

**CENTRAL ADMINISTRATIVE TRIBUNAL  
PRINCIPAL BENCH, NEW DELHI**

**ORDER SHEET**

No. Of Adjournment : 3

COURT NO. : 1  
22/10/2018  
M.A./3203/2018  
O.A./2853/2018  
M.A./3204/2018

ALL INDIA BHARAT SANCHAR NIGAM LIMITED RETIRED  
EXECUTIVES ASSOICATION THROUGH GENERAL  
SECRETARY SANTIMAY BASU & OTHERS  
-V/S-  
M/O COMMUNICATIONS

ITEM NO:7

FOR APPLICANTS(S) Adv. : Ms. C.K. Sucharita and Ms. Rumi Chanda

FOR RESPONDENTS(S) Adv.: Shri Subhash Gosain

Notes of The Registry	Order of The Tribunal
	<p style="text-align: center;"><b><u>MA No.3203/2018</u></b></p> <p>This MA is filed with a prayer to condone the delay of 181 days in filing the OA.</p> <p>We heard Ms. C.K. Sucharita, learned counsel for the applicant and Shri Subhash Goasin, learned counsel for respondent No.1, at some length.</p> <p>The OA is filed challenging the order dated 18.07.2016 and 10.06.02013. They pertain to the extension of the benefit of merger of DA/DCRG with the basic pay/pension. The applicant is an Association of retired Executives of BSNL. It is stated that a representation was made on 22.07.2016 raising objection to the impugned office memorandum dated 18.07.2016 and since there was no proper response to the representation, they filed Writ Petition(C) No.32/2018 before the Hon'ble Supreme Court under Article 32 of the</p>

Constitution and on being directed by the Hon'ble Supreme Court they filed the Writ Petition No.5565/2018 before the Delhi High Court.

It is stated that the High Court disposed of the Petition on 23.05.2018 leaving it open to the applicant to approach the Tribunal and accordingly the OA was filed.

We are satisfied that the applicants have been effectively pursuing the remedies and the delay is properly explained. The MA is accordingly allowed.

**OA No.2853/2018**

Admit.

It is also brought to our notice that on the same question, OA No.2260/2017 is pending before this Tribunal. List along with the said OA.

( PRADEEP KUMAR)  
MEMBER (A)

( JUSTICE L. NARASIMHA REDDY)  
CHAIRMAN

/vb/