

**ALL INDIA
RETIED BHARAT SANCHAR NIGAM LIMITED EXECUTIVES' WELFARE ASSOCIATION
Central Headquarters, New Delhi**



**Key Note Address delivered by Shri Prahlad Rai, General Secretary, AIRBSNLEWA
in the Open Session of CWC on 31st January 2025**

It is indeed a matter of great pride and privilege for me to have such a distinguished gathering on the occasion of the Open Session of Central Working Committee meeting of our Association i.e. All India Retired Bharat Sanchar Nigam Limited Executives' Welfare Association held on 31.1.2025. This CWC is being held at Trivandrum, Kerala the God's own country. This Association AIRBSNLEWA was registered on 11th November 2010 at New Delhi with the active efforts of Comrade Kishan Singh ji as General Secretary, Com. M L Sharma ji as President and Com. K N Mehra ji as Financial Secretary and with the active support of Com. Prahlad Rai as GS AIRBSNLEWA. Thereafter, CWCs/AICs of AIRBSNLEWA were regularly conducted as and when CWCs/AICs of AIRBSNLEWA were held at Kolkata, Nashik, Mysuru and Vijayawada. AIRBSNLEWA has started holding its CWCs / AICs independently since August 2022 onwards. This shows the Growth & strength of our Association. Unlike some of the other retired associations, we have foreseen the need of such retired association long back. This was due to the reason that while working for the Association of working executives as General Secretary of AIRBSNLEWA, it was noticed that many of the pensioners are struggling after their retirement to settle various grievances in their old age. Accordingly initiative was taken to form the AIRBSNLEWA at CHQ level by extending all the supports from AIRBSNLEWA which was led by myself. After my Superannuation on retirement I got elected unanimously as GS of our beloved association AIRBSNLEWA at Vijayawada and also from Kolkata in the 3rd & 4th AICs respectively. Though AIRBSNLEWA is enrolling retired executives as life members, but the non-executives are also being enrolled as Associate members.

Our representatives in this CWC, who are the true representatives of BSNL Pensioners and Family Pensioners and have come to attend this conference from every nook & corner of the country-from Kashmir to Kanyakumari and Lakshadweep to Andaman & Nicobar. We have assembled here, to discuss and find out ways and means for the welfare of the BSNL Pensioners and also growth of our Association.

This open session is also historical and unique in the sense that the CHQ leadership of AIRBSNLEWA along with their large no of Circle leaders and members throughout the country is attending on our invitation. This is unique in the history of Pensioners Associations." It will strengthen the unity of our Pensioners and family pensioners which will safeguard the interest of entire pensioners community of BSNL / MTNL Pensioners and Family Pensioners and will help in the growth of our Association.

As a Pensioners association we cannot remain silent spectator to the problems of our pensioners and family pensioners. As already stated, our pensioners are frustrated due to non-settlement of the following long pending grievances:

We all the pensioners were in the impression that once we retire from services our grievances will be over once for all and we will be getting the pension regularly at par with other Central Govt. Pensioners based on the assurance given by the Govt. at the time of formation of BSNL for the Govt. Pension by introducing 37-A to the CCS Pension Rules 1972.

However, our grievances are increasing and the situation is getting deteriorated day by day due to the negative approach and malafide intention of the officers working in the DoT towards the BSNL / MTNL Pensioners that is as under:

1. Pension Revision of BSNL/MTNL pensioners:-

We the BSNL/MTNL retirees drawing pension from the Consolidated Fund of Government of India under Rule-37A of CCS Pension Rules 1972. Our pension has not been revised which is due from 1.1.2017, whereas our counterpart DoT pensioners' pension has already been revised w.e.f. 1.1.2016.

AIRBSNLEWA continuously persuaded with the DoT administration for revision of pension of BSNL/MTNL pensioners w.e.f. 1.1.2017. The last time the pension of the BSNL pensioners were revised from 1.1.2007. DoT administration has replied that pension revision is linked with the revision of pay of BSNL/MTNL employees.

There are about 4 lakh BSNL/MTNL pensioners / family pensioners, including the VRS as on 31.1.2020, who were officers and employees of BSNL/MTNL and were all absorbed from DoT on 1.10.2000 with the specific assurance that they would be treated at par with the Govt. employees in the matter of pension. This assurance was specifically incorporated into Rule 37-A of the CCS (Pension) Rules 1972 promulgated under Article 309 of the Constitution of India, 1950 and in terms of which they said employees were entitled to the applicable Govt. scheme of Pension / Family pension even after their absorption into BSNL

These Pensioners were Govt. servants holding civil post in DoT under Govt. of India prior to their absorption in BSNL/MTNL and as such were safeguarded under Article 311 of the Constitution of India and governed by the CCS pension Rules 1972 for pension / family pension.

Though the 7th pay commission report has been implemented for all the Central Govt. employees, Pensioners & Family pensioners, except the pension revision and minimum pension, all other conditions of the 7th CPC like calculation of pension, additional pension with maturity of age, qualifying service for full pension, commutation, limit of Gratuity, Family Pension and Leave encashment amount, etc. has been implemented for BSNL employees and pensioners. As regards the pension revision, it is misconceived that the 7th CPC report is not applicable to IDA pensioners.

As per the agreed terms and conditions and Rule 37-A, the BSNL pensioners / family pensioners are at par with the other Govt. servants. While the pension of the Govt. servants are revised on completion of every 10 years, the pension revision of the BSNL/MTNL pensioners was done on 1.1.2007, that is 18 years ago.

After the pension revision of the Central Govt. Employees as per the 7th CPC, the minimum pension of a Group D employees retired from Govt. service is Rs.9000/-, whereas, the minimum pension of a Group D employee retired from BSNL/MTNL is Rs.3500/-, due to non-implementation of pension revision of BSNL/MTNL pensioners. Similarly, many retired executives and non-executives are drawing less pension than their counter parts retired from Govt. Departments, due to the non-revision of the pension of BSNL MTNL pensioners.

The medical facilities under CGHS available to the Central Govt. employees / pensioners are also extended to BSNL/MTNL Pensioners.

During December 2015, with our active persuasion, DoT had sent a request to the nodal Ministry for CPSUs to add revision of pensionary benefits of BSNL & MTNL Pensioners as terms of reference of 3rd PRC and it is evident from this fact that the Govt. has made its intention of Pension Revision of BSNL pensioners w.e.f. 1.1.2017. However, due to skeptical negative approach of few of the DoT officers, the case not been processed further.

It is understood that DoT is of the opinion that in case the pension of the existing pensioners retired prior to 1.1.2017 are revised, their revised pension would become higher than the pension to be fixed on retirement of the existing employees retiring after 1.1.2017. This would create an anomaly in BSNL / MTNL as the pensioners retired prior to 1.1.2017 would be getting more pension than the retiring pensioners. However, in case of such anomaly occurs between Pre-2017 and post 2017 combined service pensioners of BSNL/MTNL, it will be limited to few more years as almost all the employees absorbed in BSNL/MTNL from DoT/DTS/DTO and eligible for combined service pension under Rule 37-A of CCS (Pension) Rules 1972 will retire by the next Pay revision which is due in 2027. In case such anomaly arises, it can be settled by giving notional pay revision for the BSNL serving employees w.e.f. 1.1.2017 without creating any additional financial liability for BSNL. This has also been agreed by DoP&W.

In case pension of the BSNL/MTNL pensioners / Family pensioners are not revised due to the illogical reasons, then, there will never be any pension revision of BSNL/MTNL Pensioners / Family pensioners in the times to come since, pension is only for the BSNL/MTNL absorbees and in the coming few years, there will be no BSNL/MTNL absorbees left, as all would have retired and the BSNL/MTNL pensioners / Family pensioners will continue with the existing pension in their entire life time in the rising inflation.

Why pension revision of the BSNL retirees are fully justified:

- a) The inaction and non-implementation of revised pension as per the 7th CPC and 3rd Pay Revision tantamount to discrimination by DoT amongst the retired BSNL/MTNL pensioners and the Govt. Servants in as much as the BSNL/MTNL pensioners are the combined service Govt. pensioners by virtue of Rule 37-A of the CCS (Pension) Rules, 1972 and have retained their status of a Govt. servant upon their retirement.
- b) Pension revision and pay revision have no relation whatsoever in so far as the combined service BSNL pensioners are concerned, since the pension of the latter is to be borne by the Govt. by virtue of Rule 37-A of the CCS (Pension) Rules 1972. As such it would be improper to link pensionary benefits with the financial status of the BSNL/MTNL especially after their retirement.
- c) At the time of absorption by BSNL/MTNL the combined service BSNL/MTNL pensioners were assured that their status as a Govt. servant upon retirement is not hindered on account of being absorbed in BSNL/MTNL, which is the reason to amend the Rule 37 of CCS (Pension) Rules, 1972 by insertion of Rule 37-A and therefore, benefit of pension revision as has been done in respect of other Govt. pensioners cannot be denied to the BSNL/MTNL combined service pensioners.
- d) Pursuant to absorption in BSNL, DoT vide O.M. dated 9.11.2000 categorically mentioned that the employees of DoT who will be absorbed in BSNL will be entitled to the Govt. scheme of pension/family pension even after their absorption in BSNL.
- e) As per Rule 22 of Rule 37-A of CCS (Pension) Rules 1972, pensionary benefits of the BSNL pensioners are to be borne by the Govt. and therefore, absence of pay revision of BSNL in view of the affordability clause cannot be a ground for denial of pension revision, as there is no such affordability condition for any other Govt. pensioners for their pension revision.
- f) The pension revision of BSNL pensioners and the pay revision of the BSNL employees have no relation whatsoever in so far as the combined service of BSNL pensioners are concerned, since these pensioners have no role in the financial status of the BSNL, since they do not and cannot contribute to the financial growth of BSNL.
- g) The central Govt. pensioners and the combined services Govt. pensioners retired from BSNL are at par on pensionary benefits as every amendment to CCS (Pension) Rules 1972 from time to time is made applicable to combined service Pensioners of BSNL under Rule 37-A, which makes them at par.
- h) It is a fact that 9 recommendations of the 7th CPC namely, qualifying service for full pension, method of calculation of pension, family pension, commutation of Pension, restoration / increase in pension, limit of DCRG, leave encashment, etc. have been implemented in favour of the BSNL/MTNL pensioners on their retirement, except pension revision.
- i) The pension contribution of all the combined service BSNL pensioners has already been made to DoT as per the provisions of Rule 37-A and that too of the maximum of their pay scales and at this stage, when the BSNL pensioners, who are senior citizens with a legitimate expectation to reap the benefits of their service, are being with held, which otherwise would not have happened, had these BSNL combined service pensioners would have opted to remain in Govt. service.

We are the senior citizens of our country and we have contributed our whole service period for the sake of the DoT / BSNL/MTNL and our nation and now, it is quite unfortunate to deprive the legitimate right of the BSNL/MTNL pensioners of their pension revision at par with other pensioners.

We the pensioners and family pensioners would therefore demand the immediate intervention of the Hon. MoC, Secretary Telecom & the concerned officers of DoT, and an early revision of pension/family pension w.e.f. 1.1.2017, as per 7th CPC recommendation by delinking it from pay revision of BSNL serving employees so that we may get justice which is being denied by DOT since long.

In the case of Pension Revision, AIRBSNLEWA has filed OA No 1272 of 2020 in the PBCAT New Delhi on pension revision of BSNL pensioners in the month of August 2020 and due to our continuous pursuation,

finally, our efforts got succeeded with the support of all of you and the **Hon. PBCAT, New Delhi has delivered its judgement on Pension Revision in our favour.**

The Operative Part of the Hon. PBCAT, Delhi Judgement on the Pension Revision Case is as follows:

Para-27. We have no hesitation in concluding that the present application deserves positive consideration. The government had given a promise and stated it in black and white. How could it now retract from the promise, that too not by any law or rules but by simply a refusal to honour it?

Para-Para-28. In view of the elaborate discussion above, the OA stands allowed. The competent authority amongst the respondents is directed to forthwith revise the pension and family pension wherever applicable, strictly in accordance with the relevant rules and the entitlement governing pension to various sets of employees of the Central Government, maintaining strict parity. It is clarified that the benefits of revision of pension and family pension as notified by the Central Government on the recommendations of the Pay Commission, shall stand extended in favour of the applicants, analogous to the revision of such pension in case of Central Government pensioners.

Para-29. The directions contained herein shall be complied with within a period of ten weeks from the date of receipt of a certified copy of this order.

Para-30. The OA stand allowed against the background of the aforesaid directions. Pending MA(s), if any, stands disposed of accordingly.

We have also filed a Caveat in the Hon. High Court, New Delhi with respect to the PBCAT judgement to protect our interest, in case the DoT decides to appeal in the High Court. DoT finally filed a writ petition in the Hon. High Court Delhi to quash the Hon. PBCAT judgement in pension revision case of BSNL / MTNL pensioners. But, Hon. High Court Delhi didn't stay the Hon. PBCAT judgement nor issued notices to respondents during 6-7 hearings. Recently in the last hearing on 21st December, 2024 Hon. High Court Delhi issued notices to the respondents. Thus, the contempt petition filed by us in the PBCAT New Delhi was disposed off in view of the writ petition pending in the Hon. High Court Delhi. The case is now posted for hearing in Hon. High Court Delhi on dated 30.01.2025. Now, the hearings will take place in the Hon. High Court Delhi and the judgement will be awaited. Thus, it is understood that, even if the judgement comes in favour of the DoT or applicants, either party will be filing SLP in the Hon. Supreme Court. In view of this we have to mobilise legal funds to fight legally upto the level of Hon. Apex Court.

We the BSNL /MTNL pensioners and family pensioners strongly demand the MoC/ Secretary Telecom and also with all the relevant officers of DoT/DoP&W to implement the said PBCAT judgement immediately.

2. Withdrawal of 60:40 ratio provision from Rule 37-A.

At the time of absorption to ensure Govt. pension from the Consolidated Fund of Govt. of India for the pensioners of BSNL / MTNL, Rule 37-A was incorporated in the CCS Pension Rules on 30.9.2000. Subsequently DoT officers incorporated a clause of 60:40 condition with the approval of Cabinet in the year 2005, wherein if the receipts from BSNL is less than 60%, the pension will not be paid. This information was not aware to none of the pensioners or pensioners associations and came to the knowledge of AIRBSNLEWA when Com Late Amit Gupta ji sought information under RTI Act in 2015. Accordingly the same was taken up by the AIRBSNLEWA and pursued with DoT and after lot of persuasion DoT prepared a cabinet note to withdraw the 60:40 clause from Rule 37-A. Accordingly, the clause of 60:40 was removed from Rule 37A as per the Cabinet decision in the year 2016. Thus, BSNL /MTNL pensioners are drawing uninterrupted pension due to the timely efforts of AIRBSNLEWA.

3. Formation of 8th Pay Commission for Central Government Employees and Pensioners by the Govt. of India

As per the statement of Union Minister Shri Ashwini Vaishnav, Govt. has taken the decision to set up the 8th Pay Commission in the Cabinet chaired by Prime Minister Narendra Modi to revise salaries of central Government Employees and allowances of Pensioners. The chairman and two members of the Commission will be appointed soon and consultations will also be held in this regard with Central and State governments and other stakeholders. This is also informed to all our valued members that this will also be

effective for retired BSNL employees, if we win the case in which we demand that Our Pension should be revised as per 7th Pay Commission and made at par with other Central Government Pensioners which is currently pending in Delhi High Court.

AIRBSNLEWA CHQ has written a letter to Shri Narendra Modiji, Hon. Prime Minister of India, for kind consideration to make a terms of reference for pension revision of BSNL / MTNL pensioners of this 8th Pay Commission. This CWC can discuss and recommend the actions to be taken by the CHQ in this regard.

4. Implementation of DPE order for Payment of 78.2% wef 1.1.2007 to May -2013 which is pending since long.

We BSNL/MTNL pensioners are also suffering from non-payment of IDA fitment benefit of 78.2% w.e.f. 1.1.2007 to May 2013 which is pending since long, by not implementing the DPE guideline on the subject matter in its true spirit. The 78.2% IDA fitment benefits, it was due to BSNL/MTNL pensioners w.e.f. 1.1.2007. But, it has been paid to the BSNL pensioners from June 2013 onwards only. Therefore, the arrears from 1.1.2007 to May 2013 are required to be paid to the BSNL pensioners. Therefore, we demand the immediate implementation of DPE order in its true spirit.

AIRBSNLEWA members numbering about 500 filed O.A. in the PBCAT New Delhi in the name of our Association demanding IDA arrears payment w.e.f. 1.1.2007 instead of June 2013. DoT/BSNL has already filed the re-joinder against that our advocate has also filed the counter reply. This case could not be heard in the Hon. PBCAT New Delhi for the last 3 years due to Covid-19 Pandemic condition and virtual hearings were only being held. Now physical hearing have started, but we waiting the outcome of writ petition pending in the Hon. High Court, Delhi. Our advocate on roll is Ms. Gauri Puri pleading the case. The case has now been posted for hearing on dated 11.02.2025.

Further, about 1200 members of AIRBSNLEWA filed the case in the PBCAT New Delhi on behalf of AIRBSNLEWA which was dismissed by the PBCAT New Delhi. Against the said dismissal, AIRBSNLEWA CHQ filed writ petition in the Hon. High Court, New Delhi through Advocate Ms. Gauri Puri.

The writ petition is pending in the Hon. High Court Delhi and has been posted for hearing on dated 03.02.2025.

5. Income Tax Notices under section 154 of IT Act

Income Tax Department started issuing notice under section 154 towards recovery of income tax exemption granted to the BSNL Pensioners amounting to more than 2 lakhs on leave encashment.

BSNL, vide its letter no. 1001-04/2011- 12/Taxation /BSNL/ LE/196 dated 04/05/2012 has clarified that, Encashment of Leave Credit of Government Service at the time of permanent absorption into BSNL from DOT that is on 01.10.2000 is eligible for full exemption under section 10(10AA) sub clause (i) of Income Tax Act, 1961 & leave salary of pensioner after absorption in BSNL from 01.10.2000 is exempted from Income Tax subject to a maximum upto Rs 3,00,000 and remaining amount is taxable.

However, BSNL/MTNL pensioners, including those who have opted for VRS under VRS 2019 of BSNL/MTNL are getting Notices from Central processing Center of Income Tax Department under section 154 of Income Tax Act, 1961 for the Assessment Year 2019-20 intimating them regarding the withdrawal of excess claim of exemption claimed under section 10 (10A) by restricting it to Rs. 3,00,000/-.

We immediately took up the matter with the Chairman CBDT, New Delhi, and Member, CBDT, New Delhi and requested for their kind intention to resolve the issue. After our continuous pursuation, now the matter has been resolved to the satisfaction of our members.

6. Notional increment benefit to the members who retired on 30th June or completed one year of Service on the day of their retirement.

As per the judgements from various courts including the Apex Court, the annual increment due on completion of 1 year service is to be granted to those who retired after completion of one year service as on the date of retirement. DoP&T in this connection has issued direction to implement the Hon. Apex Court judgement limited to the applicants only. However, inspite of our repeated requested DoT/ BSNL

management has not considered the same on the ground that the judgements are for individuals/applicants only and cannot be generalized since the DOP&T upon receipt of the latest judgement from the APEX court on this subject, the matter is now pending with DoP&T and BSNL management. We demand immediate settlement of the issue by DoP&T.

7. Pay fixation case of JAOs of 1996 batch.

Though the matter was taken up by the AIBSNLEA long back, as of now none of the Association of working executives are interested to pursue the matter. Due to its non-implementation, many pensioners affected and drawing less pension. We demand the DoT/ BSNL management to immediately settle the long pending issue and revise the pay scale accordingly to all the eligible pensioners with immediate effect.

8. Online submission of Life certificate through online for BSNL landline connections.

In order to retain the service connection of landline by the pensioners / family pensioners a life certificate has to be submitted by the pensioners to BSNL on every year. Many pensioners are super senior citizens and are finding it difficult to visit BSNL office to submit the life certificate for retaining the BSNL landline connections. In this regard, AIRBSNLEWA CHQ took up the matter with CMD BSNL and requested for submission of only digital Life certificate by BSNL Pensioners. BSNL management considered the request and has now allowed online submission of Life Certificates by BSNL Pensioners for BSNL landline and we extend our gratitude to BSNL Management for considering our request.

9. Restructuring of Civil / Electrical / Arch / Telecom Factory / PA – PS w.e.f. 1.10.2000 instead of later on date.

Though BSNL was formed in the w.e.f. 1.10.2000 and all the executives were absorbed w.e.f. 1.10.2000, the officers those who were working in the then pay scale of 5500-9000 were subsequently restructured under cadre restructuring and the effect of re-structured pay scales was given on different dates for different cadre of Civil / Electrical / Architecture / Telecom Factory / PA –PS, AD OL, etc. This resulted all the executives in the cadre got pay fixation from same date and hence all are drawing the same scale irrespective of their number of years of services. This ultimately resulted Seniors and Juniors drawing the same scale and pay w.e.f. the date of restructuring, through their pay was different prior to the restructuring. This created unrest amongst the seniors and still the unrest continues with the pensioners as both the seniors having more than 15-20 years of service is drawing the same pension as their juniors. Therefore, we demand that the effect of the re-structuring be given with effect from the date of absorption 1.10.2000 and notional fixation be granted to remove the anomaly amongst the pensioners with immediate effect. We demand immediate action in this regard.

10. BSNL MRS / Pending Medical Claims.

Medical re-imburement to the BSNL Pensioners was not been cleared by the BSNL management and the priority is being given to the working employees only. About Rs.350 crores medical claims was pending in BSNL for payment throughout the country. We request CMD BSNL / Director HR BSNL to release some funds on every month to clear the liability at the earliest. We also request CMD BSNL to bring BSNL pensioners' medical claims online instead of offline like BSNL serving employees so that every month medical claims are paid to BSNL pensioners also. We protest against the reduction of number of days from 15 to 12 for the purpose of entitlement by BSNL Corporate office. We further request the BSNL to regularize cash payment against Out Door treatment to BSNL pensioners those who have opted cash payment under BSNL MRS.

We expressed our severe concern against the tampering / modification in BSNL MRS facility for BSNL pensioners through which they are putting cash hardship for medical treatment. Looking into the BSNL MRS facility BSNL employees exercise their option in BSNL having secured medical facility even after retirement, but the continuous efforts has been made by the BSNL management to dilute the BSNL MRS which has put BSNL retirees in hardship. We demand that the BSNL management should treat the BSNL pensioners at par with working employees in terms of medical re-imburement and do justice to the BSNL pensioners who are senior citizens. Now, the medical re-imburement of BSNL pensioners are being done along working employees by BSNL management regularly.

11. CGHS facilities

Non-implementation of order issued by the Director CGHS New Delhi regarding clarification on investigations at empanelled Diagnostic centres in respect of CGHS beneficiaries aged 75 years and above, being faced by CGHS beneficiaries at various places throughout the country. We pointed out to the Director CGHS New Delhi that the order dated 29.5.2019 issued by the Addl. CGHS New Delhi allowing CGHS beneficiaries aged 75 years and above to seek direct OPD from Government Specialist/CGHS Medical officer Specialists of Private Hospitals empanelled under CGHS without referral from CGHS Wellness Centre, is not being implemented by the empanelled hospitals of Jaipur and other stations. The matter was taken up with Director CGHS by AIRBSNLEWA CHQ and got resolved. Similarly with the continuous efforts of AIRBSNLEWA CHQ, now the CGHS beneficiaries aged 70 years and above need not to take referral from CGHS WCs for OPD and testing prescribed by the specialist of the CGHS empanelled hospitals up to Rs.3000/- for single test.

We also demand opening of more CGHS Wellness Centres in various cities including Mumbai, Nashik, Jaipur, Rajkot, etc. in the heavily populated areas. The existing WCs do not have sufficient Doctors and specialized staff. We demand that sufficient Doctors and trained staff may be posted in the existing CGHS Wellness Centres, and New new CGHS Wellness Centres at all District Head Quarters of every State.

12. Improper Implementation of Rule 206 as per Supreme Court Judgment: regarding TES Group B officers seniority.

In rule 206 case the issue pertains to the seniority of JTO on promotion to the next higher post of sub divisional engineer/ Assistant engineer in BSNL. So all the antedated notional promotion must be allowed/ extended from JTO to SDE, followed by SDE to Ado AGM then to Regular AGM and Regular AGM to Adhoc DGM from the date it was allowed to the juniors. Instead of implementation of decision of Hon'ble Supreme Court in letter & spirit, BSNL try to mislead and allowing only Regular AGM promotions without considering JTO to SDE, SDE to Sr SDE, Sr SDE to Adhoc AGM, which is in violation to the Hon'ble Supreme Court decisions.

Restoration of lists 1 to 17 is not done properly. BSNL cleverly avoided verification of restored lists by giving small lists as they like removing expired/retired executive's names. Anomalies raised are not sorted out. BSNL is supposed to restore the lists as per the lists submitted to the expert committee which is totally violation. Just restoring lists as they like doesn't mean that the judgment is implemented. Several representations given also not considered/ replied by BSNL. There is no access to verify the correctness of the lists maintained by BSNL management. Moreover, it is not at all possible to verify with so many lists. BSNL has to restore the lists 1-17 as it is without any modifications/ deletions/ additions, then only it is possible for proper checking.

BSNL is deviating from a very clear cut direction and trying to avoid the judgments by rearranging promotions as per the new seniority list and year wise available vacancies which is not at all in line with these judgments and directions. We demand for true implementation of Hon. Supreme Court judgement by granting notional promotion from a date our juniors were promoted in SDE, AGM and DGM cadres with resultant notional pay fixation & pay the resultant financial benefit from 01.01.2018.

On several occasions we met PGM (Pers), Director (HR) and CMD BSNL and requested for the correct implementation of Rule 206 as per the Judgement of Hon'ble Supreme court for SDEs seniority, wherein PGM Pers. BSNL CO informed that BSNL CO has conducted review DPCs and re-casted the SDEs seniority. We further explained that re-casted SDE seniority is not in the true spirit of Hon'ble Supreme court judgment. Against this improper implementation of Hon. Supreme Court judgement on Rule 206, some aggrieved persons filed contempt petition in the Hon. Supreme Court, but the same was dismissed. Now the management of BSNL is continuing with review DPCs. The matter is being regularly persuaded with CMD BSNL and Secretary Telecom in the informal meetings, but still remains unresolved. As GS AIRBSNLEWA, I have filed a MA for clarification in the Hon. Supreme Court which is still pending for hearing after the AIC Kolkata, it was decided to pursue this MA for hearing in the Hon. Supreme Court by AIRBSNLEWA CHQ. Accordingly the matter was mentioned in the Hon. Supreme court listed for hearing in the month of June 2024, but due to leave vacation, the matter was adjourned. Now the matter is further to be mentioned for which we have to appoint an Advocate for pleading the case in the Hon. Supreme Court. As per AIC Kolkata decision, Com Jairam AGS was given the responsibility to mobilize the legal

funds on this account, but so far no funds have been mobilized. Thus, case could not be mentioned in the Hon. Supreme Court. We demand immediate implementation of judgement by BSNL in its true spirit

13. Reduction in the commutation period from 15 years to 10 years and 8 months:-

In view of the continues reduction in the Interest rate from Banks the commutation period of pensioners should be reduced from 15 years to 10 years 8 months as demanded in the National JCM by staff side and recommended from parliamentary standing committee to the Ministry of Finance. Accordingly many pensioners filed court cases in various tribunals and got the favourable judgement to stop commutation recovery after completion of 10 years 8 months. DoT pensioners also filed the case in the Hon. CAT Chandigarh and got the favourable judgment, but DoT is yet to implement the CAT order. AIRBSNLEWA CHQ took up the matter with Secretary DoT for the implementation of Hon. CAT Chandigarh judgment. But, DoT has not taken any decision in this regard. We demand an early action in this regard.

14. Increase in pension by 5% after 65 years, 10% after 70 years, 15% after 75 years and 20% after 80 years age.

Staff side in the National JCM has demanded the above 5% increase in the pension after every five years on completion of the 65- years , 70 years,75 years and 80- years age. Matter is under consideration to the Government of India. We demand early decision on this issue.

15. Issue of Identity Cards to BSNL Pensioners:

BSNL has been issuing the Identity cards to the BSNL retirees. Since the BSNL retirees are drawing the pension from the Govt. of India at par with other central Govt. employees, the matter was taken up by AIRBSNLEWA CHQ with Member (F) DoT and with the other CCAs and now all the CCAs had issued identity cards to BSNL pensioners.

16. Migration of pensioners from CPPCs to SAMPANN


The BSNL / MTNL pensioners drawing pension through CPPCs of various Banks has already been migrated to SAMPANN and for the remaining banks migration, CGCA has issued instructions for migration of Pensioners from CPPCs to SAMPANN. We demand that this process be completed in a time bound manner as the process is prolonging beyond reasonable time.

Hon'ble Sirs, our intention is definitely not to burden you with our pensioners problems. What precisely we want to convey to our esteemed audience and the dignitaries sitting on the dais, is that we the pensioners had served the organisation during their good times and now at the fag end of their life, all these senior citizens and super senior citizens are expecting a reasonable genuine approach by the Govt. to resolve the issues of these Pensioners.

Hon'ble Sirs, our intention is definitely not to burden you with our pensioners problems. What precisely we want to convey to our esteemed audience and the dignitaries sitting on the dais, is that we the pensioners had served the organisation during their good times and now at the fag end of their life, all these senior citizens and super senior citizens are expecting a reasonable genuine approach by the Govt. to resolve the above issues of BSNL Pensioners.

Now, while concluding, I thank you all for giving me a patient hearing and at the same time we reaffirm our resolve that we shall not be found wanting in discharging our responsibilities even in the new environment and will move forward alongwith all of you to make AIRBSNLEWA CHQ of our dreams, a reality. We also reassure our esteemed Pensioners and Family Pensioners will do everything at its disposal to ensure the best possible services in terms of proper medical facilities and "Pension & Family Pension".

Thank you all,


(PrahladRai)
General Secretary