

ALL INDIA BSNL PENSIONERS' WELFARE ASSOCIATION

[Regd. T 1833/09]

Website: www.bsnlpensioner.in

eMail: bsnlpensioner@gmail.com

AH 189/61, 3rd Street, Auroville Flats, Anna Nagar, Chennai 600040.

President: P S Ramankutty
Phone: 09447551555

General Secretary: G Natarajan
Phone: 09444929799

IMPORTANT MEETINGS IN DELHI

Dear Comrades,

Namaskar.

CHQ office-bearers Coms. D.Gopalakrishnan, G.Natarajan and P.Gangadhara Rao were in Delhi between 7/11 and 10/11/17. Hon. Minister for Chemicals & Fertilizers Shri Ananthkumar wanted us to meet him at Newdelhi on 7th and Secretary, Telecom Ms. Aruna Sundararajan gave us time for discussion at 5 pm on 8/11/17. We met both of them as per their schedule. In addition, we met Shri S.K.Jain (DDG, Estt.) for a short time, because he had to leave for Ahmedabad, Ms.Lynda (DDG, Accts.), Shri Trivedi (Director, Accts.) and Shri Sanjay Agarwal (Director, Pension) on 8th 9th November 17. The outcome is given below for your information.

Pension Revision from 1/1/2017

Shri Ananthkumar told us that he had talked to Secretary (T) and she gave her version. You meet her and explain your view-points and request her to send a positive 'Note' to Hon. MoC. He also told us that it is the first step and we may have to overcome many a hurdles particularly from Department of Expenditure. To quote him "if you give 10 points to justify your demand DoE may give 15 points to deny". Let us think about to overcome those hurdles at a later stage.

We met Secretary (T) and told her the following points in short.

- 1) We met Secretary (T) Shri R.K.Garg in 2015 when 7th CPC report was not submitted to the Govt.
- 2) We met Secretary (T) Shri J.S.Deepak in 2016 when 3rd PRC report was not submitted to the Govt.
- 3) We are meeting you now, after the Govt. issued orders for implementation of those two recommendations.
- 4) We submitted memorandum to 7th CPC and

tendered oral evidence before the 7th CPC. After hearing our views, Chairman, 7th CPC Justice Shri A.K.Mathur commented that there is a 'prima facie' in your demand and we shall call for the comments from DoT. Accordingly 7th CPC forwarded our memorandum to DoT in December 2014. Till we met Secretary (T) on 4/8/2015 the comments were not sent to 7th CPC by DoT. On our insistence, the comments were sent on 17/8/2015 to 7th CPC which stated the following in the last "Applying the same fitment formula on pay/pension revision may perhaps not be feasible. **However, this point can further be examined and deliberated by the nodal department, i.e. DoP&PW**". Our memorandum is only on pension revision and not for pay revision. We discussed this issue with Shri Harjeet Singh, Director (Pension) in DoP&PW in February 2016 and after hearing our views, he told us that DoP&PW will consider the demand provided DoT sends the proposal with due justification. In accordance with the comments offered to 7th CPC on our demand we request DoT to examine and deliberate with nodal department.

5) Almost all the recommendations of 6th CPC were made applicable to BSNL IDA pensioners from 1/1/2006 after the clarification given by DoP&PW.

6) Mentioned about sub-rule 8 of Rule 37-A.

7) All orders issued by DoP&PW on retirement benefits based on CPC recommendations, accepted by Gol, says "It is applicable to pensioners and family pensioners covered under CCS (Pension) Rules 1972.

8) Para 7(a) of DoP&PW order (after 6th CPC in 2008 and after 7th CPC in 2016) says "**Govt. servants on permanent absorption in PSU continue to draw pension separately from the Government, the pension of such absorbees will be updated in terms of these**

orders”. When this was pointed out, the authorities interpret this that it is applicable only to those absorbees who are on CDA pattern. This cannot be a point to deny, because in accordance with Apex Court judgement dated 3/5/1990, employees appointed by any PSU on or after 1/1/1989 shall only have IDA pattern of pay which was accepted by the Govt. and accordingly DPE issued orders. So, IDA is not the creation of the employees or pensioners.

9) We told about our meeting with Hon.MoC, Shri Manojsinhha on 12/9/17 and Shri Ananthkumar on 7/11/17 and requested her to send a positive ‘Note’ to Hon. MoC.

10) Secretary (T) told that she cannot give any assurance right now, since further examination is required on the points we have raised particularly Apex court judgement etc. Before sending a note, deep examination is required on certain points like a) likelihood of anomaly that may arise, b) past history, c) whether the solution is temporary or permanent etc. Our letter was handed over to DDG (Estt.) to supply the feed-back.

As per Shri Ananthkumar’s instructions, we handed over a written brief, about our discussion with Secretary (T), to his personal secretary on 9th at his office requesting for Hon. Minister’s effective intervention further.

Other issues

About holding **National-level pension adalat**, DDG (Accts.) informed that they have sought information from the CCAs about the number of pending cases and number of cases which require policy decision or intervention at directorate level. So, the process is on and on receipt of information, which may take two months, a decision shall be taken.

Two individual cases from Tamilnadu (non-grant of DCRG, family pension even after 10 months. The official died in harness in December 16, non-grant of due pension since 2007 to another pensioner etc.) were discussed.

Pension payment directly to pensioner’s account by DoT (avoiding bank route) is fully implemented in MTNL. Experiment of the same in some circles of BSNL is being done and before 31/12/2018 it would be completed throughout the country. DoT wanted the pensioners to supply the following information to the respective CCA.

a) Aadhar number b) PAN number c) email-ID if available d) Mobile number e) Bank account details like account number, Bank/Branch name, IFSC etc.

Pending 78.2 cases of Kerala circle (for want of clarification from DoT), Chennai CAT case regarding extra increment was also discussed.

Patna CWC held on 11th& 12th November 2017

Our Association flag was hoisted by our President Com P.S.Ramankutty. CHQ office-bearers Coms. Deshpande and T.S.Pillay have expressed their inability to attend the CWC. Due to weather condition, many trains were late and hence some CWC members joined late.

Com A.K.Singh, Circle Secretary, Bihar welcomed all. General Secretary Com G.Natarajan read the report explaining the happenings between last CWC and this CWC. CHQ treasurer Com T.S.Vittoban submitted the audited accounts for the year 2016-17 and un-audited accounts for the period 1/4/17 to 31/10/17.

Com Anupam Kaul of NTR circle was co-opted as AGS against the existing vacancy.

Com D.Gopalakrishnan (Vice-president) spoke about the need to file case in Principle Bench, CAT, Newdelhi on two issues i.e. 1) Arrears from 1/1/2007 to 9/6/2013

for 78.2 beneficiaries 2) Pension calculation on the basis of notional LPD for BSNL IDA pensioners who retired between October 2000 and December 2005. He also informed about the developments in Delhi regarding pension revision, the disparity between pre-2007 and post-2007 retirees in granting medical allowance for outdoor treatment.

General Secretary spoke about the organizational developments particularly in NTR circle. NTR circle leadership refused to accept circle quota from HQ Branch, refused to admit the delegates from that

Branch despite the direction from CHQ. The direction given by three CHQ office-bearers including President who attended their conference on 12/4/2017 was neglected by them. They have violated the constitutional provisions and R.C.Malhotra, AGS (also circle president) openly spoke against the unanimous decisions of Bengaluru AIC. This indiscipline cannot be tolerated and hence show-cause notice was issued by General Secretary to the AGS and NTR circle secretary. Though they submitted their reply they have not replied to all the points and hence their reply was unsatisfactory. They had their design to join the other organization even before holding the conference on 12/4/2017 and many BSNLEU members attended that conference. Though very few members along with this leadership have gone to the other organization, majority of members remain with our organization. The CWC may appoint an adhoc committee with Com P.C.Kaushik as convenor and hold a fresh District conference of Delhi Traffic Branch. After reorganizing the Branches, the Circle conference can be held. General Secretary also informed about some problems in UP West and West Bengal circles.

Treasurer gave the details about average receipt and average expenditure and CHQ can pool all the existing 14 FDs and deposit **One Crore** in SBI within one year for a period of 5 years.

Then discussion on report, common problems, organizational matters started in which all the 22 circles and some of the office-bearers participated.

Open Session

The Open Session was inaugurated by Chandheshwar Singh (General Secretary, NFTE-BSNL) and the chief guest was R.P.Singh (Retd. PGM, Patna). Both of them greeted the CWC and appreciated the work of our organization. Both of them joined our organization as Life Member by paying the subscription on the spot. Com C.Singh narrated his personal experience about payment under BSNLMRS. He lost his wife in December 2016. He submitted a bill for

her hospitalization for about Rs.56,000/- and the bill is not yet paid by BSNL.

In the open session, our CHQ office-bearers P.S.Ramankutty, D.Gopalakrishnan, and G.Natarajan spoke apart from Bihar Circle President & Circle Secretary.

Next AIC

CHQ vice-president Com J.K.Tripathy explained about the proposal of holding the next AIC at Puri. He told that it can be held in the second half of September 2018. Expected number of delegates/observers are 1500. There is no choultry which is neat, hygienic, with sufficient number of bathrooms. Hence they want to provide lodge accommodation to all the delegates. Each room may cost Rs.700/- per day in which 3 persons can stay. Even though the conference is for two days they have to provide accommodation one day earlier and one day later. Total expenditure would be 24 lakhs (other than boarding) approximately. But they would be able to collect nearly six lakhs from their 1200 members. Keeping all these in mind, he wanted to fix the delegate fee as Rs.1,000/- (this delegate fee is sufficient to meet boarding) and CHQ should collect Rs.50/- per member and handover to Reception Committee an amount of Rs.15/- lakhs. They can adjust the shortfall of Rs.3/- lakhs through sponsorship.

Decisions

For Puri AIC, Delegate/observer fee shall be Rs.1,000/- (onethousand only). If anyone comes with family they can be provided accommodation at their cost provided they inform in advance. Boarding shall be arranged for all.

All Districts should remit AIC special donation @ Rs.50/- per member to CHQ before 30th April 2018. Circle Secretaries should monitor.

Since erstwhile Circle President, Secretary & Treasurer of NTR circle have switched over their loyalty to other organization, they are no longer members of AIBSNLPWA and members of AIBSNLPWA of Delhi should not

have any connection with regard to this move of these persons. Erstwhile Circle Secretary and Circle Treasurer of NTR circle should make over the funds collected in the name of AIBSNLPWA to CHQ before 15/12/2017 or else appropriate action shall be taken. Com P.C.Kaushik shall be the convenor for an adhoc committee of Delhi Traffic Branch and he should hold District Conference before 31/3/2018. Later CHQ shall make necessary arrangements for holding circle conference.

UP West Circle Secretary shall hold CEC early giving due intimation to all including CHQ. CHQ shall depute one of its office-bearers to that CEC and guide them for implementing the decisions in accordance with constitutional provisions.

Kolkatta traffic branch should remit circle quota to the circle branch. Circle Secretary should hold the circle conference before 31/12/2017 with due notice to all including CHQ.

FUNDS

Existing 14 FDs shall be merged within one year and one crore rupees shall be deposited in SBI for a period of 5 years. This FD will named "Reserve Fund"and should not be cashed in without a specific resolution passed by CWC. The quarterly interest earned out of this Fixed Deposit shall be utilized for day-to-day functioning and release of Pensioners' Patrika.

To get arrears from 1/1/2007 for 78.2% IDA merger and consequential retirement benefits for post-2007 retirees case can be filed in Principle Bench, CAT, Newdelhi. Similarly, pension @ 50% of notional LPD for those who retired from BSNL between October 2000 and December 2005 case can also be filed in the same CAT on behalf of our All India Association.

Branches are directed to conduct Generalbody meetings on 17/12/2017 **(Pensioners' Day)** or any suitable date in December 2017, pass resolution demanding pension revision from 1/1/2017 on the basis of 7th CPC fitment formula and send to Hon. MoC and Secretary, Telecom with due intimation to CHQ. CHQ shall consult General Secretary of BDPA(led by Com D.D.Mistry) and AIRBSNLEA (led by Com Kishan singh) whose organizations also agree with that demand and decide a suitable programme of action.

All are requested to implement the decisions in letter and spirit.

With greetings

Yours fraternally,

(G.Natarajan)
General Secretary.

18-11-2017

AIC DONATION

BRANCHES TO COLLECT Rs 50/= FROM EACH MEMBER AND SEND TO CHQ BEFORE 30th APRIL 2018 FOR CONDUCT OF AIC AT PURI IN SEPTEMBER 2018. (Branches need not send the amount to Reception Committee directly.)

DISTRICTS TO HOLD MEETINGS ON 17-12-2017 TO OBSERVE PENSIONERS DAY, PASS RESOLUTIONS AND SEND TO MINISTER OF COMMUNICATIONS AND DOT (SECRETARY).

RESOLUTION

"REQUEST REVISION OF PENSION OF BSNL PENSIONERS FROM 1-1-2017 AS PER THE 7th CPC FITMENT FORMULA"