

**Details of Court-Cases pending in Various High Courts, CAT (Benches) as on 23.11.2009 in the office of National Test House, Details to be indicated High Courts wise**

<b>Sl .No.</b>	<b>Details of the pending Cases with subject matter (to include petition no, name of Petitioner)</b>	<b>Name of High Courts, Supreme Court, CAT (Benches)</b>	<b>Remarks if any</b>
1.	Misc. Petition No.17964/2005 against Writ Petition No.16509/05 filed by UOI (NTH) arising out of O.A. No. 670 of 2004 filed by Shri C.F. Thomas & S. Sivakumar, both Operator, NTH(SR), Chennai, pertaining to the grant of first Financial Upgradation under ACP in the pay scale of Rs.4500-7000/-	Chennai High Court,	Initially, the Hon'ble CAT Chennai Bench passed an order in favour of the Applicant. Against that order NTH filed W.P. Before Hon'ble High Court. The said petition was dismissed by the court due to Non-Appearance of Govt. Counsel before the court. Finally NTH has taken advice from the Law Ministry to re-nominate the Govt. Counsel. Shri K. Mohana Murali, Senior Standing Counsel is appointed as Govt. Counsel. No date is available.
2.	W.P.C.T No.742 of 2007 against the judgement of Hon'ble CAT, Kolkata Bench filed by Dr. S.M.H.Rizvi, Ex- Hindi Officer, NTH(ER), Kolkata. Dr. S.M.H.Rizvi prayed for fixation benefit under ACP Scheme in the scale of Rs. 10000 – 15200/- (1 <sup>st</sup> up gradation ) and Rs. 12000 – 16500/- ( 2 <sup>nd</sup> up gradation).	Kolkata High Court	Shri Pratip Kr. Chatterjee, Advocate High Court, Govt. Counsel has been emngaged in the instant case. The case has not yet been listed.
3.	O.A. No.161 of 2009 filed by NTH Employees Association & Ors. Vs. U.O.I. (NTH) & Ors. Challenging against the implementation of payment of salaries and other payment through cheque and ECS by NTH(ER) instead of cash.	C.A.T. case filed in the CAT, Kolkata Bench	Smt. Uma Sanyal, Sr. govt. Counsel, C.A.T., Kolkata Bench, is engaged in this case as Govt. Counsel. The last hearing held on 22.09.2009 and the next date of hearing is not available as on date.

4.	O.A. No.30 of 2008 filed by Shri D.N. Roy, Scientist SD, NTH(NR), Ghaziabad Vs. U.O.I. (NTH) aggrieved for promotion under F.C.S.	C.A.T., Allahabad Bench, Allahabad.	On 17.9.2009 , the Hon'ble member of judges in the CAT, Allahabad Bench has passed an order and <b>dismissed the subject case</b> due to non-appearance/non-prosecution of the Applicant in the presence of Shri D.N. Mishra, Ld. Govt. Counsel, CAT Allahabad Bench. On 26.10.2009 Shri Himanshu Singh, Advocate, Allahabad has forwarded Restoration/Recall Application alongwith Vakalatnama on behalf of NTH against above judgement filed by Shri D.N. Roy. Accordingly this office communicated with Shri D.N. Mishra, Govt. Counsel of O.A. No.30/2008 and the status of Recall Application will be intimated by him later on.
5.	O.A. No. 171 of 2009 filed by Shri Vinod Kumar, Scientific Assistant (Chem), NTH(WR), Mumbai Appeal for non payment of HRA for the period 30.06.2000 to 1110.2000.	C.A.T.,Mumbai Bench, Mumbai	Shri Vinod Joshi, Sr. Govt. Counsel, C.A.T., Mumbai Bench appeared before the Hon'ble CAT on behalf of UOI (NTH) .The Hon'ble judge <b>dismissed the case</b> in favour of UOI (NTH) vide No. CAT/MUM/JUDL/OA-171/09 .
6.	Title Suit No.45 of 2006 filed by Smt. Gita Rani Roy wife of Shri Bama Charan roy, Gestetner Operator of NTH(ER), Salt Lake, Kolkata. NTH(ER) against an Office Order to vacate the Emergency Staff Group 'D' quarter No.6 at NTH(ER), Alipur which was unauthorizdly occupied by Smt. Gita Rani Roy divorce wife of Shri Bama Charan Roy, Gestner Operator, NTH(ER)	Court of the Ld. 2 <sup>nd</sup> Civil Judge (Jr. Divn.), Alipur, Kolkata	Case is pending before the court. Smt. Juthi Banerjee, Govt. Counsel is engaged as Govt. Counsel. Last hearing held on 07.11.2009, Case is in the final stage and next date of hearing fixed on 30.1.2010.
7.	The Money Suit. Case No. 40 of 2004 was filed by State Bank India, Parnashree Br. Kol. ( Plaintiff Bank ) Vs. Shri Avik Kumar Basu, Upper division Clerk, NTH(ER), Kolkata & A./D.A.,NTH(ER) for recovery of Personal Loan of Rs. 1,00,000/-(One Lac).	Court Ld.7 <sup>th</sup> civil Judge (Sr. Div.) Alipore, Kol.	Case is pending before the Court. Shri Bibhu Basu Mukherjee, Advocate High Court has been engaged as Govt. Counsel. Last hearing held on 10.03.2009. No date of hearing is available as on date.
8.	Case No.14/2004 filed by Shri Tapan Kr. Pyne, Ex-Guard of M/s whom the Security services of N.T.H.(ER) has engaged through contractor M/s. Security & Investigation Bureau, Kolkata-48. After expiry of contract Shri Pyne claimed for regularization of service in NTH(ER) as well as for payment of arrear wages/otherbenefit to the tune of Rs.1,22,617/- initially on filing the case before the Central Govt. Industrial Tribunal cum Labour Court, Kolkata-69.	Ld. National Industrial Tribunal- cum Labour Court, Kolkata- 69	Case is pending before the Court. Shri P.K. Chatterjee, Govt. Counsel has engaged as Govt. Counsel. No date of hearing is available.