



ALL INDIA BHARAT SANCHAR NIGAM LIMITED RETIRED EXECUTIVES' ASSOCIATION

Central Headquarters

Registered under Societies Registration Act XXI of 1860 vide Govt. of NCT Delhi No. S/RS/SW/1161/2014

[Registered under Pensioners Portal vide DoP&PW letter No. 4(4)/2021-P&PW(H)7311 dated 04.01.2024]

Flat No.6, Second Floor, 10/41, Sowrashtranagar 7th Cross Street, Choolaimedu, Chennai – 600094

Email: gensecaibsnlrea@yahoo.com

Website: <https://www.aibsnlrea.org>

President

V. Chinnappiah
(M) 9444003300

General Secretary

R.R.Balasubramanian
(M) 9486100613

Financial Secretary

Awadesh Sharma
(M) 9968630008

No. AIBSNLREA/CHQ/2025/27

Dated: 19th March 2025

To

Dr. Neeraj Mittal,
Secretary (Telecom),
Department of Telecommunications,
New Delhi.

Sub: Grant of higher pay scales for the staff belonging to the Organised Accounts in various Departments – Request to take up with DoE for issue of common order allowing the benefit of higher pay scales on actual basis w.e.f. 1.1.1996

Ref: 1.Our letter No.AIBSNLREA/CHQ/2024/20 dated 22nd March 2024

2. DoT letter No. 70-01/2023-SEA-II dated 27th May 2024

Sir,

This is in continuation of our letter cited under reference 1 [Annexure-A], requesting to take up with DoE for issue of a common order allowing the benefit of higher pay scales on actual basis w.e.f. 1.1.1996, based on the judgement of PCAT New Delhi in OA 2544/2015, ordering extension of the benefit of higher pay scales on actual basis w.e.f 01.01.1996, for the staff belonging to the organised Accounts cadres in various departments, including those under DoT/BSNL.

2. We were then informed vide DoT letter cited under Ref.2 above [Annexure-B] that “the Department is in process of pursuing further course of action in the said judgement with the nodal Ministry/ Department and further action will be taken thereupon on receiving the same”. Nearly 9 months after receipt of this letter, we still find that no orders have been issued by DoT on the issue.

3. We would therefore request you to cause speeding up the process of consultation and issue of common orders extending the actual benefit of upgraded scale of pay to all the

organised accounts cadres under DoT/BSNL w.e.f. 01.01.1996 itself, with consequent arrears, so that the affected employees, now mostly retired, are not forced into an arduous task of seeking legal remedy individually.

With kind regards,

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'R R Balasubramanian', with a horizontal line underneath. To the right of the signature, the date '19/3/25' is written.

(R R Balasubramanian)

General Secretary

Encl: As stated

Copy to:

01. Dr. Manoj Govil,
Secretary (Expenditure), DoE,
New Delhi.
02. Shri Anand Khare,
Member (S), DoT, New Delhi
03. Shri A Robert J Ravi,
CMD, BSNL, New Delhi



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No. AIBSNLREA/CHQ/2024/20

Dated: 22nd March 2024

To
Dr. Neeraj Mittal,
Secretary (Telecom),
Department of Telecommunications,
New Delhi.

Sub: Grant of higher pay scales for the staff belonging to the Organised Accounts in various Departments – Request to take up with DoE for issue of common allowing the benefit of higher pay scales on actual basis w.e.f. 1.1.1996

Ref: 1.Our letter No.AIBSNLREA/CHQ/2023/46 dated 11th May 2023

2. DoE letter No.32(1)/E.III(B)/2021 dated 29th June 2023

3. Delhi High Court judgement in WP (C) 15760/2023

Sir,

This is in continuation of our letter cited under reference 1, copy of which was marked to you, drawing attention to the judgement of PCAT New Delhi in OA 2544/2015, ordering extension of the benefit of higher pay scales on actual basis w.e.f 01.01.1996, for the staff belonging to the organised Accounts cadres in various departments, including those under DoT/BSNL.

2. Government had approved grant of higher scales for the Accounts staff of Railways on notional basis w.e.f.1.1.1996 with actual payment made prospectively. DoE vide its **OM vide F.No6/82/E.III(B)/91 dated 28th February 2003** extended this to the corresponding categories in all the organised Accounts cadres with actual payment to be made from 19.2.2003, the date on which the decision was approved by the Government.

3. Since then, many individuals from the Organised Accounts cadres have approached different courts seeking the benefit of actual grant of the upgraded pay scales from 01.01.1996, instead of granting notional benefit. And decisions of many courts have been in favour of granting actual benefits from 01.01.1996. The Apex court too had dismissed an SLP against decision of Kerala High Court favouring grant of actual benefits from 01.01.1996.

These court orders have been implemented along with arrears w.e.f. 01.01.1996, of course in respect of the applicants.

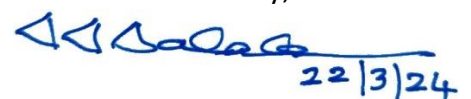
4. **Principal Bench of CAT New Delhi, in its orders dated 21st March 2023 in OA No.2544/2015**, had held that "all the applicants are held to be entitled to the benefit of replacement/upgraded scale of pay on actual basis w.e.f. 01.01.1996 as against 19.02.2003. Pursuant to this they are also held to be entitled to the payment of arrears which would have accrued in their favour from this date." PCAT New Delhi has further observed that "**Before parting we would also express a hope that the competent authority shall on its own extend the benefit of upgraded pay scales to all eligible employees w.e.r.01.01.1996 irrespective of the fact whether they have approached an appropriate judicial forum for the same or not, so that unnecessary litigation is avoided.**" We had therefore requested DoE to issue common orders extending the actual benefit of upgraded scale of pay to all the organised accounts cadres w.e.f. 01.01.1996 itself, with consequent arrears.

5. DoE however had forwarded our letter cited under reference 1 to DoT informing that "**this department does not consider representations received directly in this department from individuals and associations. Accordingly the copy of the grievance is forwarded for necessary action at your end.**" Recently **Delhi High Court in WP (C) 15760/2023 has dismissed the appeal** filed by Union of India against the orders of Principal Bench of CAT New Delhi in OA No.2544/2015.

6. We would therefore request you to kindly take up the matter with Department of Expenditure for issue of common orders extending the actual benefit of upgraded scale of pay to all the organised accounts cadres w.e.f. 01.01.1996 itself, with consequent arrears, so that the affected employees, now mostly retired, are not forced into an arduous task of seeking legal remedy individually.

With kind regards,

Yours sincerely,



22/3/24

(R R Balasubramanian)
General Secretary

Encl: As stated

Copy to:

01. Dr. T V Somanathan,
Secretary (Expenditure), DoE,
New Delhi.
02. Shri Ajay Kumar Sahu,
Member (S), DoT, New Delhi
03. Shri R K Purwar,
CMD, BSNL, New Delhi

Annexure - B

No. 70-01/2023-SEA-II
Government of India
Ministry of Communications
Department of Telecommunications
Sanchar Bhawan, 20, Ashoka Road, New Delhi-110001

Dated: 27 May, 2024

To

Shri. R R Balasubramanian
Flat No.6, Second Floor,10/41,
Sowrashtranagar, 7th Cross street
Choolaimedu, Chennai-600094

Subject: Online PG grievance received from Shri. R R Balasubramanian, General Secretary, All India Bharat Sanchar Nigam Limited Retired Executives' Association for grant of higher pay scales for the staff belonging to the Organised Accounts in various Departments – Request to take up with DOE for issue of common order allowing the benefit of higher pay scales on actual basis w.e.f. 01.01.1996-reg

Kindly refer to your grievance submitted through PG portal vide registration No. DOPPW/E/2024/0027237 dated 17.04.2024. In this regard it is intimated that, the Department is in process of pursuing further course of action in the said judgement with the nodal Ministry/ Department and further action will be taken thereupon on receiving the same. Also, since matters involving policy decisions cannot be lodged as grievance through PG Portal, your grievance no DOPPW/E/2024/0027237is closed.

This issues with the approval of Competent Authority.

Signed by Jyoti Negi

Date: 27-05-2024 17:44:20

(Jyoti Negi)

Under Secretary (SEA)

Ph-2303-6373

Copy to:-

ACAO (SEA-I), DoT HQ for disposal through PG portal.