



**CENTRAL ADMINISTRATIVE TRIBUNAL
CHANDIGARH BENCH**

Hearing by Video Conferencing

O.A. No.060/1432/2021

Chandigarh, this the 3rd day of January, 2022

CORAM:

HON'BLE SHRI SURESH KUMAR MONGA, MEMBER (J)

(On video conference from Central Administrative Tribunal, Chandigarh Bench, Chandigarh).

HON'BLE SHRI RAKESH KUMAR GUPTA, MEMBER (A)

(On video conference from Central Administrative Tribunal, Bangalore Bench, Bangalore).

Kalyan Singh aged 60 years S/o Late Sh. Jhabboo Lal, Retired Station Master, O/o Northern Railway, Bathinda, presently r/o Teachers Colony, Usharadda Road, Etawa, Near Kunji Lal Marriage Home, Etawa, U.P.

...Applicant

(By Advocate Sh. R.K. Sharma – through video conference)

Versus

1. Union of India through General Manager, Northern Railway, Baroda House, New Delhi-110001.
2. Divisional Railway Manager, Northern Railway, Ambala-133001.
3. Divisional Personnel Officer, Northern Railway, Ambala-133001.
4. Senior Divisional Finance Manager, Northern Railway, Ambala-133001.
5. Senior Divisional Operating Manager, Northern Railway, Ambala-133001.

.....Respondents



O R D E R(Oral)

Per: SURESH KUMAR MONGA, MEMBER (J):

1. The present Original Application has been filed by the applicant under Section 19 of the Administrative Tribunals Act, 1985 making therein a prayer for issuance of a direction to respondents to decide his claim for refixation of his pay at Rs. 11,360/- w.e.f. August, 2007, the date when he was promoted as Assistant Station Master at par with the Direct Recruit Assistant Station Master in PB-1 with Grade Pay of Rs. 2800 and further to consider his case for grant of 3rd MACP w.e.f. 16.02.2018 by fixing his pay with reference to Grade Pay of Rs. 4600/- in PB-2.
2. At the very outset, Sh. R.K. Sharma learned counsel for the applicant stated that before filing the present Original Application, the applicant got issued a legal notice (Annexure A-7) through his counsel on 25.10.2020. However, neither the said notice has been replied by the respondents, nor his grievance has been redressed upto now.
3. Learned counsel further submitted that the applicant will be satisfied if the present Original Application is disposed of with a direction to respondents to treat the aforesaid legal notice as his representation and pass a reasoned and speaking order over the same within a time frame.
4. Keeping in view the aforesaid limited prayer made by learned counsel for the applicant, we deem it appropriate to dispose of



the present Original Application at the admission stage itself without entering into the merits of the case.

5. Accordingly, the present Original Application is disposed of with a direction to Divisional Railway Manager, Northern Railway, Ambala (Respondent No.2 herein) to treat the applicant's legal notice dated 25.10.2020 as his representation and pass a reasoned and speaking order over the same in accordance with law. Before taking such a decision, the applicant shall also be afforded an opportunity of hearing. The whole exercise shall be undertaken within a period of two months from the date of receipt of a certified copy of this order.
6. Ordered accordingly. However, there shall be no orders so as to costs.

(RAKESH KUMAR GUPTA)
MEMBER (A)

(SURESH KUMAR MONGA)
MEMBER (J)

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