

No.: AIBSNLEA/Raj/CGMT/2005-2006/28 TO:

> Shri Mohan Lal Gumber Chief General Manager Rajasthan Telecom Circle, BSNL, Jaipur-302001.

Sub: -Irregular local officiating promotion order in JAG cadre in Violation of Hon'ble CAT Allahabad decision.

Sir,

We are constraint to bring to your kind notice that the ITS officers who have not opted BSNL and their deemed deputation ended on 15-10-2005 have been given local officiating promotion on JAG posts who were repatriated to DOT. Vide CGMT Rajasthan letter No. STA/8-11/GA/Option/05/Ch-II/21 dated at Jaipur the 20-10-2005. In compliance to the decision of Hon'ble CAT Allahabad interim order dated 21st Oct 2005 these ITS officers were allowed to assume the charge of the post held by them prior to 18th Oct 2005. The STS of ITS Group 'A' officers who are given local officiating promotion to JAG posts were holding the post of D.E. on 17-10-2005 and as per the interim order of Hon'ble CAT Allahabad order status-quo ante existing before 18th Oct 2005 was to be maintained.

In violation to Hon'ble CAT Allahabad direction the Circle Office Jaipur vide letter STA/8-11/JAG/XVII/70 dated at Jaipur the 17-11-2005 has issued local officiating promotion order from D.E. to DGM non-optee ITS officers on BSNL posts. Whereas, against JAG posts of BSNL the executives of BSNL adhoc DEs should have been given the look after charge as being given in many Circles of BSNL. In this manner the legitimate right of adhoc STS Group 'A' officers is being denied.

Moreover, about 115 STS of ITS Group 'A' posts are lying vacant since last four months, these vacant STS posts are not being filled-up by local officiating promotion basis through eligible TES Group 'B' officers in view of the stay order given by the Hon'ble High Court Jaipur filed by one ADET JTS of ITS Group 'A' officer. The hearing of this case is on 2^{nd} Dec 2005 but till date the Circle office Jaipur has not filed the reply and has also not filed stay vacation application in the Hon'ble High Court Jaipur. The TES Group 'B' officers are being deprived off even from local officiating promotion to STS of ITS Group 'A' cadre.

We shall, therefore, request you to cancel these irregular, local officiating promotion order to the cadre of JAG for non-optee ITS officers against BSNL posts issued in violation to Hon'ble CAT Allahabad decision which tantamount contempt of Hon'ble court and make look after arrangement of adhoc STS(JTS / Non JTS) officers in JAG in accordance the instructions issued by BSNL H/Q New Delhi.

With kind regards,

Yours sincerely, Sec. W. Am

Dated at JP the 24th Nov. 2005

(PRAHLAD RAI) Circle Secretary

Copy to:-

- (i) Shri Yaswant S Bhave, Addl Secretary (T), New Delhi
- (ii) Shri A.K. Sinha, CMD, BSNL, New Delhi
- (iii) Shri H.C. Jayal, Jt. Secy., DOT New Delhi
- (iv) Shri Niranjan Singh, Director (HRD), BSNL, New Delhi
- (v) Shri Sudhir Saxena, Director Absorption Cell, DOT New Delhi
- (vi) Shri S. Basu, General Secretary, AIBSNLEA, CHQ, New Delhi