

**CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH**

OA/020/158/2022

HYDERABAD, this the 16th day of March, 2022

Hon'ble Mr. Ashish Kalia, Judl. Member
Hon'ble Mr. B. V. Sudhakar, Admn. Member



K. David, Gr-B, S/o. Late Sri K. Aseervadam,
Aged about 60 years,
Occ: Retd. Dy. Director (PRO) Mumbai GPO,
R/o. Plot No.352, D.No.74-6/7-1/5A,
Netajee Road Ending, Ayyappanagar,
Vijayawada, Vijayawada – 520 007, AP.
Mbl:8333009217,
Email:kdavidasp@gmail.com



.... Applicant

(By Advocate : Sri B. Gurudas)

Vs.

1. Union of India rep. by
The Secretary to Govt. of India,
MOC &IT, Department of Posts,
Dak Bhavan, New Delhi – 110 001.
2. The Chief Postmaster General,
AP. Circle, Vijayawada – 520 001,
Krishna Dist., A.P.
3. The Postmaster General,
Vijayawada Region,
Vijayawada – 520 001,
Krishna Dist., A.P.
4. The General Manager (Postal & A/G),
A.P. Circle, Vijayawada,
Vijayawada – 520 001,
Krishna Dist., A.P.
5. The Senior Superintendent RMS,
RMS Y Dn Division,
Vijayawada – 520 001, Krishna Dist., A.P.

6. The Head Record Officer,
RMS Y Dn Post Master,
Vijayawada -520 001, Krishna Dist., A.P.
7. The Chief Postmaster General,
Maharashtra Circle,
Mumbai – 400 001. MH.
8. The Director Postal Services,
Mumbai GPO,
Mumbai – 400 001, MH.
9. The Manager Finance (Postal),
Maharashtra Circle, Mumbai – 400 001 MH.



... Respondents

(By Advocate: Smt M. Swarna, Addl. CGSC)

ORAL ORDER
(As per Hon'ble Mr. Ashish Kalia, Judl. Member)

The OA is filed seeking the following relief:

“to call for the records pertaining to the denial of Grade pay of Rs.5400/- with increment at the rate of 3% on completion of 4 years of service in the Grade pay of Rs.4800/- and

a) declare the action of the respondents in denying the Grade pay of Rs.5400/- with increment at the rate of 3% on completion of 4 years of service in the Grade pay of Rs.4800/- as illegal, arbitrary, against rules and in violation of Article-14 & 21 of the Constitution of India, and

b) be pleased to direct the respondents to grant the applicant higher grade pay of Rs.5400/- with increment from the date after completing 4 years of regular service in the Grade pay of Rs.4800/- and

c) Further direct the respondents to re-fix the pay and pension of the applicant and pay the arrears and

d) pass such other order or orders as this Hon'ble Tribunal shall deem fit and proper in the circumstances of the case.”

2. The applicant was initially appointed as Postal Assistant in Machilipatnam Division w.e.f 13th December, 1984. On completion of 16 years of satisfactory service the applicant was granted promotion under the Time Bound One Promotion Scheme w.e.f 13th September, 2000 on a regular basis. He was worked in various offices in different Branches. Later on the applicant appeared for the Limited Departmental Competitive Examination for promotion to the cadre of Inspectors held in the year 2000 and he was selected on merit and appointed a Inspector w.e.f 10th September, 2001. The applicant was also promoted on the basis of performance and seniority to the cadre of Assistant Superintendent of Post Offices w.e.f. 20th November, 2018 on regular basis in the grade pay of Rs.4800/-.

3. Learned counsel for the applicant further submitted that while working in the cadre of Assistant Superintendent of Post Offices was granted Grade pay of Rs.4,800/- as per the CCS (Revised Pay Rules) 2008. He was entitled for higher Grade pay of Rs.5400/- with increment but it was not granted to him.

4. Learned counsel for the applicant submitted that the applicant made a representation dated 27.07.2021 which is still pending.

5. Learned counsel for the applicant submitted that this Tribunal has already dealt with the same issue in OA/296/2014 and passed order dated 14.09.2015, which is upheld by the Hon'ble High Court in WP.No.31576/2006.

6. Smt M. Swarna, learned Standing Counsel accepted Notice on behalf of the Respondents.

7. After hearing counsel for the parties at length, the respondents are directed to dispose of the representation dated 27.07.2021 within a period of eight weeks from the date of receipt of copy of the order.

8. Accordingly, the OA is disposed of. It is made clear that we have not gone into the merits of the case. No order as to costs.



प्रमाणित प्रत
CERTIFIED TRUE COPY

केस संख्या
CASE NUMBER... OA 158/2022

निर्णय का तारीख
DATE OF JUDGEMENT... 16-3-2022

प्रति तैयार किया गया दिनांक
COPY MADE READY ON... 4-4-2022

M. Dwa Vija

अनुभाग अधिकारी/न्यायालय अधिकारी
Section Officer / Court Officer
केन्द्रीय प्रशासनिक अधिकरण
Central Administrative Tribunal
हैदराबाद न्यायपीठ/Hyderabad Bench

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