

No, AIBSNLEA/DOT/2011

Dated 23.06.2011

To
Shri R Chandrashekhar,
Chairman Telecom Commission & Secretary(T)
Govt. of India
New Delhi.

Sub:- Fixing the pension lower than eligible due to clause in the promotion order that
"subject to the out come of court judgment" – reg.,

Respected Sir,

With reference to above subject matter, it is constraint to bring to your kind notice that, a letter received from CCA, Karnataka Circle ,Bangalore addressed to Shri H S Gururaj Retired DET(Adhoc).Wherein it is stated that,

"While scrutinizing the entries in SB, it is found that the officer was promoted to the cadre of DE on purely temporary and adhoc basis w.e.f 18-7-2008 vide CGMT ltr. No.Staff/3-1/adhoc/DEs/08 dated 18-7-2008 and on regular basis w.e.f 24-8-2010 vide CGMT ltr.No.Staff/3-1/DES-REGN/ 2010 dated 24-8-2010. Para 8 of order dated 18-7-2008 and para 5 of order dated 24-8-2010 states that the promotion is further subject to the outcome of various court cases pending in several hon'ble courts, including SLP no.12595 /2009 filed by BSNL in hon' ble supreme court. In the absence of information in r/o the outcome of the SLP on various court cases mentioned in the orders and to avoid further delay in settlement of the pension case for want of clarification regarding the said court cases, the pay for the purpose of pensionary benefits has been taken @ Rs. 42510/- without considering the pay fixation on promotion vide the above said orders, with a view to revise the pension upward as and when the court cases are settled. Therefore, it is requested that the outcome of the court cases and SLP and the effect of the same on pay regulation may kindly be intimated at the earliest to revise the pension. The pensioner may be intimated accordingly."

We would therefore, request you to kindly take necessary action to give instructions to all CCA Units for considering the pay fixation on promotion on line with clarification issued to SDEs recently.

With kind regards,

Yours Sincerely,

-sd-

(Prahlad Rai)
General Secretary

Copy to :

- **The Member(Services), Telecom Commission, Govt. of India, New Delhi**
- **The Member (Finance), Telecom commission, Govt. of India, New Delhi.**
- **The CMD,BSNL, New Delhi.**