



ALL INDIA BHARAT SANCHAR NIGAM LIMITED EXECUTIVES' ASSOCIATION

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No: AIBSNLEA/CHQ/CMD/2022

Date: 20.04.2022

To

Shri P. K. Purwar ji,

CMD BSNL,

New Delhi -110 001

Sub: Request for regular promotions from AO to CAO to fill up all vacancies and vacation of the Status Quo case in the Hon'ble CAT Chandigarh- regarding

Ref: Our letter Nos: AIBSNLEA/CHQ/CMD/2019 dated 19.12.2019 followed by series of reminders dated 05.08.2020, dt 03.09.2020, dt 01.02.2021, dt 07.07.2021 & dt 27.07.2021

Respected Sir,

We would like to draw your kind attention on the above cited subject. The Promotions in the Grade of AO to CAO is held up due to the "Status Quo" in the Hon'ble CAT Chandigarh since long. BSNL has filed Writ Petition in the Hon'ble High Court of Punjab and Haryana Chandigarh challenging the Interim Order passed in OA No 60/1435/2018 titled as Anupam Yadav Vs BSNL on above subject. The Hon'ble High Court has delivered the judgment dated 28.01.2020 in the CWP-9614-2019 (O&M) that: "We deemed it appropriate to dispose of the present WP with the direction to the learned CAT to decide at least the application moved by BSNL for Vacation/Modification of the initial impugned order within 15 days of the next hearing. The learned CAT is also requested to make an Endeavour to dispose of the main OA at the earliest..." however no disposal has been done by Hon'ble CAT Chandigarh even after the lapse of more than two years from the direction given by the Hon'ble HC of Punjab and Haryana in Jan,2020. The AO to CAO 'Status Quo' case related to reservation in promotion/seniority is pending in Honble CAT Chandigarh since last more than three years. **The case has been posted for next hearing on 11.05.2022.**

In this regard, it is pertinent to mention here that recently DoP&T has issued order dated 12th April 2022 on the similar matter of Reservation in Promotion in the light of the judgment pronounced by the Hon'ble Supreme Court dated 28th Jan' 2022 in Jarnail Singh & Ors Versus V. Laxmi Narain Gupta & Ors Case (Civil Appeal No 629 of 2022 arising out of SLP(C) No 30621 of 2011) which has opened an window for issuing of promotion orders in all Cadres by all the Departments of the Central Government and PSUs including BSNL since BSNL is also following DoPT guidelines.

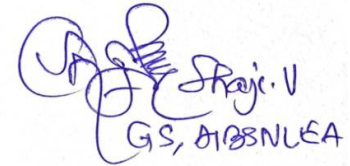
Hence in view of the above said DoPT guidelines, it is requested to please ensure to get vacate the 'Status Quo' by the Hon'ble CAT Chandigarh in above case through filing an MA in the Hon'ble CAT Chandigarh and depute the Senior Counsel for appearing in the case in CAT Chandigarh so as to get the relief in favor of BSNL at the earliest and process for promotions may not be further delayed due to this hurdle in respect of AO to CAO promotion.

Sir, Presently around 54 CAOs are only working across the Country in BSNL against the Sanctioned Strength of 672 posts of CAOs and there is an acute shortage in the Cadre of CAO. It is pertinent to mention here that the JAOs appointed since 1996 onwards are waiting for their due CAO promotion for the past 26 years. The eligible executives for CAO promotion are very less. Hence in the interest of the BSNL and manning the CAOs/IFAs positions in the Business Areas and Circle HQs in an efficient manner necessary relaxation, wherever required, may also be considered sympathetically for the promotions from AO to CAO in BSNL.

In view of the foregoing, we would request your good self to kindly intervene in the matter and cause to issue necessary instructions to the officers concerned to take up the case with BSNL Senior Counsel (ASG) for early disposal of the Original Application in Hon'ble CAT Chandigarh at the earliest as per the directions of Hon'ble HC of Punjab and Haryana so that all vacant posts of CAOs in BSNL can be filled up on priority basis and the young AOs of BSNL may get the promotion since they have been deprived from their due promotions for the years together and Serve the Company with a better Zeal and Enthusiasm.

With kind regards,

Yours Sincerely,



(Shaji. V)

Copy for kind information and necessary action to:

1. Shri Arvind Vadnerkar, Director (HR), BSNL Board New Delhi-110001.
2. Ms. Yojana Das, Director (Finance) BSNL Board New Delhi-110001
3. Shri R.K. Goyal, PGM (Pers.), BSNL CO, New Delhi-110001
4. Ms Anita Johri, PGM (SR) BSNL CO, New Delhi-110001
5. Shri Rajiv Kumar, GM (EF&FC), BSNL CO, New Delhi-110001