

 <p>BHARAT SANCHAR NIGAM LTD.</p>	<p align="center">BHARAT SANCHAR NIGAM LIMITED (A Government of India Enterprise) CORPORATE OFFICE PERSONNEL BRANCH 4th Floor, Bharat Sanchar Bhawan, Janpath, New Delhi-110001</p>
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No: - BSNLCO-PERS/13(18)/2/2022-DPC-Part(1)

Dated: - 20.06.2023

ORDER

Subject: Promotion of JTOs (T) to SDE (T) in BSNL against 67% seniority-cum-fitness quota (Promotion quota) - reg.

Approval of the competent authority in B.S.N.L. is hereby conveyed to promote **228** JTOs (T) as per **Annexure** (enclosed) against 67% seniority-cum-fitness quota (Promotion quota) to SDE (T) in the IDA Pay Scale of Rs. 20600-46500/- on regular basis with effect from the date they assume charge of the higher post and until further orders, provided that:-

- i. No disciplinary/vigilance case is pending against him/her and VC is not withheld in terms of instructions contained in GOI (DOP&T) OM No.22011/4/91-Estt.(A) dated 14.09.1992, and also other relevant instructions.
 - ii. The currency of any penalty against the officer is over.
 - iii. The officer is not on deputation to any other organization.
 - iv. The officer has not resigned/ VRS/ taken VR/ expired/ Retired/ already promoted on the date of issue of the order.
 - v. They have fulfilled the prescribed eligibility of three years regular service as per SDE (T) RR 2002.
2. Further, the executives are promoted to SDE (T) subject to their Vigilance clearance to be ascertained by the respective circles. In case VC of any executive falls within the instructions contained in DoP&T order dated 14.9.1992 as referred above or is under currency of penalty, his/her promotion order may not be given effect and information in this regard may be brought to the notice of this office immediately along with the details of prosecution/suspension/disciplinary case/under currency of penalty, if any as the case may be. Such cases may be kept as in "Deemed sealed cover."
3. Any JTOs (T) in Annexure, if DoT optee/not absorbed in BSNL should not be promoted and such cases should be reported to this office.
4. All CGMs concerned may please ensure that the promotion/posting orders in respect of officers are issued in time to enable the officers to join their promotional assignment, within the prescribed time limit of 40 days (including the joining time).
5. In case the officer concerned fails to join the promotional assignments within the prescribed period of 40 days from the date of issue of this order, he/she should not be allowed to join the post thereafter. In such a situation, the promotion order

R.P. Kumar
20/6/2023

shall become inoperative and such cases shall be reported to this office. Further, no request for modification of posting order shall be entertained.

6. CGMs concerned are further advised that the pendency of request of the officer for modification of the promotion/posting order should not be taken as ground for holding up the implementation of the promotion order in respect of the officer.
7. The leave, if any requested by the officer, who has been posted on promotion, should not be allowed. If any officer desires leave, he/she can apply for leave to new place of posting under whom he/she has been posted only after joining the new assignment. The new controlling officer will sanction leave, if it is considered justified as per norms.
8. Any discrepancy in name of the executive, present circle, DOB, HRMS Number category etc. in the Annexure may be intimated to this office immediately for issuing necessary correction.
9. The aforesaid promotion order /inter-se-seniority is subject to the following conditions:
 - a. The promotion will be subject to the final outcome of Civil Appeal No.629/2022 arising out of SLP(C) No.30621/ 2011 titled as Jarnail Singh & Ors before the Hon'ble Supreme Court of India.
 - b. Subject to the outcome of SLP (C) No. 639/2021 converted as Civil Appeal No 7451/2022 titled BSNL Vs Ramesh Kumar filed on 19.11.2020.
 - c. Subject to the outcome of SLP (C) No. 31288/2017 arising out of Hon'ble High Court of Delhi Judgment dated 23.08.2017 in WP (C) No.3490/2010 filed by the All India Equality Forum & Others Vs UoI & Ors.
 - d. Subject to the outcome of OA No.422/2023 filed by Ms. Sarojini Balooni & 4 Ors & OA No. 423/2023 filed by Shri. Pankaj Chopra & 45 Ors before Hon'ble CAT, Chandigarh.
 - e. Subject to the outcome of OA No.214/2023 filed by Shri. Rajesh Sekhar C before Hon'ble CAT, Ernakulam.
 - f. Subject to the outcome of SLP (C) No.011720/2020 filed by BSNL & titled as BSNL Vs Shri. M G Prabhakara Panicker.
 - g. Any other application/ writ on similar/ connected matters pending in any CAT/ courts.
10. All the executives on their promotion are posted in the circle as indicated in the last column of Annexure enclosed.
11. The particulars of executives may also please be updated in the ERP-SAP/Service Book as soon as they join as SDE (T) on promotion.

12. Pay fixation on promotion to be done as per prescribed rules and further as per amended clause II(v) of EPP 2007 vide BSNL CO Lr No BSNLCO-PERS/15(13)/1/2023-PERS1 dated 12-05-2023, which is as under:

Consequent to grant of any post based promotion, the executive's pay will be fixed as per FR-22 1(a)(i) or as per the company equivalent rules in force from time to time, only in cases, where such post carries higher scale from the current scale of the executive being promoted. However, in cases where the executive's current pay scale is higher or same as that of the promoted post, such post based promotions will be treated as placements with grant of substantive status of the post. Further, except as provided in instant guidelines, no claim will lie on account of any of the other provisions of FRSR in the context of pay scales, pay fixation, substantive status etc.

13. Charge report may be furnished to all concerned.

This issues with the approval of the Competent Authority.

Encl: Annexure

R.R. Kumar
20/6/2023
(R.Ranjit Kumar)
AGM (Pers-DPC-JM)

Copy to: -

1. PPS to CMD BSNL.
2. PPS/PS to all Directors BSNL Board.
3. PPS to CVO BSNL
4. All CGMs BSNL.
5. PGM (Pers)/ PGM (Estt)/PGM(SR) / GM&CLO (SCT) BSNL CO, New Delhi.
6. Jt.GM(Pers.)/DGM(Pers.DPC-SM/JM)/DGM(Pers.Legal) BSNLCO, New Delhi.
7. AGM(Pers.I)/AGM(Pers.II)/ AGM (DPC-SM) BSNLCO, New Delhi.
8. CS to Director (HR) BSNLCO, New Delhi.
9. Executives concerned through CGMs.
10. Guard File/ BSNL Intranet/Order Bundle

Md Nazir
20/06/2023
(Mohammad Nazir Ansari)
Dy. Manager (Pers-DPC-JM)