



ALL INDIA BHARAT SANCHAR NIGAM LIMITED
RETIRED EXECUTIVES' ASSOCIATION
Central Headquarters

**111, New Ashiana Apartments, Plot-10, Sector-6, Dwarka,
New Delhi 110 075**

Website address: <http://aibsnlreachq.brinkster.net>

President: P D Shukla

General Secretary: S Basu

Financial Secretary: Hari Ram Bharti

No. AIBSNLREA/CHQ/2009/27

Dated: July 13, 2009

To

Shri M Veerappa Moily,
Minister of Law & Justice,
Government of India,
New Delhi 110 001.

Sub: Inordinate delay in revision of pension of the retired Government Servants absorbed in Bharat Sanchar Nigam Limited on the pretext of a proposal from the Department of Telecommunication being pending with Department of Legal Affairs (Ministry of Law)

Sir,

We find no other alternative but to seek your kind personal intervention in the above matter. Consequent to revision of IDA pay scales of the Executives of Bharat Sanchar Nigam Limited w.e.f. 01.01.2007, the revision of pension of the absorbed pre-2007 pensioners of BSNL has become overdue. As per Rule 37 of CCS (Pension) Rules 1972, which was notified through a Gazette Notification by Department of Pension & Pensioners' Welfare on 30.09.2000, the retired Government Employees who were absorbed in Bharat Sanchar Nigam Limited are being paid pension and other relief in IDA pattern by the Government (through Department of Telecommunication).

2. But in a surprise move, the Department of Telecommunication has proposed payment of pension and its revision on CDA pattern and sent the case to the Department of Legal Affairs. However, it is reliably learnt that Department of Pension & Pensioners' Welfare, which administers CCS (Pension) Rules 1972 and is the lawful authority to have a final say on the matter of issues involving pension Rules, has not supported the proposal. Now the Department of Legal Affairs has to do the rest.

3. In this context, we are to submit that our Association opposed the proposal for revision of pension on CDA pattern which is violative of the provision of Rule 37-A of CCS (Pension) Rules 1972, other Orders issued from time to time and also the Orders passed by the Courts. We are further to submit that, as we understand, Department of Telecommunication is relying on the OM No. 4/14/2001-P&PW(D) dated 19.09.2003 issued by Department of Pension & Pensioners' Welfare in support of their proposal. But we have learnt that DOP&PW has categorically stated that this OM is not applicable to the Government Employees absorbed in Bharat Sanchar Nigam Limited. We are further to submit that we had earlier represented opposing the proposal for revision of pension on CDA pattern to the Secretary, Department of Telecommunication with a copy endorsed to Shri P K Malhotra, Additional Secretary, Department of Legal Affairs vide our letter No. AIBSNLREA/CHQ/2009/16 dated 24.04.2009 (copy enclosed for kind perusal). In this representation we cited many Rules/Orders/Court records to substantiate that revision of pension of the Government Employees absorbed in Bharat Sanchar Nigam Limited who are already drawing pension on IDA pattern has to be on IDA pattern only.

4. In view of the above, we earnestly request you to kindly intervene and render justice to us. Let the Department of Legal Affairs expedite settlement of the issue. Let the pensioners be saved from undue harassment and mental agony. Let them be allowed to get their dues without further delay.

With kind regards,

Yours sincerely,



(S Basu)
General Secretary

Encl: As stated