda and Ors. v. Union of India and Ors. and OA No.4439/2013-Pradeep Gupta and Ors. v. Union of India and Ors. have been disposed of by this Tribunal vide orders dated 04.03.2013 and 20.12.2013 respectively.

3. Accordingly, we dispose of this OA also with the direction to the respondents to examine the case of the applicants, and if it is found covered by the order in OA No.514/2002 (supra), the same benefits arisen therein shall be extended to them. They shall also pass appropriate orders in this case under intimation to the applicants within a period of two months from the date of receipt of a copy of this order. There shall be no order as to costs.

(Shekhar Agarwal)
Member (A)

(G. Geroge Paracken)
Member (J)