



ALL INDIA BHARAT SANCHAR NIGAM LIMITED RETIRED EXECUTIVES' ASSOCIATION

Central Headquarters

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No. AIBSNLREA/CHQ/2023/57

Date: 7th August 2023

To

Shri Arvind Vadnerkar,
Director (HR),
Bharat Sanchar Nigam Limited,
New Delhi 110001.

Sub: Request for early issue of final retirement orders in view of grant of VC by CVO BSNL after quashing of chargesheet by Hon'ble CAT Bangalore - Case of Shri B M Nyamati, Retd CAO, Bangalore Telecom District.

Ref:1. Our letter No.AIBSNLREA/CHQ/2022/54 dated 14th December 2022

2. Our letter No.AIBSNLREA/CHQ/2023/37 dated 10th April 2023

Sir,

This is in continuation of our earlier letters cited under reference, seeking your kind attention to a very long pending grievance of Shri B M Nyamati, Retd CAO, Bangalore Telecom District, who has been suffering from mental and fiscal agony due to withholding of his pensionary benefits and also the ex-gratia due to be paid to him on his voluntary retirement under BSNL VRS 2019. These retirement benefits were, withheld due to pendency of disciplinary proceedings which was initiated against him just the day prior to the date of his retirement under BSNL VRS 2019. However, Hon'ble CAT Bangalore had passed orders in OA 170/416/2020 filed by Shri B M Nyamati, quashing the chargesheet issued to him on 30.01.2020 vide BSNL KTK No. VIG/ 014900/2200 /Rule-36/98311455.

2. VC for final retirement order was delayed since BSNL had filed an appeal against orders of Hon'ble CAT Bangalore. We had been requesting release of final retirement order and consequent pensionary benefits, based on DoP&PW advice conveyed by DoT to BSNL vide its letter No.40-18/2019-Pen(T) dated 23rd October 2019 [copy enclosed]. A year back we were told

that letter requesting grant of VC has been received from Karnataka Circle and has been sent to CVO for obtaining clearance. Later it was learnt that CVO BSNL has granted the necessary Vigilance Clearance but the matter has been pending with Personnel Section for several months now, which has to issue the final retirement order. **There appears to be some reluctance in deciding the matter on the question of action to be taken in case the appeal is decided against Shri B M Nyamati. A handful of similar cases have been decided earlier and final retirement orders have been issued, with a condition for submission of an undertaking in a few cases. Copies of two such orders are enclosed for ready reference.**

3. We, therefore, request your personal intervention for early issue of his final retirement orders so as to enable release of withheld ex-gratia, Gratuity, other retiral benefits and grant of Time Bound Upgradation from E4 to E5 and from E5 to E6 scales.

With kind regards,

Yours sincerely,



7/8/23

(R.R. Balasubramanian)
General Secretary

Encl: As stated

Copy to:

1. Shri V Srinivas,
Secretary (Pension), DoP&PW
2. Shri S N Gupta,
Sr. General Manager (Pers),
BSNL Corporate Office