



ALL INDIA
BHARAT SANCHAR NIGAM LIMITED
OFFICERS' ASSOCIATION

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No. AIBSNLOA/CHQ/2013/112

Dated: 21st May 2013

To

Shri R. K. Upadhyay,
Chairman & Managing Director,
Bharat Sanchar Nigam Limited,
New Delhi 110 001.

Subject: Non- grant of First Time Bound Financial Up-gradation due on 01.10.2004 under TBP Policy 2007 to the BSNL Executives against whom no Vigilance Case was pending as on the due date.

Ref: 1. BSNL Letter No.400-164/2012-Pers.I dated 20.9.2012
2. Our earlier letter No. AIBSNLOA/CHQ/2012/73 dated 26.10.2012

R/Sir,


This is with reference to our letter cited under Ref.2 above (*copy enclosed for ready reference*) wherein we had pointed out that the stipulation in Para (c) of the BSNL's Office letter dated 20.9.2012 that, "Disciplinary cases of minor penalty, emanating beyond the due date of time bound up-gradation, may not affect the grant of time bound up-gradation" which appeared to imply that disciplinary case of major penalty emanating beyond the due date may affect the grant of time bound up-gradation, is not only contradictory to Para (b) but also to the existing guidelines on sealed cover procedure. No judgment of any Court has advised such discrimination/differentiation between minor and major penalty cases emanating after the due date. We had accordingly requested that suitable modification to the BSNL's Office letter dated 20.9.2012 may be issued by removing the stipulation mentioned in Para (c), so as to provide the relief intended to be given to concerned persons.

Since no clarification has been issued on this so far, the issue of time bound up-gradation in respect of major penalty cases emanating after the due date remain unresolved in some circles. We shall be thankful if an early clarification removing the stipulation mentioned in Para (c) of the BSNL's Office letter dated 20.9.2012 is issued.

With kind regards,

Encl: as above

Yours sincerely,


(Rakesh Sethi)
General Secretary

Copy to:

1. Shri A. N. Rai, Director (HR), BSNL
2. Shri V. K. Singh, Chief Vigilance Officer, BSNL
3. Shri A. K. Jain, Sr. General Manager (Pers),
BSNL, CO, New Delhi