

No. 100-26/2014-STG.I (Pt.)
Government of India
Ministry of Communication & Information Technology
Department of Telecommunications
(STG.I Section)

Room No. 419, Sanchar Bhawan,
20, Ashoka Road, New Delhi-110001

Dated: 25 April, 2014

ORDER

Whereas, in pursuance of order dated 26.12.2013 passed by Hon'ble Central Administrative Tribunal, Jaipur Bench while disposing of MA No. 435/2013 in OA No. 299/2013, a number of representations have been received in the Department of Telecommunications whereby the following reliefs have been sought:-

- i) Immediately grant equivalent status to the ITS officers deployed in BSNL as given to the junior absorbed officers in BSNL.
- ii) Ensure that none of the junior officers is posted in a position to bring them under the junior officer under the hierarchy.
- iii) Include all the positions required to be filled by the ITS officers in the pool of posts for promotion of ITS officers and promote them as have been done during the period from 1.10.2000 to 11.3.2013, i.e. maintain the status quo ante.
- iv) In case the above mentioned relief/claim is not acceptable, they may be repatriated to DoT as per option exercised by them to continue in DoT as Government servant.

Whereas, there cannot be any parity between the career progression of the absorbed and non-absorbed ITS officers, as these officers have made a conscious choice with attendant advantages and disadvantages. Now, the absorbed officers and ITS officers deployed in BSNL/MTNL belong to different cadres and promotion in one cadre cannot be tied with the promotion in other cadre.

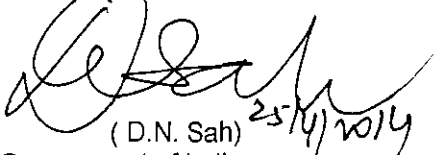
Whereas, the Department is fully seized of the concerns of unabsorbed ITS officers with regard to their career progression and promotion prospects. With this end in view, the process of cadre review of Indian Telecom Service has already been initiated to determine the actual requirement of ITS officers in the Department of Telecommunications in the changed scenario as also to address the promotion/stagnation aspects. Department is also exploring other options to address the issue of career progression of ITS officers.

Whereas, as submitted by the Department of Telecommunications in its counter reply filed by it before the Hon'ble CAT, Jaipur Bench, in OA No. 299/2013, Hon'ble High Court of Delhi in its judgement dated 17.4.2012 in WP No. 22515/2005 filed by ITSA had observed that "we have no doubt in our mind that the Government would not like to keep such of the petitioners who opt to revert to the Government idle and, subject to availability of positions with it, give them such work as is deemed appropriate to be performed by them". ITS officers have been deployed in BSNL/MTNL on year to year diminishing basis keeping in view, among other considerations, the said observation of the Hon'ble High Court of Delhi in order to gainfully utilize their services, as otherwise, ITS officers in excess of the requirement of this Department would have had to be declared surplus.

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2. Deployment of ITS officers in BSNL/MTNL for a period of ten years on year to year diminishing basis has been approved by the Cabinet as a special dispensation mainly on twin considerations, viz. (i) to meet the exigent requirement of ITS officers in these PSUs to ensure that the services in these organisations are not disrupted and their operations do not suffer due to lack of required manpower and (ii) to obviate a large number of technically qualified and experienced officers being declared surplus thereby wasting the precious human resource. Therefore, the conditional demand made by the representationists that they may be repatriated to DoT cannot be accepted.

3. This issues with the approval of competent authority in the Department of Telecommunications.



(D.N. Sah) 25/4/2014

Under Secretary to the Government of India
Tele: 23036282

To

The petitioners as per list enclosed (through CMD, BSNL).

Copy to:

1. The CMD, BSNL, Bharat Sanchar Bhawan, Janpath, New Delhi with the request that the copies of this order may be served to the petitioners working in BSNL and their dated acknowledgement may be sent to this office for record.
2. The CMD, MTNL CO, Mahanagar Doorsanchar Sadan, CGO Complex, Lodhi Road, New Delhi for information.
3. PPS to Secretary (T)/M(S).
4. JS(T), DoT HQ w.r.t. order dated 26.12.2013 in MA No. 435/2013 in OA No. 299/2013.
5. Director (IT), DoT for placing the order on the website of DoT.
6. Office copy.
7. Guard File.

S. NO.	NAME	STAFF NO.	GRADE	DESGN.	CIRCLE	
1	MANISH LODHA	21116	JAG	DGM	RAJASTHAN	
2	A.K. BHARGAVA	652	SAG	CGM	RAJASTHAN	
3	BIPIN KUMAR ROY	20439	JAG	ADDL. GM	RAJASTHAN	
4	AKHILESH K. GUPTA	8545	SAG	GM	RAJASTHAN	
5	MUKESH KUMAR	21034	JAG	DGM	RAJASTHAN	
6	ALPANA AGRAWAL	08049	SAG	SR. GM	RAJASTHAN	
7	BALKRISHNA AGARWAL	8031	SAG	SR. GM	RAJASTHAN	

