



# SANCHAR NIGAM EXECUTIVES' ASSOCIATION KERALA CIRCLE

(Recognised Majority Association of Executives in BSNL)  
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**No.SNEA/Kerala/2018-19/52**

**dated 09/09/2019**

To

The Chief General Manager (Telecom)

BSNL, Kerala Circle

Thiruvananthapuram

**Sub: Settlement of the long pending issue of SDE Promotion through LDCE 2007 (Vacancy year 2005-06) of 2001 Rect JTOs who were made eligible as per SDE RR 2002 and non issuance of SCN/Reversion for those SDEs working for more than 10 years.**

Ref:

- 1) BSNL Corp.Off. F.No.56-02/2016-Pers.(DPC)/105 dated 06/09/2019
- 2) Kerala Circle Off.Lr. No.Rectt/2-3/2009-2010 dated at TVM the 30/06/2010A
- 3) Kerala Circle Off.Lr. No.Rectt/2-3/2006/Part III dated at TVM the 08/12/2009
- 4) SNEA/KRL/CGM/2008-2009/29 Dated at Trivandrum 09/12/2009
- 5) BSNL Corp.Off Lr.No.15-12/2009-Pers.II dated 22/06/2010
- 6) BSNL Corp.Off Lr.No.15-12/2009-Pers.II dated 03/12/2009
- 7) BSNL Corp.Off. F.No.56-02/2016-Pers.(DPC)/104 dated 06/09/2019

Sir,

Kindly refer to the letter under reference 1) BSNL Corp.Off. F.No.56-02/2016-Pers.(DPC)/105 dated 06/09/2019 by which directed the Circles to issue Show Cause Notice by the respective Circles to 56 regular SDEs who were working for more than 10 years as to implement the Judgement dtd 21/02/2017 in WP.Nos.7683, 12615 to 12617 & 18205 of 2015 of Hon'ble High Court of Madras, in which thirteen (13) regular SDEs recruited in Kerala Circle as JTOs also find place. Initially and on the process of reversion which has been taken place from 2009 onwards, Kerala Circle has thoroughly examined the case and concluded that these thirteen regular SDEs were eligible for writing the LDCE-2007 by quoting the Column 12, note 5 of the SDE RR 2002 for the promotion to the grade of SDE. The Column 12, note 5 of SDE RR says that, "where juniors who had completed their qualifying eligibility service are being conducted for promotion their seniors would also be conducted provided they are not short of requisite qualifying /eligibility service by more than one year."That is to say, Kerala Circle Administration already taken a stand that these 13 regular SDEs mentioned were allowed to appear for the LDCE-2007 by invoking Rule stipulated in Column 12, note 5 of the Recruitment Rule 2002. The above facts were reported by Kerala circle as per letter under reference 2&3 above.

In the recent letter of Corp. Off dated 06/09/2019, cited the judgment of Hon'ble High Court of Madras where these 56 regular SDEs including 13 regular SDEs of Kerala Circle were neither petitioner nor respondent and the Column 12, note 5 of SDE RR 2002 was no where mentioned in the judgment. In the same court verdict, Court didn't direct the Corp. Office to revert these 56 regular SDEs or to issue Show Cause Notice to these SDEs.

W.r.t. referred circular (7) above, Corp. Office issued this circular to revert 38 Regular SDEs working for more than ten years, in which seven executives are now working in Kerala Circle/STR. These executives are promoted and working as SDEs since 2008. Two LDCEs conducted thereafter. Since, they are already promoted as SDEs, they could not appear for subsequent two LDCEs conducted by BSNL, sealing their future. As SDE being an All India Cadre, after considering the All India Eligibility list of JTOs, it was quite clear that the entire thirty executives recruited from Tamil Nadu Circle including seven executives now working in Kerala Circle are senior to the junior most official w.r.t. that recruitment year and also having more than two years of service as on 1<sup>st</sup> July of 2005-2006 vacancy year and thereby eligible for LDCE conducted in the year 2007.

We further request the Circle Administration to correct the mistakes that have crept into the HR details of Smt. Anu Jose (HR No:200205561) , which might have prompted the BSNLCO to put them in the Annexure II of referred letter (1) above.

By considering all these facts, we request Kerala Circle Administration to reiterate the stand taken by the Kerala Circle as per letter(2) & (3) above in reply to Corp office letters under reference1. It is also requested to kindly intimate to Corp.Office with the correct facts and figures that these SDEs were legally permitted for the LDCE-2007 based on the above rule, with the junior most official (Smt. Bidurani R.S.; Seniority No:270 ; Date of Entry in the Cadre: 13/05/2002) of 2001 year of recruitment and protect the legitimate right of its employees. It may be noted all these JTOs were allowed by the Administration to appear the exam and they have not made any misrepresentation or committed any fraud in this regard and the Administration is duty bound to protect the decision taken by it after examining all facts.

**With kind regards,  
Sincerely Yours**



**T.Santhosh Kumar  
Circle Secretary, SNEA Kerala**

Copy to:

1. Shri. Satheesh R. GM(HR&A), O/o CGMT, Kerala Circle for information and n/a please.
2. Shri. K.Sebastin General Secretary, SNEA CHQ for information please.