

**STATUS OF THE CASES OF PRE 2006 PENSIONERS IN VARIOUS COURTS :****AS ON 01.07.2013****COMPILED BY M. L. KANAUIA,  
IRSSE / Chief Communication Engineer, N.E. Railway, (Rtd.)**

<b>Item</b>	<b>HEARD BY</b>	<b>PETITION NO. &amp; YEAR</b>	<b>LEAD PETITIONER</b>	<b>NEXT DATE FIXED FOR HEARING</b>	<b>REMARKS IN BRIEF</b>
<b>1</b>	<b>CAT-PB Delhi</b>	<b>OA 1165 / 2011</b>	<b>Pratap Narain &amp; Ors Vs. MOP/fIOP</b>	<b>25.07.2 013</b>	<b>Case is for modified parity plus full pension on 20 years of service w.e.f. 1.1.2006. Govt. submitted its Counter on 11.07.12. Copy of Counter received on 17.12.12 and four weeks time was allowed for submission of Rejoinder. In the meanwhile, MOP,DOP&amp;PW vide OM No. 38 /37 / 08-P&amp;PW(A) dated 28.01.13 has unilaterally issued orders accepting fixation of revised pension at 50% of sum of minimum of the pay in the pay band corresponding to the Table from which a pensioner had retired but prospectively i. e. from 24.09.12. Two issues are still remaining to be settled, namely, arrears from 1.1.06 and full pension at 20 years of service as per Cabinet approved Resolution dated 29.08.08.</b>
<b>2</b>	<b>CAT-PB Delhi</b>	<b>OA 2165 / 2011</b>	<b>KR Srinivasan &amp; Ors Vs. MOP/fIOP</b>	<b>25.07.2 013</b>	<b>Same as for item 1 above.</b>
<b>3</b>	<b>CAT-PB Delhi</b>	<b>OA 247 of 2012</b>	<b>17 Petitioners</b>	<b>25.07.2 013</b>	<b>Same as for item 1 above.</b>

4	Lucknow HC	Ser.Ben.20 3 / 2010	s29 UP Officers	15.07.2 013	<p>The case is for modified parity i.e. revision of pension at 50% of sum of minimum of the pay in the pay band plus the grade pay corresponding to the pre revised pay scale from which a pensioner had retired, in terms of Resolution dated 29.08.08, effective 1.1.2006. Petitioners are pre 2006 Pensioners belonging All India Service Officers of Govt. of U.P. retired from pre revised pay scale of Rs. 18,400-22,400. The U.P. Govt. implemented SCPC Report with certain modifications and issued G.O. No. Sa/3/1358 /Das-2010 dated 19.07.2010 fixing their revised pension at Rs. 26,500 w.e.f. 1.1.2006. The Pensioners grievance is that thier pension shold have been fixed at Rs. 27,350 w.e.f. 1.1.2006. The Court heard the case last on 1.7.2013, when as asked for by the Court earlier, UOI submitted a copy of the SCPC Report through a detailed affidavit. The Court is likely to hear the case again in two week's time.</p>
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5	Delhi HC	WP(C)335 9/ 2010	s29,s26 Ex.ParaMil.	No further date fixed for hearing so far as per website till 01.07.1 3.	The case is for modified parity i.e. revision of pension at 50% of sum of minimum of the pay in the pay band plus the grade pay corresponding to the pre revised pay scale from which a pensioner had retired, in terms of Resolution dated 29.08.08, effective 1.1.2006. MOP,DOP&PW vide OM No. 38 /37 / 08-P&PW(A) dated 28.01.13 has unilaterally issued orders accepting fixation of revised pension at 50% of sum of minimum of the pay in the pay band plus grade pay corresponding to the Table concerning to pre revised pay scale from which pensioner had retired effective 24.9.12. <b>Issue remains to be settled is for arrears from 1.1.06 as per Cabinet approved Resolution dated 29.08.08.</b>
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6	Supreme Court	Contempt Petition (Civil) 64/2009	SPS Vains, Major General & Ors.	29.07.13	<p>This case is for grant of Modified Parity in terms of MOP, DOP Resolution dated 29.8.2008, after including the same in Special Instructions. Petitioners are pre 2006 retirees Major Generals. MOD vide letter No. 1(11)/2012-D(Pen Policy) dated 17.01.13 has already stepped their revised pension at 50% of sum of minimum of the pay in the pay band 4 plus grade pay and MSP, all corresponding table of pre revised pay scale from which they retired but w.e.f. 24.9.2012 and NOT 1.1.2006. <b>Issue remains to be settled is for arrears from 1.1.06, the date of implementation of SCPC Report.</b></p>
7	Supreme Court	Civil Appeal 2966 / 2011	UOI Vs SPS Vains Mj. General & Ors	29.07.13	<p>This case is same as CP(C) No.64 of 2009 except that in this case Petitioners are UOI &amp; Ors. and Respondents are Pensioners. <b>Issue remains to be settled is for arrears from 1.1.06, the date of implementation of SCPC Report.</b> Both cases are being heard together by the hon.ble Supreme Court.</p>

8	Supreme Court	Civil Appeal 8875-8876 of 2011.	UOI & Ors.Vs. Vinod Kumar Jain & Ors (Avtar Singh)	09 .07.13	The case is for modified parity i.e. revision of pension at 50% of sum of minimum of the pay in the pay band plus the grade pay corresponding to the pre revised pay scale from which a pension had retired, in terms of Resolution dated 29.08.08, effective 1.1.2006. AFT has given Judgment in favour of Pensioners but UOI has gone in appeal to Supreme Court. In the meanwhile, MOD vide letter No. 1(11)/2012-D(Pen Policy) dated 17.01.13 has unilaterally issued orders accepting fixation of revised pension at 50% of sum of minimum of the pay in the pay band corresponding to the Table but prospectively i.e. from 24.09.12. <b>Issue remains to be settled is for arrears from 1.1.06, the date of implementation of SCPC Report.</b>
9	Supreme Court	Civil Appeal 5367 -5368 OF 2005	Principal Sec.(F & P), Govt. of Andhra Pradesh Vs. A.P. Pensioners Samaj.	19.07.13	Three Judge Bench Matter.

10	Delhi HC	WPC No. 4572 of 2012	All India S30 Pensioners Association Vs. UOI	02.07.2013	Full parity case wherein writ, order or direction sought are : (a) setting aside the impugned judgment dated 6 <sup>th</sup> March, 2012 passed by the Hon'ble Central Administrative Tribunal, Principal Bench, New Delhi in O.A. No.937 of 2010; (b) calling for the records of the case from the Respondent Authorities; (c) granting the reliefs prayed for by the Petitioners in their Original Application No.937 of 2010 filed before the Hon'ble Central Administrative Tribunal, Principal Bench, New Delhi; and Judgment thereof.
11	CAT-PB/Delhi	Contempt No.158 of 2012	CG SAG (S29) Pensioners Association, Shri Satish Verma, Rtd.CE Vs. Shri RC Mishra, Sec. DOP, MOP,GOI. and Shri Sumit Bose, Sec.DOE,MO F,GOI.	07.08.2013	This Petition is against non-compliance of orders passed by CAT-PB while giving Judgment in case of OA 0655/2010 with other OAs. In view of IR granted by Delhi HC on 21.5.12, hon.ble Court on 30.5.12 closed the case with liberty to move application for revival of CP as per the Orders of hon.ble Delhi HC. Accordingly, after the dismissal of UOI Petition in Delhi HC, the revival application was put up which was heard on 24.5.13 and 28.5.13 and orders for issue of notices to respondents were passed.

<b>12</b>	<b>Supreme Court</b>	<b>SLP (Civil) 19784 of 2013</b>	<b>Haryana Viduat Prasaran Nigam Ltd &amp; Ors Vs R K Agarwal and Ors</b>	<b>Date of listing for hearing for admission is not fixed till updating on 1.7.13</b>	<b>This SLP is against Punjab and Haryana High Court Judgment in case of CWP No. 19641 of 2009 R K Agarwal &amp;Ors. Vs. HVPN Ltd &amp; Ors. dated 21.12.2012.</b>
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