

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 2944/2024

(Arising out of impugned final judgment and order dated 20-10-2023 in DBCWP No. 16035/2022 passed by the High Court of Judicature for Rajasthan at Jaipur)

UNION OF INDIA & ORS.

Petitioner(s)

VERSUS

PRAKASH BHASKAR CHAUDHARI DECEASED THROUGH LR. & ORS. Respondent(s)

(IA No. 27934/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 159049/2024 - STAY APPLICATION)

WITH

SLP(C) No. 14938/2020 (XIV)

SLP(C) No. 5/2021 (XIV)

SLP(C) No. 1286/2021 (XIV)

SLP(C) No. 7228/2021 (XIV)

(FOR PERMISSION TO FILE LENGTHY LIST OF DATES ON IA 64301/2021 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 64302/2021, IA No. 64302/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 64301/2021 - PERMISSION TO FILE LENGTHY LIST OF DATES)

SLP(C) No. 21909/2022 (XV)

(FOR APPLICATION FOR SUBSTITUTION ON IA 160551/2023

FOR APPLICATION FOR ABATEMENT ON IA 160552/2023

FOR CONDONATION OF DELAY IN FILING SUBSTITUTION APPLN. ON IA 160554/2023

FOR APPLICATION FOR CONDONATION OF DELAY IN FILING THE APPLICATION FOR SETTING ASIDE THE ABATEMENT ON IA 228691/2023

FOR APPLICATION FOR SUBSTITUTION ON IA 243824/2023

FOR CONDONATION OF DELAY IN FILING SUBSTITUTION APPLN. ON IA 243825/2023

FOR SETTING ASIDE AN ABATEMENT ON IA 243826/2023

FOR APPLICATION FOR CONDONATION OF DELAY IN FILING THE APPLICATION FOR SETTING ASIDE THE ABATEMENT ON IA 243827/2023

IA No. 160552/2023 - APPLICATION FOR ABATEMENT

IA No. 228691/2023 - APPLICATION FOR CONDONATION OF DELAY IN FILING THE APPLICATION FOR SETTING ASIDE THE ABATEMENT

IA No. 243827/2023 - APPLICATION FOR CONDONATION OF DELAY IN FILING THE APPLICATION FOR SETTING ASIDE THE ABATEMENT

IA No. 243824/2023 - APPLICATION FOR SUBSTITUTION

IA No. 160551/2023 - APPLICATION FOR SUBSTITUTION

IA No. 160554/2023 - CONDONATION OF DELAY IN FILING SUBSTITUTION APPLN.

IA No. 243825/2023 - CONDONATION OF DELAY IN FILING SUBSTITUTION APPLN., IA No. 243826/2023 - SETTING ASIDE AN ABATEMENT)

SLP(C) No. 1909/2023 (XI-A)  
SLP(C) No. 1882/2023 (XVI)  
SLP(C) No. 3526/2023 (XVI)

Date : 09-09-2024 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.R. GAVAI  
HON'BLE MR. JUSTICE K.V. VISWANATHAN

For Petitioner(s) Ms. Aishwarya Bhati, A.S.G.  
Mr. Amrish Kumar, AOR  
Ms. Ruchi Kholi, Adv.  
Mr. Amit Sharma (b), Adv.  
Mr. Harish Pandey, Adv.  
Ms. Noor Rampal, Adv.  
Ms. Sherya Jain, Adv.  
Mr. Durga Dutt, Adv.  
Mr. Ishaan Sharma, Adv.

For Respondent(s) Ms. Sumita Hazarika, AOR  
Ms. Mansi Mehta, Adv.  
Mr. B Veeraswamy Raju, Adv.

Mr. Pardeep Gupta, Adv.  
Mr. Parinav Gupta, Adv.  
Mrs. Mansi Gupta, Adv.  
Mr. Rakshit Rathi, Adv.  
Dr. Mrs. Vipin Gupta, AOR

Mr. Surya Kant, AOR

Ms. Sumita Hazarika, Adv.  
Ms. Sadhana Sandhu, AOR  
Mr. Gobo, Adv.  
Ms. Shikha Sandhu, Adv.

Mr. Pawanshree Agrawal, AOR

UPON hearing the counsel the Court made the following  
O R D E R

1. Delay condoned. Abatement, if any, is set aside.
2. Applications for substitution are allowed.
3. We have perused the impugned orders of the learned Central Administrative Tribunal as well as various High Courts.

4. We agree with the views taken by the learned Central Administrative Tribunal that the respondents/employees were discriminated in the matter of grant of benefit of Fifth Central Pay Commission and the High Court has rightly held that in order to bring them on parity with the other similarly circumstances employees, they were entitled to the revised pay scale with effect from 01.01.1996.

5. We direct the petitioner(s) to clear the arrears within a period of six months from today.

6. The special leave petitions are, accordingly, disposed of.

7. Pending application(s), if any, shall stand disposed of.

(NARENDRA PRASAD)  
DEPUTY REGISTRAR

(ANJU KAPOOR)  
COURT MASTER