

No: SNEA/CHQ/DIR(HR)/2015-18/100

Dated 29th August, 2018.

To

**Smt Sujata T Ray,
Director (HR), BSNL Board,
New Delhi.**

Sub: Early implementation of Hon Kerala High Court order on Pay fixation for the Officiating JTOs under FR22(1)(a)(1) without the restriction of FR35 as the Hon Supreme Court dismissed the SLP filed by BSNL. There is no need for filing a review petition again in the Hon SC by spending huge money: -

Ref: 1. No: SNEA/CHQ/DIR(HR)/2015-18/88 Dated 19th February, 2018.

2. Judgment Dated 15th day of September, 2017 by Hon. High Court of Kerala in W.P.(C) Nos. 7723, 8077, 23015, 23141, 23287, 23753, 23407, 23850, 24091, 24092, 26872, 26873, 26883 of 2010 & OP(CAT) No. 2107 of 2011.

Respected Madam,

Kindly recall the discussions in this regard, requesting the management to implement the Hon Kerala High Court order dated 15.09.2017 by generalising it as all the JTOs are regularised and majority of them are already retired from the service. A letter also given by this Association in this regard explaining the matter in detail (ref 1 above).

Recently the SLP filed by BSNL in the Hon Supreme Court against the Kerala High Court order was dismissed. This final order has come after a series of litigations spanning more than 11 years. As the case was pending, these officers were denied many benefits like 78.2% IDA merger, pay fixation on promotion etc for years together. Huge recoveries were effected from many, particularly at the time of their retirement.

We once again appeal to the BSNL management to implement the Judgment by generalising it and put an end to this long drawn litigation, without resorting to filing of review petition and wasting valuable money and manpower of the company. The lawyers are taking lot of money from BSNL in the name of court cases, at the same time the affected employees are getting penalized.

With regards,

(Sebastin. K)

Copy to:

1. Shri. H C. Pant, CGM(Legal), BSNLCO for information and n/a please.
2. Shri. Saurabh Tyagi, GM(Estt), BSNLCO for information and n/a please.