



Sanchar Nigam Pensioners' Welfare Association

CHQ : B-11/1 , Ramesh Nagar, New Delhi-110015, India

Reg.No:SOCIETY/WEST/2021/8902564

K.D.Sebastian
CHQ President
+91 9447144100

G.L.Jogi
General Secretary
+91 9868217799

S.S. Rajput
Treasurer
+91 9413394204

SNPWA/CHQ/Hon'ble Minister of Tribal Affairs/1/22

Dated 28th Jan.,22.

To

Respected Sh. Arjun Munda ji,
Hon'ble Minister for Tribal Affairs,
Shastri Bhawan, New Delhi 11001

Sub; Request to immediately initiate criminal action under relevant provisions of the 1989 SC/ST atrocities act against BSNL/Management and ruthlessly haul and maul it for its motivated, callous, inhuman, highly condemnable, unpardonable and insensitive actions in oppressing and suppressing ST officials of MH Circle by blatantly denying them their legitimate superannuation benefits like Leave encashment, gratuity, Ex gratia etc. for the last more than three years in the name of so called caste validation in flagrant, deliberate and contemptuous violation of the following standing and unambiguous instructions and orders of;

References

1. Office memorandum of Parliamentary Committee on the welfare of SC/ST issued vide no 57/1/1/SCTC/2019 dated 24th Dec., 20. (Enclosed)
2. Order of Ministry of personnel, PG and Pensions 38/09(02)/2020-P&PW(A)(6721) dated 30th Dec, 21 (Enclosed).
3. Ministry of Comm. No 36-03/2019-pen(T) dated 30th Dec.,21, even though surprisingly endorsed a month later on such an important issue. (Enclosed).
4. Letter of this Association addressed to the Hon'ble Chairman/ST Commission, Respected Sh. Harsh Chouhan, vide No; SNPWA/Hon'ble Chairman ST Commission/1/2021 Dated 9th March, 21, on which unfortunately and sadly no follow up action has been taken at all by the Commission so far. (Enclosed).

Respected Sir

BSNL management has acted in an unprecedentedly atrocious, unpardonable, contemptuous and highly condemnable way in oppressing the legitimate rights of ST officials of Maharashtra Circle by withholding their Ex gratia, Gratuity and Leave encashment after they opted for VRS in March, 2019 on the grounds that they revalidate their caste certificates **in despicable defiance**

and complete disregard of the decision of the Parliamentary Committee on welfare of scheduled Castes and Tribes emphatically conveying the decision of the Govt. vide letter at Ref 1 (Enclosed) that caste revalidation of ST officials recruited after 1995 is only required to be obtained. But with highest impunity and blatantly defying the decision of the Parliamentary Committee, disgraceful and ridiculous BSNL Management blatantly ignored the decision of the highest authority in the Govt.

Subsequently, Ministry of Personnel, PG and Pension Welfare vide letter at Ref 2, dated 30th Nov,21, (Letter Enclosed), in crystal clear terms has reiterated to all the Ministries/CPSEs following CCS (Pension) Rules, 1972, which inter alia state;

“The matter has been examined in this department in accordance with Rule 9 and Rule 69 of the Central Civil Services (pension) Rules 1972, a provisional pension may be sanctioned to an employee against whom any departmental or judicial proceedings are pending at the time of retirement. In that case, no gratuity shall be paid till conclusion of departmental or judicial proceedings and issue of final orders thereon.

The Central Civil Services (pension) rules, 1972 or instructions/guidelines issued by this department , however, do not provide for withholding of the retirement benefits under any other Circumstances, including on account of pending verification of caste status of the employee”

These explicit and absolutely unambiguous provisions contained in the 1972 CCS (pension) 1972 Rules are being trampled over by thick skinned, insensitive, callous BSNL Management with ulterior and diabolical motives of continuing to ruthlessly oppress the downtrodden strata of the society by shamelessly continuing to deny and withhold ST officials of Maharashtra Circle their legitimate terminal benefits like gratuity, ex gratia, leave encashment etc. for the last three years on the grounds that their caste credentials need to be revalidated. **Brazen faced and thick skinned BSNL Management has not only withheld the terminal benefits of ST officials but CGM/MH, in highly sadistic and condemnable manner, is indiscriminately issuing charge sheets to these hapless and innocent ST officials for not getting their caste validation done. This is how BSNL Management, not being held accountable by the concerned authorities, particularly the Hon’ble ST/Commission which has the statutory jurisdiction to act, and not being proceeded against in accordance to the provisions of SC/ST atrocities act, is acting with temerity and highest degree of recklessness.**

It is also intriguing as to why Hon’ble ST Commission, despite seeking their timely and benign intervention to act against BSNL management vide our letter at Ref 4 dated 9th March,21 (enclosed), has not taken any cognizance of very serious, unpardonable and deliberate lapses of BSNL Management in perpetrating heinous criminal acts against ST officials, even though the

actions of the BSNL Management unquestionably and undoubtedly attract and invite the provisions of 1989 SC/ST atrocities act.

Hon'ble Sir, after bringing to your benign notice the aforesaid unparalleled, atrocious, and unpardonable acts of BSNL Management in unleashing victimization against hapless ST officials of MH Circle, which warrant imminent and highest degree of punishment against concerned officers of BSNL Management, we are confident that your Hon'ble self will be unsparing and as much ruthless as Management has been against ST officials in coming down heavily on them without any further loss of time. This imminent action of your good self will go a long long way in averting the kind of unwarranted torture and trauma inflicted on ST officials by brutal BSNL Management, completely devoid of human touch.

With kind regards,

Sincerely yours



(G.L.Jogi)

Copy to:

1. Respected Smt Renuka Singh Saruta, Honble MOS/Tribal affairs, for kind information and immediate n/a to render justice to ST victims of MH Circle.
2. Respected Sh.Harsh Chouhan, Hon'ble Chairman/ST Commission. He is requested to kindly initiate appropriate and immediate proceedings against concerned officers of BSNL Management under relevant provisions of SC/ST atrocities act for their unforgivable and atrocious actions tan amounting to torture of ST officials of MH Circle.
3. Respected Sh. V. Srinivas, Secy/ Dept of pers, PG and Pension for kind information pl..
4. Respected Sh. K.Rajaram, Chairman DCC & Secy(T) for kind information and n/a please.
5. Respected Sh Anil Kumar Jha, Secy/Ministry of Tribal affairs for kind information and immediate n/a please.
6. Respected Sh. A.K. Mittal, Member(S), DOT, for information & n/a please.
7. Respected Sh. P.K.Purwar, for information pl.
8. Respected Sh. Arvind Vadnerkar, Dir(HR?BSNL< for information pl.
9. CGM/MH, for information.
10. GM(HR)/MH for information.

