

**ALL INDIA
BHARAT SANCHAR NIGAM LIMITED
EXECUTIVES' ASSOCIATION**



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No. AIBSNLEA/CHQ/Dir (HR)/2016

Dated 2nd May 2016

To,

Mrs. Sujata Ray,
Director (HR), BSNL Board,
New Delhi-110001

Subject: Re-recovery of the amount pursuant to letter No.3-32/2013 Estt.-IV dated 22.12.2015 issued by Corporate Office OA No.892/2016 (All India BSNL Executive Officers Association & Ors. Vs. BSNL & Anr.)

Respected Madam,

On the subject cited above, kindly find attached here with a representation received from 1. Shri U.K. Dhokhale, 2. Shri Hemant Arora, 3. Shri P.N. Malviya, 4. Vishal Kumar Saxena, and 5. Shri Ajay Gehlot.

Petitioners have got FR 22 (1) a (1) benefit at par with Kerala as per the direction of Apex Court from the date of eligibility in JTO cadre in officiating status. In this connection Madhya Pradesh Circle issued letter ST-03-01/JTO(offtg.)/review/111dated 08.09.15 with point to point fixation formula for officiating JTO. Thus the petitioner received the fixation memo and arrear amount in 2015. In the month of December 2015 BSNL Corporate Office issued a letter No.3-32/2013 Estt.-IV dated 22.12.2015 and given the new fixation formula. Due to that they have re-fixed pay and started recovery of arrear from the petitioners.

Hence, the petitioners and his colleagues and All India BSNL Executive Officers Association have filed the above noted OA before the Central Administrative Tribunal, Principal Bench, New Delhi whereby they had challenged the above noted letter issued by BSNL Corporate Office, New Delhi. The said OA came up for hearing before the Hon'ble Tribunal on 4.3.2016 wherein notice was issued to show cause to the respondents and passed interim order "In the meanwhile, they shall not to recover any amount from the applicants pursuant to the order dated 22.12.2015."

The counsel for the respondents also appeared before the Hon'ble Tribunal and said orders were passed in his presence.

Apart from above, one things is also bring to your notice that Ernakulum CAT has passed order against FR 22(1) a (1) given to all officiating JTO of Kerala from 01-01-2007 as per with regular JTO (Original Application No.619/2009 & Original Application No.670/2009 Thursday, the 10th day of March, 2016 – Copy of the order is attached herewith for ready reference please).

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However in-spite of restraint order passed by this Tribunal, the respondents had again deducted the salary of the applicants for the month of March also. The applicants are enclosing a copy of the order for ready reference.

It is, therefore, requested to kindly intervene in the matter and instruct the authorities not to deduct the salary of the applicants otherwise they will be constrained to move the Hon'ble Tribunal for initiating contempt against the erring officers.

With kind regards

Yours Sincerely,

**Sd/-
(Prahlad Rai)
General Secretary**