



Sanchar Nigam Pensioners' Welfare Association

Reg.No: SOCIETY/WEST/2021/8902564

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SNPWA/ CHQ/ Secy(T)/3/24.

Dated 28th Oct, 24.

To

Shri Neeraj Mittal Ji,

Secretary(T), Sanchar Bhawan, New Delhi

Subject: Implementation of Supreme Court Judgment of 6th Sept, 24, on Grant of Notional Increment

Reference: DOT No. 30-03/2019-Pen(T) dated 18-10-2024

Sir,

It is with profound disappointment and grave concern that we bring to your attention the recent order issued by the Department of Telecommunications, referenced above, which is not only retrograde, highly prejudiced and discriminatory but is in stark and naked contravention of the Supreme Court's judgment by limiting its scope to Central Government employees. By advertently isolating BSNL/ MTNL absorbed employees from the purview of Application of the said Judgment, DOT Establishment has yet again exposed its ulterior designs towards absorbed employees of BSNL/ MTNL and this meek action of the concerned officers reflects very poorly on their professional integrity. **That the concerned officers have the audacity to amend, modify and dilute, with temerity, the Judgment of the Apex Court with the sinister intention of continuing to inflict damage on BSNL/ MTNL employees speaks volumes about their deep rooted prejudice and bias towards them.**

We are compelled to express that this fabricated and manipulated directive is not only biased and prejudicial but legally indefensible, untenable and deeply regrettable, deserving strongest possible condemnation.

The Supreme Court's judgment clearly specifies its applicability beyond just the petitioners or interventionists, encompassing similarly placed third parties as well wef 11.04.23. The Judgment

does not even remotely distinguish between CDA/ IDA scales in so ar as it's Application is concerned.

It is intriguing and incomprehensible as to on what grounds has the competent authority restricted Application of the Judgment to Central Government Employees when the Apex Court in it's Judgment of 6th Sept, 24 has already extended the benefit of notional increment not only to 65 intervenors from BSNL but also to third parties from BSNL (those who have not approached the Apex Court) wef 11.04.23.

The extension of this benefit by the Apex court to 65 intervenors from BSNL on 29-03-2023 unequivocally demonstrates that the judgment is not confined to Central Government employees alone. The Department's restriction is, in fact, in utter and contemptuous disregard and defiance of the Supreme Court's unambiguous and unequivocal Judgment dated 6th September 2024.

Moreover, this recent directive by DOT yet again exposes what appears to be an entrenched and regrettable bias against absorbed employees of BSNL/MTNL, which is evident in the persistent denial of their lawful entitlements.

Please note that the pending Miscellaneous Application filed by U.O.I in the Supreme Court pertains solely to the date of effect of the judgment's implementation for third parties which the Apex Court has already adjudicated from 11.04.23 and bears no influence on the merits of the case itself.

We, therefore, urge your esteemed office to recognize the gravity of this naked violation and direct the concerned officers within DOT to abide by the Supreme Court's ruling, devoid of their inherent prejudice, and to retract the restrictive directive with immediate effect.

We appreciate your understanding and look forward to prompt and appropriate action in this matter.

With respectful regards,



G. L. Jogi

General Secretary

Copy to

1. Sh Rohit Sharma, M(S).He, as competent authority, is requested to initiate immediate action to rescind this highly retrograde, untenable, biased and discriminatory order.
2. Sh Manish Sinha, M(F), for information PI
3. Sh Sh Robert J. Ravi, CMD/ BSNL, for information PI.