

All Unit Secretaries/ CWC Members : Kind Attention.

The principle Bench CAT Delhi has restricted All four Respondents i.e. Secy., (I&B), CEO, PB, DG(AIR) from taking any coercive step on Order by DG(AIR) dated 26.06.18 about Downgradation, Re-Fixation etc in CP 371/2018 in OA 2479/2015 filed by ARTEE. Contempt notices are served to all Respondents.

It is pertinent to mention that as per Verdict of OA 2479/2015, the 25/2/99 scales cannot be treated as an Upgradation while granting MACP.

Any step of downgradation/Re Fixation is an coercive action and will be treated as an Contempt and ARTEE shall include name of the station head as Contemnor.

All Unit Secretaries are requested to submit the Draft given below along with copy of the CAT Order to Station Head.

Central Office

**Format to be Submitted to Station Head along with
Copy of CAT Order.**

To,

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.....,

Respected Sir,

In Contempt Petition No.CP 371/2018 in OA 2479/2015 filed by ARTEE, the principle Bench CAT Delhi has restricted all the four Respondents i.e. Secy., (I&B), CEO Prasar Bharati and DG(AIR) from taking any coercive step on Order issued by DG(AIR) dated 26.06.18 about Downgradation, Re-Fixation. In the hearing held on 29.06.18, the Principle Bench CAT Delhi has served Contempt notices are to all Respondents.

It is pertinent to mention that as per the Verdict of OA 2479/2015, the Pay Scales granted as per MIB order dated 25.02.1999 can not be treated as an Upgradation while granting MACP.

Any step of downgradation/Re Fixation is a coercive action and will be treated as an Contempt and ARTEE shall include name of the station head as Contemnror.

So it is requested not to initiate any action of Downgradation/Re Fixation.

Yours faithfully,

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Enclosed : Copy of CAT PB Delhi Order in CP 371/2018 in OA 2479/2015 by ARTEE.

2161/D

**'CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH
NEW DELHI
Notice**

Issued on the 29 day of June 2018

C.P. No./100/371/2018

in

O.A./100/2479/2015

**ASSOCIATION OF RADIO TELEVISION ENGINEERING EMPLOYEES
& OTHERS**

Applicant(s)

Versus

AMIT KHARE & OTHERS

Respondent(s)

To,

(1) Shri Amit Khare,

Secretary, Ministry of Information And Broadcasting, Govt. of India, Shastri
Bhawan, New Delhi-110001

(2) Shri Shashi Shekhar Vempati,

Chief Executive Officer, Prasar Bharti, PTI Building, New Delhi-110001

(3) Shri F. Sheheryar,

Director General, All India Raido, Akashwani Bhawan, Sansad Marg, New Delhi-
110001.

(4) The Deputy Secretary,

Department of Personnel & Training, Establishment (D), North Block, Govt. of
India, New Delhi.

Whereas a Petition is filed by **Association Of Radio Television Engineering Employees** that you have not complied with the order dated **01/12/2017** made by a Bench of this Tribunal comprising of **Hon'ble Mr. V. Ajay Kumar Member (J), Hon'ble Ms. Nita Chowdhury Member (A)**. A copy of the **C.P. No. /100/371/2018 in O.A./100/2479/2015** is annexed hereto and whereas a Petition has been registered against you for action being taken under the Contempt of courts Act, 1971.

Whereas the said application came up for hearing before Tribunal on **29/06/2018** and this Tribunal has ordered that the show cause Notice be issued to the Respondents for **02/08/2018 at 10:30 AM** why such action as is deemed fit under Contempt of Court Act, 1971 would not be taken against you.

You are hereby directed to appear before this Tribunal on the said date and time or to any other date to which the case may be adjourned by the Tribunal, either in person or through an advocate duly appointed by you for the purpose. Please note that the Tribunal has exempted the respondent from personal appearance on the aforesaid date or any subsequent date to which the proceeding of the case may be adjourned unless otherwise directed by the Tribunal.



(By order of this Tribunal)

[Signature]
Section Officer (Judicial)

For Principal Registrar

Encl:- Paper book of C.P to Respondents.

Copy of Order Dated:- 29.06.2018.

CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

ORDER SHEET

COURT NO. : 2

29.06.2018

C.P./100/371/2018

O.A./100/2479/2015

ASSOCIATION OF RADIO TELEVISION ENGINEERING
EMPLOYEES & OTHERS

-V/S-

AMIT KHARE

ITEM NO:1

FOR APPLICANTS(S) Adv. :

Dr. Ashwani Bhardwaj

FOR RESPONDENTS(S) Adv.:

Notes of The Registry

Order of The Tribunal

Heard the learned counsel for the petitioners.

2. Issue notice before admission to the respondents, returnable on 02.08.2018.
3. Personal presence of the respondents is dispensed with for the time being.
4. It is needless to mention that the respondents shall not take any further coercive steps against the petitioners, till the next date of hearing.

Order by **DASTL.**

Free Copy U/R 22 of CAI
(Procedure Rules)

प्रमाणित सत्यप्रतिविम्बि
CERTIFIED TRUE COPY
दिनांक/Dated.....

अनुमान अधिकारी (न्या.)
Section Officer (J)
केन्द्रीय प्रशासनिक अधिकरण
Central Administrative Tribunal
प्रधान न्यायपीठ, नई दिल्ली
Principal Branch, New Delhi



(V. AJAY KUMAR)
MEMBER (J)

/jyoti/