



ALL INDIA BHARAT SANCHAR NIGAM LIMITED RETIRED EXECUTIVES' ASSOCIATION

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No. AIBSNLREA/CHQ/2018/44

Dated: 01.09.2018

To
Smt Aruna Sundararajan,,
Secretary (Telecom),
Department of Telecommunications,
New Delhi 110001.

Sub: Revision of Seniority list of TES Group B Officers in compliance of Hon'ble Supreme Court judgments to extend the consequential benefits – discriminatory decision by BSNL against the BSNL Executives promoted to DE(T)/DGM(T) prior to 1981.

Ref: (1) BSNL CO No. 56-04/2015-Pers(DPC)/Pt/10 dated 7.8.2018 [copy enclosed]
(2) BSNL CO No. 56-04/2015-Pers(DPC)/Pt dated 8.8.2018

Madam,

We are to bring to your kind notice that though BSNL has circulated the revised seniority List of the TES Group B Officers after re-casting the same on the basis of qualifying examinations as per Rule 206 of P&T Manual Volume-IV vide its above quoted letters to comply with the directions of the Hon'ble Supreme Court, it is showing no intention and urgency to implement the said judgments in full and also in the true spirit of these judgments.

2. The judgment to revise the seniority list and extend consequential benefits is applicable for all similarly placed persons and in this instant case to all the Officers/Executives whose names are appearing in the revised Seniority List irrespective of the year in which they qualified in the qualifying examination and promoted to higher posts. But BSNL, for the reasons best known to it, has stated in its above quoted Office letters that it intend to revise the promotion to DEs(T)/DGM(T) only to those Executives whose promotions were issued only after 2001 onwards. BSNL is completely silent about the revision of promotion of the absorbed BSNL Officers/Executives who were promoted to DEs(T)/DGM(T) before 1981 – mostly by the Orders issued by DOT from time to time.

3. Thus, BSNL's above unilateral decision for revision of promotion to the DE(T)/DGM(T) issued to the BSNL Executives only after 2001 onwards is in gross violation of the judgment of the

Hon'ble Supreme Court and also a blatant discriminatory one against those absorbed BSNL Executives who were promoted prior to 1981.

4. In view of the above, we seek your kind intervention in this matter and urge you to kindly advice BSNL and other concerned to implement the judgments of the Hon'ble Supreme Court in their letter and spirits and in full and also to ensure that no discrimination is made against those BSNL executives who were promoted to DE(T)/DGM(T) prior to 1981.

With kind regards,

Yours sincerely,


(S. Basu)

General Secretary

Encl: As stated

Copy to:

1. Shri Ravi Kant,
Member (Services),
Telecom Commission.
2. Shri Anupam Shrivastava,
Chairman & Managing Director,
Bharat Sanchar Nigam Limited.



BHARAT SANCHAR NIGAM LIMITED
[A Government of India Enterprise]

CORPORATE OFFICE (PERSONNEL -DPC SECTION)
4th Floor, Bharat Sanchar Bhawan, Janpath, New Delhi-1.

No: 56-04/2015-Pers(DPC)/Pt | 10

Dated: August, 7th, 2018

To

All Heads of Telecom Circles/Metro Districts/Maintenance
All Heads of Telecom Projects/Regions/Stores/BRBRBAIT/ALTTC
All Heads of Administrative Units
Bharat Sanchar Nigam Limited.

Subject:- Revision of Seniority list of TES Gr B in compliance of Hon'ble Supreme Court Judgment dated 21.01.2015 and 14.12.2017 in Civil Appeal No(s). 4389 of 2010.

In compliance of the Hon'ble Supreme Court judgment dated 26.04.2000 in CA No.4339 of 1995, the Seniority Lists 1 to 5 of TES Group-B have been issued on dt. 26.11.2001 and thereafter-issued modification from time to time.


2. Now, in compliance of the Hon'ble Supreme Court Judgment dated 21.01.2015, the Committee so constituted has given its report with the following remarks, "The Seniority Lists submitted by BSNL in compliance with the Judgment of the Hon'ble Court dated 21.01.2015 is in accordance therewith". The Hon'ble Supreme Court has upheld the Seniority List as per Rule-206 in its Judgment dt.14.12.2017. Hence, in compliance of the Hon'ble Supreme Court Judgment dated 21.01.2015 and 14.12.2017 in Civil Appeal No(s). 4389 of 2010 Union of India & Ors. Vs. Sohan Lal Sayal & Ors.) and connected CAs, Seniority List of TES Gr B executives has been re-casted on the basis of qualifying examination(Rule-206) is enclosed herewith for Circulation.

3. This Seniority List contains the names of all TES Gr.B executives promoted based on the RRs upto 1981 and amended from time to time and is uploaded on intranet.bsnl.co.in for information of all concerned.

4. Circles are instructed to circulate the list among all executives concerned.


5. Circle office(s) concerned are requested to provide the missing particulars, if any, i.e. Staff Number, Date of Birth, Recruitment Year, HRMS Number, Qualifying month and year, BSNL absorbed in the enclosed list and send the requisite information in consolidated form for each circle before 20.08.2018 so as to update/enter in the seniority list of TES Gr.B of Rule-206 and accordingly to revise all DE(T)/DGM(T) promotions issued to BSNL absorbed executives after 2001 onwards.

These issues with the approval of the Competent Authority.


(PSV RAMA RAO)
ASSISTANT GENERAL MANAGER (DPC-I)
TELE NO: 011-23037657

Copy to:-

- (i) Under Secretary of GOI, DoT Hqrs, Sanchar Bhawan, 20, Ashoka road.ND.
- (ii) AGM (Per-Legal)/ AGM(Pers-I)/AGM(DPC-I)/AGM(DPC-2),Corporate Office.
- (iii) DM-IV(Per-DPC)/Spare/ Intranet.bsnl.co.in


(Sanjay Kumar)
Deputy Manager(DPC)