No. 79/11/2004-Adm.I
Government of India
Ministry of Labour & Employment
Labour Bureau

SCO 28-31, Sector 17-A
Chandigarh 160 017
Dated the 04.11.2011

OFFICE MEMORANDUM

In pursuant to the judgment dated 21.03.2011 passed by the Hon'ble High Court of Punjab & Haryana in CWP No. 13743 of 2004 filed by UOI against Hon'ble CAT's order dated 09.03.2004 passed in OA No. 1292/CH/2001 filed by M.M. Vats Vs UOI before the Chandigarh bench of Hon'ble CAT, the matter with regard to implementation of CAT's order dated 09.03.2004 for the purpose of extending financial benefits by restoring Pay Scale of Rs. 5500-175-9000 to the non-applicants in above mentioned OA was examined in the Department of Expenditure, Ministry of Finance, New Delhi. The said Department, vide their UO No. 74/2/2004-IC dated 13.10.2011, conveyed through Ministry of Labour & Employment letter No. C-18011/1/2002-ESA (LB) dated 24.10.2011, has observed that as per the established practice, in case of order of Hon'ble CAT/Courts which are inconsistent with the policy of the Government but are required to be implemented in the absence of legal remedy, the benefits of such court/CAT order is limited to the applicants only and the same is not extended to the non-applicants. Therefore, the benefit of the said judgment cannot be extended to the non-Applicants of the case.

This disposes of all representations made by the Investigator Grade I and Grade II (Who were not applicants in the above mentioned OA) in the matter.

This issues with the approval of Director General of Labour Bureau.

(Bal Ram)
Director

Copy to:

1. The Pay & Account Office, Labour Bureau, Chandigarh.
2. Sh. Harpreet Singh, Under Secretary(ESA), Ministry of Labour & Employment, Shram Shakti Bhawan, Rafi Marg, New Delhi – 110001 with reference to Ministry's letter No. C-18011/1/2002-ESA (LB) dated 24.10.2011.
3. Official Concerned.
4. PS to Director General, Labour Bureau, Chandigarh.
5. Head Of Office, Labour Bureau, Chandigarh.
6. All Officers Labour Bureau, Chandigarh/Shimla/ROs.
7. DDO Labour Bureau, Chandigarh.
8. EDP Manager, Labour Bureau, Chandigarh.
9. All dealing hands of Adm. I, Labour Bureau, Chandigarh.
10. Office order book.