

# Details for registration number : DOPPW/E/2020/28673

**Name Of Complainant** All India BSNL Retired Executives Association  
**Date of Receipt** 04/12/2020  
**Received By Ministry/Department** Pensions and Pensioners Welfare

## Grievance Description

This representation is drawing ATTENTION OF DIRECTOR (HR), BSNL w.r.t. to his D.O. No BSNLCO-A/11(11)/8/2020-ESTAB dt 01.12.2020 addressed to all CGMs advising them to complete pending activities in regard to BSNL VRS-2019 before 05.12.2020 and to the following few unresolved cases of the VRS retirees. If these cases are not settled now and final Ex-gratia amount is finalized by excluding these cases, it may become extremely difficult in future for BSNL to raise claim for additional amount with DoT/Govt and it is likely that BSNL will have to pay the ex-gratia in all such cases by arranging Fund of its own. The cases are as under 01.KARNATAKA TELECOM CIRCLE- Shri G S Hugar, Retd AO HR No. 198605650, who retired on 31.01.2020 under BSNL VRS-2019 was granted his 2nd T.B. Financial upgradation w.e.f. 27.12.2009 vide CGMT KTK No FA/Staff/1-48/TBPP/Vol.VII/15 dt 30.01.2020, but his subsequent 3rd and 4th Financial upgradation, which were also overdue, have not been granted. KTK Circle said that Clarification letter has been sent to Corporate Office. Awaiting for reply. It is surprising that no clarification was requested by KTK Circle at the time of granting 2nd T.B. Financial Upgradation to the same ret'd executive, but now KTK Circle wants clarifications to grant subsequent financial upgradations. 02.KARNATAKA TELECOM CIRCLE- Non-release of Payment of Leave encashment to Shri B M Nyamati, Retd CAO HR No. 98311455, Bangalore T.D, who retired on 31.01.2020 under BSNL VRS-2019. He was served a sheet on the previous day of retirement along with some others for alleged loss of around Rs 14 lakhs. This amount is not even 1/3rd of the amount payable against his Ex-gratia and DCRG which have been withheld. Thus as per guidelines issued by BSNL C.O. vide F. No BSNLCO-EB-1/11/(20)-ESTAB dt 06.05.2020, to process the leave encashment cases of the BSNL VRS-2019 retirees against whom vigilance clearance is withheld, he is very much eligible to receive leave encashment. But KTK Circle has refused to release leave encashment first stating that CGMsce clearance is awaited and subsequently stating that- vigilance case proceeding are to be dealt in accordance with BSNL CDA rules 2006, though this is a case for payment of leave encashment and BSNL CDA Rules 2006 has nothing to do with it. This case finds place at SI No. 98 of BSNL Order F. No. BSNLCO-EB-1/11/(20)-ESTAB dt 16.10.2020.03.CALCUTTA TELEPHONES - Non-restoration of pay fixation of the officiating JTOs, who opted for fixation in the revised pay scales under Para 3.6 of BSNL No 1-16/2010-PAT(BSNL) dt 07.05.2010, from the date of their promotion in 2008. In this case, CTD on the insistence of CCA, Kolkata revised pay-fixation of all these executives just on the eve of their retirement under BSNL VRS-2019 on 31.01.2020. Huge amount was recovered from their Ex-gratia, DCRG etc. CTD is failing to distinguish between BSNL Order No. 5-32/2013/Estt.IV dt 22.12.2015 on fixation of officiating pay of the JTOs that was allowed under FR. 22(i)(a)(i) in place of FR-35 as per Pr. CAT Delhi Order and upheld by Supreme Court as confirmed by BSNL No. 3-8/2010-Estt-IV(Pt) dt 18.09.2018 on one hand and fitment in revised IDA pay scale as per option under Para 3.6 of BSNL No 1-16/2010-PAT(BSNL) dt 07.05.2020 on the other hand. Both the cases are different and different orders/fitment methods are applicable in these cases. Though BSNL C.O. vide No BSNLCO-A/16(27)/12/2020-ESTAB dt 28.10.2020 issued clarification on pay-fixation issue on the request of CTD, it is refusing to follow it. Now CTD has stated that no methodology for pay fixation of officiating JTO who have regularised on 12.02.2008 issued till date from BSNL C.O. Whatever fixation has been made, it was as per guideline given by CCA office, Kolkata. It is deplorable that CTD is taking guidance from CCA, Kolkata instead of following the instructions of BSNL C.O. on the issue.

**Current Status** Case closed

**Date of Action** 28/12/2020

## Remarks

Kindly refer to your grievance registered under the above docket number. The said grievance was forwarded to the BSNL who has intimated that : Already replied vide DOPPW/E/2020/21775-<br/>3rd pay upgradation (E3-E4) is already granted on 30-01-2020. 4th TBU is under consideration & will be resolved within one month time.

## Officer Concerns To

**Officer Name** SHRI Devesh Kumar  
**Officer Designation** CGM  
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