



BSNL EMPLOYEES UNION

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BSNLEU/323 (PJB)

13.05.2024

To,

Shri S.P. Singh
PGM(Estt.), BSNL CO.,
Bharat Sanchar Bhawan,
H.C. Mathur Lane, Janpath,
New Delhi – 110 001

Sir,

Sub: - **Implementation of the order of the Hon'ble CAT, Chandigarh, in OA No.1069/2018 dated 04.09.2023, as well as in some other OAs with regards to the refunding of recoveries made from Non-Executives in Punjab circle - reg.**

We wish to bring the following to your kind notice on the subject mentioned above, for favour of positive and early action.

The Hon'ble CAT, Chandigarh Bench, has delivered it's judgement in the OA No.1069/2018, as well as in some other OAs, directing the BSNL Management to refund the recoveries already made from the employees under the pretext of wrong fixation of pay.

The court has categorically ruled that the wrong pay fixation has been done due to the carelessness and negligence of the Management. The Hon'ble CAT has further confirmed that the employees have not made any misrepresentation, on account of which the wrong pay fixation had been done. For the fault totally committed by the Management, with regards to the wrong pay fixation, the retired Group 'C' employees should not be made to suffer the burden of recovery, observed the Hon'ble CAT, Chandigarh Bench.

The Hon'ble CAT has categorically directed the BSNL Management to refund the amount recovered from the applicants within a period of two months from the date of receipt of the court order. The Circle Union of BSNLEU, Punjab circle, has discussed about the implementation of the orders of the Hon'ble CAT, Chandigarh Bench, with the Punjab circle administration. However, our Circle Union has been replied by the circle administration that the case has been referred to the BSNL Corporate Office for the issuance of necessary guidance.

The hefty amount that had been made from the Non-Executive employees, was made in total violation of the order already delivered by the Hon'ble Supreme Court of India. The employees, who are mostly retired now have already undergone immense sufferings due to the unjust recovery of huge amounts. As such, relief should be provided to the affected employees, as per the judgements delivered by the Hon'ble CAT, Chandigarh Bench. Delay in implementation of the judgements is prolonging the sufferings of the affected persons.

In view of this, we request you to kindly issue necessary guidance to the Punjab circle administration for the immediate and total implementation of the orders of the Hon'ble CAT, Chandigarh Bench.

Thanking you,

Yours sincerely,

(John Verghese)
Acting General Secretary