


BHARAT SANCHAR NIGAM LIMITED

(A Government of India Enterprise)

CORPORATE OFFICE

PERSONNEL BRANCH

4th Floor, Bharat Sanchar Bhawan, Janpath, New Delhi 110 001

No: 412-03/2017-Pers.1/II

Dated: June, 06, 2018.

Office Order

Subject:- Implementation of Hon'ble Supreme Court Judgment dated 12.12.2017 in CA No. 392 of 2017 -Case of 147+ LDCE executives (**revision of their promotions**) – in respect of executives reverted to AGM Level.

A combined qualifying-cum- competitive exam was conducted in the year 2000 & 2003 for vacancy year 1994-95 to 1996-97 (Upto 22.7.1996) as per RR 1981 and subsequent modification thereof, under 1/3 quota for promotion from JTO to SDE(T) grade. Approximately 150 executives (commonly known as 147 group) were declared passed in the said examination & accordingly, they were promoted to SDE(T) grade in 2005 onwards on different dates under 1/3rd Quota. However, the seniority and subsequent Promotion granted to these LDCE executives were challenged in various courts. Since, there was an interim protection on disputed Seniority of 147 group executives in the grade of SDE, they were granted subsequent promotions also with due respect to the pending litigation before Hon'ble Courts, at that time.

2. Now, court cases on above seniority and promotions has **attained legal finality** having regard to the decision of Hon'ble Apex Court in the aforementioned CA No. 392/2017 vide Judgment dated 12.12.17. In its Judgment, Hon'ble Supreme Court has upheld the Judgment dtd. 01-07-2013 pronounced by Hon'ble High Court, Kerala in WP (C) No. 5406 of 2010. As per Judgment of Hon'ble Kerala High Court, a candidate should complete 5 years of regular Service in feeder Cadre (JTO) as on 1st January of a Vacancy Year for making him/her eligible.

3. Hence, in accordance with the above said Judgment, the seniority list in SDE grade w.r.t. these executives has been revised and circulated vide this office letter dtd. 06.06.2018 against vacancy year 1994-95 to 1996-97 (Upto 22.7.1996) under 1/3 quota as per RR 1981 and subsequent modification thereof to eligible executives.

4. The promotions granted earlier to the executives as detailed below [**15 (8+7) numbers**] to the grade of DGM(Adhoc) vide this office order dt. 03.05.2017 is cancelled and these executives shall stands reverted to AGM grade, since none of the juniors to these executive are promoted to DGM(Adhoc).

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Table- A(8-Working Executives)

S L	ST. NO	NAMES	CAT	HRMS NO.	Already promote d as DE (Adhoc) on	Already promoted as DE (Regular) on	Already promoted as DGM (Adhoc) on	eligible for DE (Adhoc) at par with his junior w.e.f.	eligible for DE (Regular) at par with his junior w.e.f.	Seniority No. (PQ)
1	37907	RAMESH V	OC	198402800	29-9-2008	16-08-2010	03.05.2017	19.07.2013	20.08.2014	19966
2	37909	THANGAVEL S	OC	198100656	29-9-2008	16-08-2010	03.05.2017	19.07.2013	20.08.2014	19666
3	35158	K K MISHRA	OC	198402085	29-9-2008	16-08-2010	03.05.2017	19.07.2013	20.08.2014	19838
4	37797	VIJAYAN A	OC	198407514	29-9-2008	16-08-2010	03.05.2017	19.07.2013	20.08.2014	19697.1
5	37911	SHYAMAL MUNSHI	OC	198400106	29-9-2008	16-08-2010	03.05.2017	19.07.2013	20.08.2014	19990.890
6	37796	VINOD KUMAR K V	OC	198504964	29-9-2008	16-08-2010	03.05.2017	19.07.2013	20.08.2014	19990.781
7	37908	SURYA MURTHY N	OC	198402818	29-9-2008	16-08-2010	03.05.2017	19.07.2013	09.09.2015	19992.326
8	34881	P K SHUKLA	OC	198408683	29-9-2008	16-08-2010	23.06.2017	19.07.2013	20.08.2014	19830


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Table B (7-Retired executives)

Sl.	ST. NO	NAMES	CAT	HRMS NO.	Already promoted as DE (Adhoc)	Already promoted as DE (Regular)	Already promoted as DGM (Adhoc)	eligible for DE (Adhoc) at par with his junior	eligible for DE (Regular) at par with his junior	Seniority No. (PQ)
1	33331	RAJ KISHORE PRADHAN	OC	197310770	29-9-2008	16-08-2010	Retd	30.06.2010	25.10.2013	15946.1
2	37910	SANNADYAVE GOWDA M D	OC	197605162	No change at present, being reviewed					16539
3	33753	SATYAPRIYA MOHANTY	OC	198303774	29-9-2008	16-08-2010	Retd	31.7.2010	20.08.2014	16387
4	37795	SUDHAKARAN G	OC	197402533	29-9-2008	16-08-2010	Retd	Retd	20.08.2014	19990.523
5	37912	MALOY KANTI DASGUPTA	OC	198406793	29-9-2008	16-08-2010	Retd	19.07.2013	20.08.2014	19490
6	34864	TRILOCHAN NANDA	OC	197603545	Not promoted		Retd	Retd	Retd	19815
7	37272	SURINDER PAL SINGH SANDHU	OC	197900190	29-9-2008	16-08-2010	Retd	19.07.2013	09.09.2015	19992.37

5. The promotion granted earlier to these executives, on the basis of interim protection granted by Hon'ble courts in regard to pending litigation, to the grade of AGM(Adhoc) vide this office order dt. 29.09.2008 and AGM(Regular) grade in the year 16.08.2010, on the dates as mentioned against their names are cancelled and they are promoted to AGM (Adhoc) grade & AGM (Regular) grade respectively w.e.f. the dates as mentioned against their names, at par with their juniors promoted.

6. Their promotion to AGM(Adhoc) & AGM(Regular) shall be further reviewed again with respect to their juniors, while reviewing all promotions granted as per Judgment of Hon'ble Supreme Court in CA NO. 4389/2010 dt. 14.12.2017 in due course.

7. Necessary entries in ERP / HR Package and Service Book may be made.

8. The pay shall be fixed as per the revised promotion orders, however the salary drawn already shall not be recovered since they have worked in higher post / promoted post. As a consequence of revised promotion orders, time bound upgradation granted under EPP 2007 rules shall be reviewed and salary due / drawn shall be paid / recovered as per rules EPP-2007.

[Handwritten Signature]
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Dated: June, 06, 2018

This issues with the approval of the Competent Authority.


(Prof. Bhagwat)

Assistant General Manager (Pers-I)

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Copy to:

- I. All Heads of Telecom Circles/Telecom Projects /Telecom Regions/ Administrative Units of BSNL.
- II. Shri V.R. Ajay Kumar, Under Secretary (STG.II), Department of Telecommnation, 419, Sanchar Bhavan, 20- Ashoka Road, New Delhi-110001.
- III. CAO(s) concerned/Executive Concerned (Through CGM).
- IV. CVO/GM(Pers.)/Jt.GM(Pers)/CLO(SCT)/DGM(Pers.)
- V. AGM (Pers-(DPC))/AGM(Pers-II)/AGM(Pers-Legal) BSNL Co./ Guard file/Order Bundle.
- VI. DM(Pay Bill)/L & A/Cash. Sections BSNL CO (for making necessary entry in the relevant records in respect of the BSNL CO executives.