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**CENTRAL ADMINISTRATIVE TRIBUNAL,
ERNAKULAM BENCH**

Original Application No.180/00952/2017

Wednesday, this the 28th day of November, 2018

C O R A M :

HON'BLE Mr.ASHISH KALIA, JUDICIAL MEMBER

1. K.Mohammed, S/o.Kanjamu,
(Retired Bridge Mate,
South Central Railway Rajamundry).
Residing at Thumpapadam House,
Feroke Petta, Feroke P.O,
Kozhikode, Kerala – 673 631.
2. V.Hassan, S/o.Avrankuty,
(Retired Riveter/I,
SC Railway, Rajamundry).
Residing at Parampil House,
East Nallur, Feroke P.O,
Kochikode, Kerala – 673 631.
3. E.Bechutty, S/o.Parangoden,
(Retired MCM/Blasksmith,
SC Railway, Rajamundry).
Residing at Eloth House,
Feroke College P.O,
Kochikode, Kerala – 673 632.
4. K.Sainaba,
W/o Late K.Mohammed,
Residing at Thumpapadam House,
Feroke Petta, Feroke P.O.,
Kozhikode, Kerala – 673 631.

...Applicants

(By Advocate – M/s.Varkey & Martin)

v e r s u s

1. Union of India
represented by General Manager,
South Central Railway, Rail Nilayam,
Secunderabad – 500 371.

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2. The Financial Advisor & Chief,
Accounts Officer, SC Railway,
Rail Nilayam, Secunderabad – 500 371.

3. Senior Divisional Finance Manager,
SC Railway, Vijayawada,
Andhra Pradesh – 520 001.

4. Senior Divisional Personnel Officer,
SC Railway, Vijayawada,
Andhra Pradesh – 520 001.

...Respondents

(By Advocate – Mrs.Mini R Menon)

This application having been heard on 28th November 2018, the Tribunal on the same delivered the following :

ORDER

In the present O.A the applicants sought a declaration that they are entitled for a pension of Rs.5585/-, Rs.4920/- and Rs.6750/- respectively and a family pension of Rs.3500/-, Rs.3500/- and Rs.4050/- respectively with effect from 1.1.2006 with arrears of difference in pension. Learned counsel for the applicants submitted at the bar that Applicant No.1 has since been expired and was substituted by Applicant No.4 as the legal representative of Applicant No.1. Hence all benefits of revision of pension should be given to the legal representative of Applicant No.1.

2. Learned counsel for the respondents submitted that as regards Applicant Nos.2 & 3 Pension Payment Order has already been issued, which has been confirmed by the learned counsel for the applicant. Hence nothing remains to be decided in their matter.

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3. In the light of the submission made above, I direct the respondents that the benefits of revision of pension at Rs.5585/- and consequential family pension at Rs.3500/- with arrears of difference in pension with effect from 1.1.2006 shall be released to Applicant No.4, being the legal representative of Applicant No.1, to the Bank within a period of 60 days from the date of receipt of a copy of this order.

4. At this stage, learned counsel for the respondents submitted that the Pension Payment Order has already been issued in favour of Applicant No.1. This Tribunal directs that the said PPO issued in favour of Applicant No.1 be withdrawn and payment as directed above be made within the stipulated time.

5. The O.A is disposed of. No order as to costs.

(Dated this the 28th day of November 2018)

ASHISH KALIA
JUDICIAL MEMBER

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List of Annexures in O.A.No.180/00952/2017

- 1. Annexure A-1** – True copy of the 1st applicant's PPO No.59041100115 dated 30.6.1992.
- 2. Annexure A-2** – True copy of the 2nd applicant's PPO No.59041105038 dated 18.2.1998.
- 3. Annexure A-3** – True copy of the 3rd applicant's PPO No.590411089272 dated 30.6.2001.
- 4. Annexure A-4** – True copy of the letter No.RPA/KDI dated 17.4.2017 issued by the Pensioners' Association, Kadalundy.
- 5. Annexure A-5** – True copy of the Lawyer notice dated 25.5.2017.
- 6. Annexure A-6** – True copy of the Office Memorandum No.38/37/08-P&PW(A) dated 6.4.2016 issued by the DoP & PW, Government of India, read with OM of even No. Dated 28.1.2013.
- 7. Annexure A-7** – True copy of the Office Memorandum No.38/37/08-P & PW(A) dated 28.1.2013 issued by the DoP & PW, Government of India.
- 8. Annexure MA-1** – True copy of the death certificate of the first applicant Muhammed.
- 9. Annexure R-1** – True copy of the 7th CPC Revision PPO No.19927090700250 dated 17.12.2017 of the 1st applicant.
- 10. Annexure R-2** – True copy of the 6th CPC Revision PPO No.59041105038 dated 30.12.2017 of the 2nd applicant.
- 11. Annexure R-3** – True copy of the 7th CPC Revision PPO No.19977090700469 dated 8.3.2018 of the 2nd applicant.
- 12. Annexure R-4** – True copy of the 6th CPC Revision PPO No.59041108927 dated 30.12.2017 of the 3rd applicant.
- 13. Annexure R-5** – True copy of the 7th CPC Revision PPO No.20017090700634 dated 8.3.2018 of the 3rd applicant.
- 14. Annexure R-1** – True copy of the 7th CPC Revision PPO of 1st applicant dated 17.12.2017.
- 15. Annexure R-2** – True copy of the 6th CPC Revision PPO of 2nd applicant dated 30.12.2017.

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16. Annexure R-3 – True copy of the 7th CPC Revision PPO of 2nd applicant dated 8.3.2017.

17. Annexure R-4 – True copy of the 6th CPC Revision PPO of 3rd applicant dated 30.12.2017.

18. Annexure R-5 – True copy of the 7th CPC Revision PPO of 3rd applicant dated 8.3.2017.
