



# ALL INDIA BHARAT SANCHAR NIGAM LIMITED RETIRED EXECUTIVES' ASSOCIATION

## Central Headquarters

111, New Ashiana Apartments, Plot-10, Sector-6, Dwarka  
New Delhi-110 075

E-mail : gensecaibsnlrea@yahoo.com

**President V Chinnappaiah**

Ph: 044-22603300

(M) 09444003300

**General Secretary : S. Basu**

Ph.: 011-25073969

(M) 09868092995

**Financial Secretary : Hari Ram**

Ph.: 011-25075541

(M) 09868538189

No. AIBSNLREA/CHQ/2018/09

Dated: 12.02.2018

To

Smt. Sujata Ray,  
Director (HR),  
Bharat Sanchar Nigam Limited,  
New Delhi 110001.

**Sub: Allowing the benefit of notional promotion by implementing the DOT's promotion Order No. 2/7/08/STG.II dated 21.10.1998 and consequent posting Order No. STA/AE-20/TES Gp B/Posting/00/4 dated 29.10.1998 issued by CGMT, Maharashtra Circle – Case of Shri S.S.Yadav, Retd JTO (HRMS 197605567), Maharashtra Telecom Circle.**

**Ref: DOP&T No. 22011/3/2013-Estt. (D) dated 25.01.2016**

Madam,

We would like to bring to your kind notice that Shri S S Yadav, Retd JTO (HRMS No. 197605567) from Maharashtra Telecom Circle is yet to get the benefit of promotion from JTO to TES Group B as ordered by DoT vide its No. 2/7/08/STG.II dated 21.10.1998 and consequent posting Order issued by Maharashtra Telecom Circle vide No. STA/AE-20/TES Gr B/Posting/00/4 dated 29.10.1998. In this regard, Shri S.S.Yadav, Retd JTO had already represented to your kind self for justice [copy enclosed as Annexure-A].

2. But the above promotion and posting Order was not implemented since by then a CBI case was initiated against him. He was subsequently acquitted of the charges by the Court of Special Judge, CBI by judgment dated 5/10/2012 and the CBI also intimated vide its No. RC-12(A)/1996-NGP/2689 dated 29/5/2014 that they are not filing an appeal. Following this, DOT vide its Order No. 9-86/1996-Vig.I dated 4/9/2015 ordered to regularize even the suspension period of Shri S S Yadav, Retd JTO [copy enclosed as Annexure-B]. Shri S.S.Yadav, Retd JTO was also permanently absorbed in BSNL vide DOT No. No. 27-1/MHTC/G.M.T.NP/172/2014-15 dated 29/05/2015 [copy enclosed as Annexure-C]. Meanwhile, Shri S S Yadav, Retd JTO was permitted to retire on superannuation with effect from 31/07/2012 (A/N) [Copy enclosed as Annexure-D].

Contd 2/-

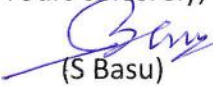
3. It is clear from Para 2 above that Shri S. S. Yadav, Retd JTO could not get the benefit of promotion to TES Group B, as ordered by DOT, while in service since he retired much earlier to issue of his Presidential Order for absorption in BSNL and also his acquittal Order/regularization of suspension period Order was issued by DOT.

4. However, Shri S.S.Yadav, Retd JTO is entitled to get 'notional promotion' in view of DOP&T No. 22011/3/2013-Estt. (D) dated 25.01.2016 and also the consequential pensionary benefits as stipulated in the same Order. Since in this particular case, Shri S.S.Yadav, Retd JTO was already cleared by the DPC and his promotion Order was also issued, it is now a matter of implementing the said promotion Order in the light of the above referred DOP&T Order dated 25.01.2016.

5. We, therefore, earnestly request you to kindly cause issue of instructions for allowing "notional promotion" to Shri S.S.Yadav, Retd JTO, who missed the benefit of promotion in his entire service period for no fault on his part, and gets the solace by your Order and receives the higher pensionary benefits as provided in the rules. We further request that the CGMT, Maharashtra Telecom Circle may kindly be advised to grant financial upgradation to Shri S.S.Yadav, Retd JTO as admissible.

With kind regards,

Yours sincerely,

 12.2.2018  
(S Basu)

General Secretary

Encl: As stated.

Copy to:

Shri Piyush Khare,  
Chief General Manager,  
Maharashtra Telecom Circle,  
Bharat Sanchar Nigam Limited,  
Mumbai 400054.

From:

Shankar Singh Yadav, Retired JTO,  
O/o PGMAT BSNL, Telephone Bhavan,  
Nagpur-440001  
HRMS- 197605567  
Mob. 9423686866

To,

The Director (HRD)

Bharat Sanchar Nigam Limited

Regd, Corporate Office, Bharat Sanchar Bhavan,  
H.C. Mathur Road, Janpath, New Delhi-110001

Subject:- Promotion of JTOs in the grade of TES GrB

Ref:- 1. DOT New Delhi Order no.2/7/08/STG II dtd 21.10.1998

2. CGMT MH circle Mumbai No.STA/AE-20/TES Gr B /Posting/00/4 dtd 29.10.1998

Respected Sir,

The undersigned , retired JTO, Nagpur beg to represent as follows,

Sir,

I have been retired on 31.07.2012 on superannuation. I was promoted on regular basis in the grade of TES 'B' vide DOT order no. 2/7/08/STG II dtd 21.10.1998 and posted to Nagpur SSA vide CGMT MH circle Mumbai letter no. .STA/AE-20/TES Gr B /Posting/00/4 dtd 29.10.1998.

Due to CBI pending court case I could not enjoy the benefit of TES Gr. 'B' order on the day of my retirement i.e.31.07.2012. Later on I was acquitted by the special CBI court of the law on 5.10.2012. Accordingly after my acquittal I represented my case for the pending absorption in BSNL, Pensionary benefits and due promotions in the department. I beg to state my absorption case along with pensioner benefits and promotions in the BSNL considered favorably by your honour but while doing so my regular promotion order in the cadre of TES Gr 'B' which was ordered by DOT no. 2/7/08/STG II dtd 21.10.1998 and CGMT MH circle Mumbai letter no. STA/AE-20/TES Gr B /Posting/00/4 dtd 29.10.1998 was left out.

Actually I was promoted in the TES Gr 'B' cadre prior to formation of BSNL but due to pendency of CBI court case my promotion was kept aside.

Therefore I earnestly request your honour to consider my promotion case vide DOT New Delhi order no. . 2/7/08/STG II dtd 21.10.1998, Further I pray for the natural justice Sir.

Thanking you Sir,

Dated 18/01/2018

Yours faithfully,

S.S. Yadav

S.S. Yadav, Retd JTO,

O/o The PGMT, Nagpur

Communication Address:-

S.S. Yadav,

Plot no.14, Sai Nagar,

Jai Durga Housing Society,

Godhni Road, Zingabai Takli,

Nagpur-440030

Copy to:

1. The CGMT, MH circle, Mumbai

2. The PGMT, Nagpur

3. The General Secretary, AIBSNLREA, New Delhi

4. The Divisional Secretary, AIBSNLREA, Nagpur

etc.

① DOT/CA/MT/MH/Case/letter

② The acquittal copy of judgement

No.9-86/1996-Vig.I  
Government of India  
Ministry of Communications & IT  
Department of Telecommunications  
(Vigilance-I Section)

9<sup>th</sup> Floor, Sanchar Bhawan,  
20, Ashoka Road,  
New Delhi-110001  
Dated the 4<sup>th</sup> September, 2015

**ORDER**

WHEREAS, CBI, Nagpur registered a case no. RC-12(A)/96-NGP against Shri S.S. Yadav, JTO (Retd.) Nagpur on the basis of complaint filed by S/Shri P.N. Raut & Dhananjay Manohar Chitriv wherein he stated that Shri S.S. Yadav, the then SDE, Fault Centre-I, VRCE Exchange, Nagpur, demanded bribe for installing the new telephone connection.

AND WHEREAS, Shri S.S. Yadav, while functioning as SDE, Fault Centre-I, VRCE Exchange, Nagpur was caught red handed by CBI while demanding and accepting illegal gratification of Rs.500/-.

AND WHEREAS, Shri S.S. Yadav, EX-JTO, Nagpur was placed under suspension w.e.f 14/08/1996 vide the order no. VIG:NP:SSY:SDE:DISC dated 14/8/1996 issued by GMT, Nagpur Telecom.

AND WHEREAS, Prosecution Sanction Order was issued by DGMT, Nagpur vide order No. Vig/NP/SSY/Disc/7 dated 5/3/1997 and CBI filed charge sheet against Shri S.S. Yadav, EX- JTO, Nagpur in the Hon'ble Court of Special Judge, Special Court (CBI), Nagpur on 25<sup>th</sup> March, 1997.


AND WHEREAS, the suspension of Shri S.S. Yadav was revoked vide order No.VIP/SSY/SDE/DISC dated 8/4/1997.

AND WHEREAS, the Hon'ble Court of Special Judge, CBI vide judgment dated 5/10/2012 has acquitted Shri S.S. Yadav S/o Shri Ramdeo Yadav in the case no. 34/2003 (5/1997).

AND WHEREAS, CBI vide their letter no. RC 12(A)/1996-NGP/2689 dated 29/5/2014 intimated that they are not filing an appeal and the matter is allowed to rest.

NOW THEREFORE, the undersigned being the competent authority, having considered all the facts and circumstances of the case, has come to the conclusion that the suspension period of Shri S.S. Yadav, JTO (retired) from 14/8/1996 to 8/4/1997 was wholly unjustified. The period of suspension shall be treated as on duty for all purposes and payment of full pay and allowances under the provisions of FR-54B is to be made to him.

By order and in the name of the President.

  
(G.C. Rai) 4/9/97  
Director (Vig.I)

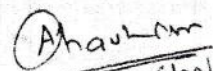
✓ Shri S.S. Yadav  
JTO Retired, Nagpur TD,

(Through DGM(Vigilance), Vigilance Cell, MH Circle)

Copy to :

1. DGM (Vig.), Vigilance Cell, MH Circle, 6<sup>th</sup> Floor, 'A' Wing, Admin Building, Juhu Road, Santa Cruz (West), Mumbai-400054. The enclosed order may be delivered to Shri S.S. Yadav and his dated acknowledgement be obtained sent to this office for record.
2. DDG (Estt.), DOT, New Delhi for information.
3. CVO, BSNL, Ground Floor, Eastern Court Complex, Janpath, New Delhi-110001.
4. Statement File.

Received on 9/10/15  
By  
S.S. Yadav

  
04/09/2015  
(Anupam Anish Chauhan)  
ADET (Vig.I)

Government of India  
Department of Telecommunications

No.27-1/MHTC/G.M.T.NP/172/2014-15

Dated : 29/05/2015.

PRESIDENTIAL ORDER

As amended from time to time. **Subject:** Permanent absorption of **Shri S. S. Yadav Retd JTO Staff No. 0472.** In **Bharat Sanchar Nigam Ltd.**

(1) Pursuance to letter No.BSNL/4/SR/2003 dated 02-09-2003 on the above subject and in accordance with the provisions of Rule-37-A of CCS(Pension) Rules, as amended from time to time, sanction of the President is hereby conveyed to the permanent absorption of **Shri S. S. Yadav** permanent/temporary employee of the Department of Telecommunications, in BSNL with effect from the date and under the terms and conditions as indicated below.

(2) **Date of Effect:** The permanent absorption shall take effect from 01-10-2000 forenoon.

(3) **Pension/Gratuity :-** **Shri S. S. Yadav** shall be eligible for pensionary benefits including gratuity as per the provisions of Rule-37-A of the CCS (Pension) Rules, as amended from time to time.


(4) **Family Pension :-** The family of **Shri S. S. Yadav** shall be eligible for Family Pension as per the provision of Rule-37-A read with Rule 54(13-B) of CCS (Pension) Rules-1972 as amended from time to time.

(5) **Regulation of Pay on absorption :-** To be regulated in terms of Para-4 of DOP and PW O.M.No.4/18/87-P&PW(D) dated 05-07-1989.

(6) **Leave :-** The Earned Leave and Half Pay Leave at the credit of **Shri S. S. Yadav**, stands transferred to BSNL on the date of absorption as provided for under Sub-Rule-24(b) of Rule-37-A of CCS (Pension) Rules.

(7) **Provident Fund :-** The amount of subscription together with interest thereon standing to the credit of **Shri S. S. Yadav** in the General Provident Fund Account will be transferred to his new Provident Fund Account under the BSNL as provided for under Sub-Rule 24(a) of Rule 37-A of the CCS (Pension) Rules as amended from time to time.

To,  
Chairman and Managing Director  
Bharat Sanchar Nigam Ltd.  
New Delhi.

  
(Neeraj Agarwal)  
Addl GM (Vig) MH BSNL  
& Nominated Director (Estt)  
(Estt.)D.O.T.

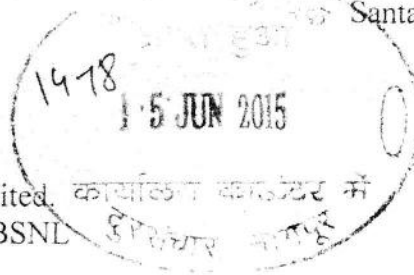
Copy to :-

- 1) Officer In-charge for maintaining the Service Book for keeping this order in the Service book along with suitable entries O/o TDM Buldhana.
- 2) Shri Shankar Singh Yadav Retd. JTO O/o GMT Nagpur.
- 3) AGM (Estt)/ (ST) C.O. Mumbai.
- 4) Cadre Controlling Authority, DOT, New Delhi.
- 5) Sr. G. M. (SR) BSNL C/O New Delhi.

Asst. General Manager(Estt.),  
4<sup>th</sup> Floor, 'A' Wing.  
Maharashtra Telecom circle,  
BSNL Complex, Juhu Tara Road  
Santacruz (West), Mumbai -400 054.  
Tel:(022)-26467576.

**BHARAT SANCHAR NIGA LIMITED**  
(A Govt of India Enterprises)  
**The Chief General Manager Telecom**  
Maharashtra Telecom circle,  
BSNL Complex, Juhu Tara Road  
Santacruz (West), Mumbai -400 054.

To,  
General Manager Telecom.  
Bharat Sanchar Nigam Limited,  
CTO building, Civil Line, BSNL  
Nagpur – 440 001.



NO.A/PPE-11/Group-'B'-Option/Nagpur /33

Dated: - 02/06/2015.

Sub:- Permanent absorption in BSNL -Issue of Presidential Order to Shri S. S. Yadav, Retd. JTO  
(Staff No. 0472) Nagpur MH Telecom Circle.

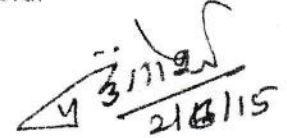
Ref:- DOT letter No. 29/2006-SNG/Vol.III Dated – 16/03/2015 endorse by AGM (SR-I), BSNL  
Corporate Office New Delhi, No. BSNL/11-2/SR/2014. Dated - 19/03/2015.

- Kindly find enclosed herewith original Presidential Order in triplicate in respect of Shri S. S. Yadav Retd. JTO, Staff No. 0472 for his permanent absorption in BSNL.

It is requested to ensure that one copy of the Presidential Order is placed in the Service Book of the officer concerned and one copy is delivered to the PAO disbursing the pension/pay.


Before delivery of Presidential Order to the concerned official it may be ensured that no vigilance/disciplinary case is pending against the official.

A copy of acknowledgement to this effect that the officer concerned has received a copy of Presidential Order, may kindly be furnished to this office for updating record.

  
3/11/2015  
21/6/15

Encl- As above

(P. M. Joshi)  
Assistant General Manager (Estt)

Received on 20/6/2015  


Chakraborty

Annexure - D

**BHARAT SANCHAR NIGAM LIMITED,**  
**(GOVT. UNDERTAKING)**  
**O/O G.M.T. ZERO MILES, NAGPUR.**

No: SDE(WLF)/Q-7110/Pension/SSY/2015/59

Dated-14-07-2015

**Sub:- Regular retirement order**

In accordance with the circle office letter No. A/STB/JTO/Superannuation Retirement/26/ dated at Mumbai : 21-07-2012 the officer Shri. S.S.Yadav, JTO was permitted to retire on superannuation with effect from 31.07.2012 (A/N).

At that time of retirement the vigilance clearance was not granted to Shri. S.S.Yadav (HRMS.No.197605567) and the provisional pension was released but the DCRG & CVP in respect of the officer was withheld till the conclusion of disciplinary proceedings of prosecution case as per CCS (Pension) Rules, 1972.

Now, In accordance with the AGM (Staff), circle office, Mumbai order No. A/STB/JTO/Superannuation Retirement/115/ dated at Mumbai : 08-07-2015, the officer Shri. S.S.Yadav, JTO(Retd.) permanently absorbed in BSNL and the officer has since been cleared from vigilance angle vide AGM(Vig-II) letter No.VIG/MH/2015/VC/corr/I/100 dated-02-07-2015 vigilance clearance has been granted to the above mentioned officer, by AGM (Vig-II) Maharashtra Circle Mumbai.

As the officer has since been cleared from vigilance angle. It is requested to regulate the pension and release the other retirement benefits to the officer as per rules on the subject.

*As on 14.7.20*  
(M.A.) Jiwane

Asst. General Manager (Admn)  
O/o G.M.T.D, BSNL Nagpur  
Tele.No.0712-2533261/9423686307.  
Fax.No.0712-2556666

Copy to:

1. AGM (Staff), MH-Circle, 4<sup>th</sup> Floor, 'A' wing Admn Bldg, BSNL Complex, Juhu Danda Rd, Santacruz (W), Mumbai-54.
2. DGM (Vig), MH-Circle, BSNL Complex, Juhu Danda Rd, Santacruz (W), Mumbai-54
3. Sr.GMT, BSNL Nagpur.
4. Shri. S.S.Yadav, JTO(Retired), Nagpur
5. The controlling Officer, SDE(TSC-I), Sakkardara Exg Nagpur.
6. AGM(Commercial)/AGM (Plg), for necessary action please.
7. SDE (Staff)/SDE(HRD), please do the necessary entry ERP/HRMS etc.
8. AO(Pay) / AO(TA), O/o GMTD Nagpur for necessary action please.
9. SDE( Vig)/SDE(Bldg) BSNL Nagpur.
10. The controller of communication DOT, Santacruz (W), Mumbai-54.
11. Communication Account Officer (pension O/o Controller of Communication Accounts, Maharashtra Nagpur Region, Garoba Maidan, Near Itwari Telephone Exchange, Central Avenue Road, Nagpur-440008.
12. The concerned officer/Guard File.

misc 13. Nagpur Intranet portal.