



ALL INDIA BHARAT SANCHAR NIGAM LIMITED RETIRED EXECUTIVES' ASSOCIATION

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No. AIBSNLREA/CHQ/2018/52

Dated: 29.09.2018

To
Shri Narendra Modi,
Prime Minister of India,
South Block,
New Delhi 110011.

Subject: Denial of annual increment even on notional basis falling due on the day following superannuation on completion of one full year of service for the purpose of allowing pensionary benefits to the Government servants - Request for kind intervention.

Hon'ble Sir,

We are compelled to encroach upon your valuable time to get a very long pending genuine grievance of the pensioners, as above, redressed at the earliest. At present, the Government employees whose increment falls due on the day following their superannuation, on completion of their full one year of service, are being denied the annual increment even for the limited purpose of grant of pensionary benefits. Just because these employees retire one day earlier to receiving the annual increment, even after completing one full year of service, they receive lesser pension and other pensionary benefits compared to those pensioners who retire after receiving the next increment. Thus a situation has been allowed to be created for discrimination among the pensioners in the matter of granting pensionary benefits.

2. Earlier, we took up the issue simultaneously with Department of Personnel & Training, Department of Expenditure and Department of Pension & Pensioners' Welfare requesting to grant at least notional increment in such cases for the purpose of granting pensionary benefits as was allowed by Tamilnadu State Government to its employees. But the reply received from Department of Expenditure vide their No. 92712/2016-E.III(A) dated 22.06.2016 clearly indicated that the issue raised in our representation was sidelined. Our further representation to Deptt of Expenditure vide our No. AIBSNLREA/CHQ/2016/30 dated 12.7.2016 was not even replied.

3. Meanwhile, the Hon'ble Madras High Court, in a judgment delivered on 15/9/2017 in WP No. 15732 of 2017, ordered the Union of India (through the Chairman, CBEC, North Block and Department of Personnel & Training, GOI and others) to grant one notional increment for the purpose of all consequential benefits including pensionary benefits to the Petitioner, who retired

from Indian Revenue Service in Customs & Excise Department and was denied the benefit of annual increment just because his date of increment fell on the next day of his retirement.

4. Following this, we have already represented to Secretary (Expenditure), Secretary, DOP&T and Secretary (Pension) vide our letter No. AIBSNLREA/CHQ/2018/50 dated 24.09.2018 requesting to extend the same benefit as ordered by Hon'ble Madras High Court to all similarly placed pensioners. Now even the Hon'ble Supreme Court, in its Order passed on 23/07/2018, has dismissed the SLP filed by the Union of India, vide No. SLP(Civil) Diary No. 22283/2018, against the Order passed by Madras High Court and also refused to interfere with the said judgment of Hon'ble Madras High Court. Thus the said Madras High Court Order has reached its finality and the same will have to be implemented.

5. In the above background, we now earnestly request your kind personal intervention in the matter so that a common Order is issued extending the similar benefits, as Ordered by the Hon'ble Madras High Court and upheld by the Hon'ble Supreme Court, to all the similarly placed retirees who retire/retired on the preceding day on which their annual increments are/were due on completion of their full one year of service.

With kind regards,

Yours sincerely,


(S. Basu)

General Secretary

Copy to:

1. Shri B P Sharma,
Secretary, DOP&T.
2. Shri Ajay Narayan Jha,
Secretary (Expenditure), DOE.
3. Shri K V Eapen,
Secretary (Pension), DOP&PW