



ALL INDIA BHARAT SANCHAR NIGAM LIMITED RETIRED EXECUTIVES' ASSOCIATION

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No. AIBSNLREA/CHQ/2018/02

Dated: 05.01.2018

To

Smt. Sujata Ray,
Director (HR),
Bharat Sanchar Nigam Limited,
New Delhi.

Sub: Promotion of Government Servants exonerated after retirement - Case of Shri Shashi Bhusan, Retd SDE (Staff No. 11983).

Ref: (1) DOP&T Order No. 22011/3/2013-Estt. (D) dated 25.01.2016
(2) BSNL No. 412-24/2010-Pers.I dated 16.08.2010.
(3) BSNL No.451-31/2014-Pers(DPC)/PT.II/30 dated 30/10/2017.

Madam,

We are constrained to seek your kind intervention in a peculiar case of unjust denial of benefit of notional promotion, in accordance with the provisions made at Para 4 and Para 5 of DOP&T Order No. 22011/3/2013-Estt. (D) dated 25.01.2016, to Shri Shashi Bhusan, Retd SDE who was exonerated of the charges levelled against him after his retirement vide DoT No. 8-129/2006-Vig.II dated 26.08.2014.

2. Shri Shashi Bhusan, Retd SDE was once suspended while in service which was later on revoked as per DOT Order No. 9-8/2003-VIG.I dated 10.06.2006. But a disciplinary case was initiated against him and he was not allowed to get promotion as regular DE, though his juniors were promoted vide BSNL No. 412-24/2010-Pers.I dated 16.08.2010, because of pendency of the vigilance case against him.

3. Shri Shashi Bhusan, Retd SDE had represented for his promotion as DE after the Order was issued exonerating him of the charges leveled against him. His case was duly forwarded by Haryana Telecom Circle to the BSNL Corporate Office vide No. Staff/EG-3/STS/Promotion/VI dated 29.8.2017.

4. Personnel Branch of BSNL Corporate Office, vide its No.451-31/2014-Pers(DPC)/PT.II/30 dated 30/10/2017, has stated that "Since the executive was not absorbed in BSNL due to pending Disciplinary case and ACRs were not available for assessment, the CPC has left his case unassessed." The Personnel Branch, to deny the benefit of notional promotion, in accordance

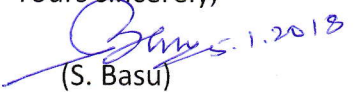
with the provisions of the DOP&T Order No. 22011/3/2013-Estt. (D) dated 25.01.2016, to Shri Shashi Bhusan, Retd SDE has also merely mentioned that "... It is to intimate that the provisions of the DOP&T order dated 25.1.2016 become operational from the date of issue of the O.M." But it failed to note and record that the same DoP&T OM further ordered that "Past cases settled in accordance with the earlier provisions shall not be reopened".

5. In this particular case, the Personnel Branch of BSNL Corporate Office cannot take the stand that case of Shri Shashi Bhusan, Retd SDE was settled earlier in accordance with the earlier provisions, since the Personnel Branch itself has admitted that "the CPC has left his (Shri Shashi Bhusan) case unassessed" since his "ACRs were not available for assessment". Therefore, his case, which was left unassessed and unsettled, needs to be settled only in accordance with the provisions, with particular reference to Para 6, of the DoP&T OM dated 25.01.2016.

6. In view of the above submissions, we request you to kindly get the case of Shri Shashi Bhusan, Retd SDE for notional promotion in the grade of regular DE re-examined. The DPC may assess the ACRs of the earlier period as per the DPC procedures laid down by the DoP&T, since the ACRs for the suspension period were not available.

With kind regards,

Yours sincerely,


(S. Basu)

General Secretary

Copy to:

1. Ms Gayatri Mishra,
Director (E-I), DoP&T.
2. Shri S K Jain,
Dy Director General (Estt),
Department of Telecommunication.