

Generalizing ACP for all similarly placed Members of ARTEE as per verdict of Hon'ble CAT Patna upheld by Hon'ble Supreme Court

As a commitment we are trying our best for generalizing benefit of ACP as per verdict of Hon'ble CAT Patna upheld by Hon'ble Supreme Court. As a strategy some office bearers and individuals filed an OA in Principle Bench Delhi on individual basis. The names of applicants are applicant give below :

S.No.	Name of Applicant	Designation	Post in Association
[1].	Sh. Umesh Chandra	S.E.A.	President,
[2].	Sh. Yogesh Kumar	S.E.A.	Vice President (TV),
[3].	Sh. M.P.Chaudhari	S.E.A.	Vice President (North Zone),
[4].	Sh. Rajesh Kr. Gautam	E.A.	Secy. (SEA/EA),
[5].	Sh. Shiv Prasad Dubey	S.E.A.	Joint Secy. (SEA/EA), NZ
[6].	Sh. L.R.Gupta	S.E.A.	Asstt. Gen. Secy.(TV), NZ
[7].	Sh. R.N.Rai	A.E.	Member
[8].	Sh. U.N.Gupta	A.E.	Member
[9].	Sh. Purushan T.	A.E.	Member
[10].	Sh. Man Singh	A.E.	Member
[11].	Sh. M.P.Singh Yadav	A.E.	Member

As a strategy to maintain secrecy and not to give it the publicity All Applicants gave financial contribution and the case is not funded by ARTEE. In this OA , Hon'ble Principle bench CAT Delhi gave verdict to extend the benefit of ACP to Applicants as per verdict of CAT Patna in a period of two months from the date of receipt of this order. As per verdict Arrears and Interest is also to be paid if delayed.

This is remarkable verdict and it is an established law that if a verdict is passed for an individual the benefit is to be extended to all similarly placed persons. It is supported by so many judgments some of them are given below :

1. Inder Pal Yadav Union of India & Ors.
2. Raj pal Versus State of Haryana 1996(I) SC SLJ 92.
3. R.K.Sharma Versus UOI & Ors.

(Five judges Bench of Hon'ble Supreme Court) 1998(I) SLJ SC 35

On the basis of facts considered in OA, a comprehensive and detailed representation is submitted to CEO, Prasar Bharati citing all the facts enough to justification to extend benefit of ACP as per verdict of CAT Patna to all **Similarly** placed Members of **ARTEE**.

All the applicants have got the reply that there representation will be considered after the verdict of Review Petition filed by Govt. in Hon'ble High Court Patna against the decision. (One of the reply is enclosed). The silver lining in the reply is that Deptt. has accepted that we are similarly placed with applicants of Patna ACP.

We are keeping a close watch and following Govt. Action in this OA. There is no need to file any other case anywhere for this purpose. We are committed to do whatever required to make sure that all ARTEE Members get the benefit of ACP as per verdict of CAT Patna.

Representation submitted to generalize

Verdict of OA 757/2013

Speaking Order

All other documents are not being published on the website due to various reasons.

Umesh Chandra, President, ARTEE