

Speed Post

**INDIAN COUNCIL OF AGRICULTURAL RESEARCH
KRISHI BHAWAN : NEW DELHI-110114**

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F.No. 21(18)/~~2009~~-Per.IV

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Dated : November , 2009

To

The Director,

1. IARI, New Delhi

2. IASRI, New Delhi

3. NDRI, Karnal

4. IVRI, Izatnagar

5. CIFE, Mumbai

6. SBI, Coimbatore

7. CPRI, Shimla

8. CRRI, Cuttack,

9. NEH Region Barapani,

10. CRIJAF, Barrackpore

11. IGFRI, Jhansi,

12. CIRCT, Mumbai

13. CIBA, Chennai.

Subject: Extension of benefit of service rendered in grade 'S' or equivalent grade for pay revision in compliance of Hon'ble High Court judgement dated 21.7.09 in W.P.(C) No. 2898/2001-reg.

Sir,

I am directed to say that some of the Scientists of your Institute had filed an application in the CAT praying for the following relief:-

- i. The service rendered in 'S' grade of ARS or equivalent grade may be counted for placement in revised UGC pay scales in terms of ICAR letter No. 1(14)/87-Per.IV dated 9.3.89 pursuant to IV CPC.
- ii. The service rendered in 'S' grade of ARS or equivalent grade may be counted for promotions under the Career Advancement Scheme notified vide Council's letter No. 1(14)/87-Per.IV dated 28.10.91.

The Hon'ble CAT, Principal Bench had passed the following order dated 27.4.2000 in the OA no. 421 of 1995, 399 of 1997, 402 of 1997, 2208 of 1997:-

"The applicants would be entitled to include their service in 'S' grade of ARS or equivalent grade for computation of the total length of service only for purpose of placement in the revised pay scales under the UGC pay package notified by ICAR on 9.3.1989 but would not be entitled to include the said service for the purpose of promotion of Scientists, Scientists (Senior Scale), Scientists (Selection Grade), Senior Scientists under the Career Advancement Scheme notified on 28.10.1991."

Aggrieved by the order dated 27.4.2000 passed by the Hon'ble CAT, the applicants filed a writ petition in the Hon'ble High Court, Delhi challenging the order of the CAT praying for both the relief viz. counting of service rendered in

'S' grade of ARS or equivalent grade for the purpose of placement in revised UGC pay scales notified on 9.3.89 as well as promotions under revised CAS notified on 28.10.1991 as against partial relief granted by the CAT. The Hon'ble High Court has upheld the CAT order dated 27.4.2000 and has issued directions in the matter accordingly. In compliance of the High Court directions, it has been decided with the approval of competent authority in the ICAR to implement the judgement of Hon'ble CAT in the case of petitioners only. Accordingly, the service rendered in 'S' grade of ARS or equivalent grade by the petitioners shall be counted for the purpose of placement in revised UGC pay scales in terms of Council's notification dated 9.3.89.

It is requested that immediate necessary action may be taken to implement the judgement of the CAT in respect of petitioners belonging to your Institute a list of which is enclosed under intimation to the Council.

This issues with the approval of Secretary, ICAR.

Yours' faithfully,



(V.K. Sharma)

Under Secretary (Per.IV)

Encl.: As above.

Copy to:

1. All petitioners by name at the addresses given in the OA no. 421 of 1995, 399 of 1997, 402 of 1997, 2208 of 1997. In case of some of the petitioners in the OA, the name of the Institute is not mentioned. They are requested to communicate their official details to this office viz. the name of Institute where they are currently posted or the place of their last posting in case they have retired within one month from the date of issue of this letter so that the concerned Institutes could be advised to take necessary action in the matter.
2. Sr. PPS to DG, ICAR
3. PPS to Secretary, ICAR
4. PS to AS & FA(DARE), ICAR
5. DS(P), ICAR
6. Personnel-I, II and III
7. PD, DIPA for ICAR website
8. President, ARS Scientists Forum



(V.K. Sharma)

Under Secretary (Per.IV)