

**Report of hearing of ARTEE Writ Petition WP (C) 5168/2018 in
Hon'ble High Court Delhi**

As you are aware, protecting members from possible down gradation / Re Fixation/ Recoveries is our top most priority. It is pertinent to mention that till now the situation was saved only due to the order absolute stay in OA 2479/2015 filed ARTEE.

Our OA was allowed on 01.12.2017 by Hon'ble CAT Delhi, but clubbed with Writ Petition WP(C) 2034/17 filed in Hon'ble High Court in Shaymali Biswas Case to challenge the OA 1118/2015. We earlier filed a Civil Miscellaneous Application CM 1334/2018 to allow us to intervene and implead in the case of Shaymli Biswas. Our CM was heard on 05/02/18 but Hon'ble HC disallowed this and said that if the Department issues any order which assail the Order of CAT in our OA 2479/15, we will be heard.

Just after the OA was allowed on 01/12/17, Department again started its efforts to harm us and on 31/01/18 Hon'ble MIB issued an order to treat 25/02/99 scales as an Upgradation in MACP and to take further action of down gradation / Re fixation. As expected department started action immediately.

ARTEE continued its efforts and met Hon'ble MIB on 27/03/18 but the meeting could not yield any Result. Meanwhile, many offices have been continuing their efforts for taking adverse action which was stopped by DG(AIR) Clarification pursued by ARTEE and PSA dated 08/05/14.

Sensing the danger we filed a Writ Petition WP(C) 5168/2018 in Hon'ble HC Delhi to grant stay on the impugned order dated 31/01/18 issued by Hon'ble MIB. The Writ came up for hearing on 15/05/18. Hon'ble HC granted stay on the order dated 31/01/18 issued by MIB and asked us to file a contempt in CAT Delhi, within a period of three weeks. We will analyse the situation which will be clear after release of court order in a week or so.

ARTEE again emerged as Rescuer for all the incubants of 25/02/99 scales and we are committed to do everything possible to save our Members from this curse of 25/02/99 which is imposed on us by not taking up the issue properly in last 19 years. VP(AIR) Sh. Maloy Kr Das and G.S. Sh. Manoj Kr. Gupta were present in court during the hearing.

Central Office