No.250-22/2014-Estt.III

To

Heads of all BSNL Circles and Administrative Units.

(through Intranet)

Sub : Implementation of High Court /CAT Orders consequent to dismissal of SLP(C) No.17130 - 17131/2012 by the Hon'ble Supreme Court of India vide Order dated 15.07.2016 - clarifications.

Sir,

Pursuant to issue of Lr. No.250-32/2014-Estt.III dated 9.3.2017, this office has been receiving queries from various Circles / representation from officials seeking clarifications on the above subject. The issues have been examined and the clarifications are as under:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Query</th>
<th>Clarification</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Whether the Court Judgement is to be implemented in respect of the Stenographers who were on the gradation list as on 31.12.2003 or as per present gradation list.</td>
<td>Gradation list as available at the relevant point of time, on or before 31.12.2003, is to be operated.</td>
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<td>2</td>
<td>Whether the order is to be implemented in respect of Stenographers Gr.III, who were subsequently promoted to executive cadres.</td>
<td>Yes. Promotions granted on or after 1.4.2004 will have no effect on the eligibility for consideration against vacancies on or before 31.12.2003.</td>
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<td>3</td>
<td>Whether the order can be implemented in respect of those officials who will be completing the eligibility conditions after 31.12.2003, if vacancies are available</td>
<td>No. Only those officials who fulfil the eligibility conditions as per the Recruitment Rules in operation as on 31.12.2003 can be considered for such promotion.</td>
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<tr>
<td>4</td>
<td>Whether the order is applicable to officials who are not applicants in the CAT/Court Cases.</td>
<td>Yes. The order is applicable to officials in all Circles, irrespective of whether they were applicants in CAT /Court Cases or otherwise, subject to the condition that they were eligible for promotion as per the earlier RRs and subject to availability of vacancies.</td>
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Action may kindly be taken accordingly.

Yours faithfully,

(Zanal Zachariah)
Asst. General Manager(Estt.III)
Phone: 011-23310401

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