



ALL INDIA BHARAT SANCHAR NIGAM LIMITED RETIRED EXECUTIVES' ASSOCIATION

Central Headquarters

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No. AIBSNLREA/CHQ/2023/71

Date: 21st September 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 dismissal of appeal by Hon'ble High Court of Karnataka filed by BSNL against 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

3. 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 but our repeated plea went unheeded.

3. **However, the Hon'ble High Court of Karnataka has now come to his relief by dismissing the appeal filed by BSNL vide W.P.No.17002/2021 against the orders of Hon'ble CAT Bangalore. A copy of the judgement is enclosed herewith.**

4. We would therefore request you to kindly have empathy to end the long drawn struggle and pain of Shri B M Nyamati by ordering 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,



(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
3. Shri G R Ravi,
Chief General Manager, Telecom,
Karnataka Circle, BSNL