

# BSNL EMPLOYEES UNION

Recognised Union in BSNL

(Registered Under Indian Trade Union Act 1926. Regn.No.4896)

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BSNLEU/532 (CADRE)

05.10.2018

To,

Shri Anupam Shrivastava,  
CMD BSNL,  
Bharat Sanchar Bhawan,  
Janpath, New Delhi – 110 001

Sir,

Sub: - Implementation of the judgement of CAT Lucknow dated 05.05.2016 in T.A.No.14 of 2012 in W.P. No.3579/2005 regarding the pay scale and status of Senior Accountants in BSNL - req.

Ref: - (1) DoT letter No.37-25/2016-SEA(L) dated 16.01.2017.  
(2) DoT F. No.35-25/2016-SEA(L) dated 13.11.2017.  
(3) BSNLEU letter no.BSNLEU/532(CADRE) dated 20.12.2017.

We wish to draw your kind attention to the subject mentioned above.

In the 35<sup>th</sup> meeting of the National Council held on 11.05.2017, the Staff Side demanded that judgement of the Hon'ble CAT, Lucknow Bench dated 05.05.2016 in T.A.No.14 of 2012 in W.P. No.3579/2005 regarding the pay scale and status of Senior Accountants, should be implemented by BSNL. In response to the demand of the Staff Side, the Management Side stated that the DoT would be requested to revise the POs of Senior Accountant in BSNL.

Thereafter, we came to know that the DoT had already issued two letters, which are cited under reference (1) and (2) above. In the letter cited under reference (1) above, the DoT has categorically stated that the pay scale of Senior Accountant had been upgraded from Rs.5,000 – Rs.8,000 to Rs.5,500 – Rs.9,000 notionally from 01.01.1996 and actually from 19.02.2003. It is also stated in the letter that, the Senior Accountant cadre is automatically classified as Group 'B', vide DoPT letter no.13012/1-98-Estt.(D) dated 20.04.1998. Further, it is also stated that the Senior Accountants who were absorbed in BSNL on 01.10.2000 were also entitled for Group 'B' status in DoT prior to their absorption in BSNL. A clear mention is also made in this letter that, since the classification has already been published in official gazette, further endorsement of the same is not required.

Vide the letter cited under reference (2) above, the DoT has categorically mentioned that the judgement of the Hon'ble CAT, Lucknow Bench in the T.A.No.14 of 2012 in W.P. No.3579/2005, should be implemented by the BSNL, and not by DoT. From the above directions given by the DoT, it is crystal clear that the judgement of the Hon'ble CAT, Lucknow Bench, on the subject should be implemented by BSNL. Vide the letter under reference (3) cited above, we have written to Director (HR), BSNL and requested for settlement of the issue in the light of the directions from the DoT.

**Surprisingly, instead of settling the issue of pay scale and status of Sr. Accountant in BSNL as per the directions of the DoT, the BSNL Management has filed an appeal in the Hon'ble High Court, against the judgement given by the Hon'ble CAT, Lucknow Bench. This action of the BSNL Management of filing an appeal in the Hon'ble High Court is totally against the commitment given by the Director (HR) on the floor of the National Council meeting. It is also against the spirit contained in the letters of the DoT, cited under reference. Due to the filing of appeal in the Hon'ble High Court, the matter has become subjudice now.**

In view of the foregoing, we request you to kindly issue necessary instruction to the CGM, UP (East), for withdrawing the appeal filed in the Hon'ble High Court, so that the Corporate Office of BSNL can settle the issue, as per the directions given by the DoT.

Thanking you,  
Yours sincerely,



[P. Abhimanyu]  
General Secretary

Copy to: Ms. Sujata T. Ray, Director (HR) BSNL, Bharat Sanchar Bhawan, Janpath, New Delhi – 110 001