



**ALL INDIA
RETIRED**

Registration No. S/00108/NE-/2010

**BHARAT SANCHAR NIGAM LIMITED EXECUTIVES' WELFARE ASSOCIATION
CENTRAL HEAD QUARTERS, NEW DELHI**

CHQ Address: C-8/230 Yamuna Vihar, Delhi-110053 www.aibsnlretd.org

President

**Kishan Singh
Mob.9968270611**

General Secretary

**Prahlad Rai
Mob.9868278222**

Financial Secretary

**A K Jain
Mob.9868838466**

NO.AIRBSNLEWA/CHQ/2024/BSNL/

Dated 4th September,2024

To,
Shri A Robert J Ravi
CMD, BSNL /MTNL
New Delhi-110001

Sub: True implementation of Hon. Supreme Court Judgement regarding Rule 206 for re-fixing seniority from SDE to DE promotion – Reg
Ref: 1. BSNLCO-PERS/13(25)/1/2020-PERS (CPC) Dated: 08-10-2021 Review of CPC's in compliance of Hon'ble Supreme Court Judgment dated 21.01.15 & 14.12.17 in CA No: 4389 of 2010–reg;
2.Our letter even no. dated 20.7.2022, 15.2.2023 & 4.9.2024

Respected Sir

Kindly refer to our earlier letters under reference on the above subject matter. In this connection, we regret to mention that even though more than 6 years is over after delivering the comprehensive and unambiguous Judgments of Hon'ble Supreme Court in the above cited case relating to re-fixation of Seniority of TES Gr B officers, the same has not been implemented in its true letter and spirit by the BSNL Management. This has been brought to your notice many no. of times, but no positive action taken by the BSNL Management, due to which natural justice is denied to the pensioners and senior citizens.

It is needless to state that Hon. Apex Court judgement is in complete contravention of the then TES Gr B RRs, depriving thousands and thousands of the then TES Gr B officers of their legitimate seniority & the consequential benefits that they are entitled along with interest. The Judgment of the Hon'ble Court clearly stipulated and has given direction to BSNL/MTNL/DOT to re-draw the Seniority in accordance to Rule 206 and also grant consequential benefits & resultant pay arrears wef 01.01.2018. In MTNL TES Group B officers case recently Hon. Supreme Court again upheld the PB CAT Judgment dated 04.12.2009 in R.A. NO.196/2009 in O.A. NO.1514/2009 and a number of other related matters comprising of petitioners from both BSNL and MTNL which the Hon'ble Supreme Court has already upheld vide judgments in CA-4389/2010 vide its judgments dated 21.01.2015 and 14.12.2017.

Keeping in view the severe financial constraints of BSNL/ MTNL to pay consequential benefits, the Apex Court has restricted payment of consequential benefits wef 1.1.2018 only. Hence, the financial liability on BSNL/ MTNL, will be negligible, as majority of the affected persons are pensioners and their consequential benefits are to be paid by DoT.

We, would, therefore, once again request your goodself to kindly intervene in the matter and direct the concerned officers in BSNL/MTNL Corporate offices to implement the above referred judgements of the Hon. Apex Court immediately in both BSNL / MTNL in its true letter and spirit, so that one of the long pending legitimate rights of the BSNL / MTNL pensioners are settled without any further delay.

With kind regards,

Yours Faithfully

**(Prahlad Rai)
General Secretary**

Copy to:-
1. The Director(HR), BSNL Board New Delhi -110001
3. The PGM (Pers), BSNL Corporate Office, New Delhi-110001