

Another Success for ARTEE

As you are aware, 3rd MACP was granted to senior technicians after completion 20 years of service as Senior Technician. But on the basis of DG (AIR) Letter No.14/07/2015-S IV (A) dated 18.03.2015, Zonal Offices issued orders to withdraw the 3rd MACP and initiated recoveries from Senior Technicians who got 3rd MACP after completing 20 years as Senior Technician. Against this order, ARTEE filed the OA No. 3035 / 2015 in Hon'ble CAT Delhi and in its hearing dated 14.08.2015, Hon'ble CAT Delhi stayed the Recovery but allowed re-fixation and all the Sr. Technicians were downgraded from Rs.4800/- GP to 4600/- GP.

On 08.08.2018, Hon'ble CAT allowed the OA in favor of applicants with all consequential benefits in terms of full bench decision of Delhi CAT in OA No. 1288/2014 dated 20.03.2016. However the same was subjected to the result of SLP(C) 031921/2018 (UOI Vs Manju Vashisth) filed before Hon'ble Apex Court vide Diary number 28485/2017.

[Click here for the CAT Order in OA.No.3035/2015](#)

Meantime, ARTEE filed Contempt Petition No. 394 /2019 in respect of the OA No.3035 /2015 in Delhi CAT and in response of it, DG AIR had filed a status report on 03.02.2020 on behalf of respondents. As per the status report it was informed by the DG AIR on behalf of respondents that they shall implement the directions of Hon'ble Delhi CAT order, if the Hon'ble Apex Court upheld the orders passed by the lower court in the similar case.

[Click here for the Copy of status report filed by DG-AIR](#)

Now we are very happy to inform that on 17.08.2021, Hon'ble Apex Court dismissed the SLP (SLP(C) No. 031921/2018) and upheld the decision of 3rd MACP after 20 years of first Promotion instead of total service of 30 years .Hence the order of the Hon'ble Delhi CAT in our OA No. 3035 / 2015 attained finality.

[Click here for the Supreme Court Order in SLP\(C\) No. 031921/2018](#)

It is to be note that on 22.10.2019, DoPT had issued consolidated guidelines about MACP (O.M. No.35034/3/2015-Estt.(D)) and as per this O.M MACP "There shall be three financial upgradations under the MACPS, counted from the direct entry grade on completion of 10, 20 and 30 years services, respectively, or 10 years of continuous service in the same Level in Pay Matrix, whichever is earlier" .

[Click here for the consolidated guidelines about MACP](#)

Now, ARTEE though its letter dated 02.11.2021 has demanded the implementation of the directions of the Hon'ble Delhi CAT in OA No.3035 / 2015 to grant the 3rd MACP to Sr. Technicians working in All India Radio and Doordarshan. We will also consider the option of reviving the Contempt Petition No. 394 /2019 in O.A No.3035 /2015 in Delhi CAT after discussions with our Advocates.

Central Office