

टेलीकॉम ऑफिसर्स एसोसिएशन (बीएसएनएल)

TELECOM OFFICERS' ASSOCIATION (BSNL)

(Reg. No-NGP -5467 under Trade Union Act 1926)

Correspondence Address- CH-10, P&T Colony ,Atul Grove Road , New Delhi -110001

Email address- gstoabsnlchq@gmail.com

Website –toabsnlchq.in

No. TOA/BSNL/Welfare/CMD/2017-18/5

Dated 29-05-2017

To

Shri Anupam Srivastava.

The Chairman and Managing Director,
Bharat Sanchar Nigam Limited,
4th Floor, Bharat Sanchar Bhawan,
Janpath, New Delhi-110 001.

Sub: Revision of seniority in SDE (T) cadre as per direction given by Hon. High Court of Karnataka - Judgment dated 01.04.2016 -regarding.

Ref: Case No. WP 11096/2012(SCAT) dated 01.04.2016 and connected cases.

Respected Sir,

With reference to the Judgment cited above, the Hon. High Court of Karnataka has dismissed the writ petition filed by BSNL and upheld the order of CAT Bangalore dated 25.01.2012 in OA No.399/2009 and connected cases. As per the judgment Hon. Central Administrative Tribunal Bangalore has awarded seniority and consequential benefits to the applicants affected by the order issued by BSNL dated 9.3.2009 in No.1548/2005.

Number of SDE's, who is junior in JTO gradation list was promoted as AGM during the promotion order issued during Aug.2014. As per the cited order of Hon High Court of Karnataka, affecting SDE's are also eligible for the benefits extended as per SDE Rect rules 1996.ie all SDE senior to 1966 AGM should be promoted as AGM without further delay.

In earlier occasion, BSNL have challenged the almost all Judgment given against seniority list of executives numbering 5, 6, 7 and 8 in the different Courts and incurred to huge expenditure in litigation without applying any mind and it cause drag the promotion orders/cases to benefit certain group of executives., In all the cases Hon. Supreme Court cancelled the seniority list prepared by BSNL and upheld the judgment of CAT / High courts.

In the past, some of the Associations having selected representation and motive among executives try to mislead the Management to scuttle the process of promotion from so many years. At present all promotion are held up due to wrong implementation of seniority lists by BSNL. Now Apex courts/ high courts have already given direction to streamline the seniority lists.

In the present case, judgment given by CAT has already been upheld by Hon. High Court of Karnataka, but BSNL corporate office is thinking to challenge in Supreme Court just to delay DPC of SDE to DE. *So our association demanded for immediately implementation of the above said judgement (copy enclosed) and request to re-fix the seniority in the cadre of SDE and pre-ponne the promotion w.e.f 21.10.1998 as per the direction of Hon High Court of Karnataka order dated 01.04.2016 and Hon`ble CAT, Bangalore Bench order dated 25.01.2012 and extend consequential benefits accordingly.*

With due regards.

Yours sincerely,

(Anil Kumar Tiwari)
General Secretary

Copy to: for information and necessary action please.

1. The Director (HR & Fin) BSNL Board, Corporate Office, New Delhi-110001.
2. The Chief Punjab Telecom Circle .Chandigarh
3. All PGM/GM concerned in BSNL Corporate Office, New Delhi.