

ALL INDIA BHARAT SANCHAR NIGAM LIMITED RETIRED EXECUTIVES' ASSOCIATION
Central Headquarters
New Delhi

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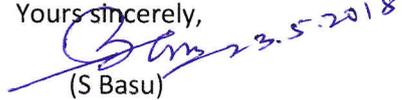
Dear Friends,

As informed earlier our Writ Petition on pay and pension arrears issue was filed in Delhi High Court on 15.05.2018. The Court had pointed out certain deficiencies in the WP which were rectified by following next two/three days. The WP was finally listed for to-day and it was heard accordingly. The Government pleader registered his preliminary objection stating that a case of the same nature is pending before the Principal CAT and therefore admission of this Writ Petition by the High Court will not be proper. Our Advocate argued that we have come here with the permission of the Supreme Court and the petitioners in the case are all aged senior citizens and therefore cannot wait indefinitely to get justice. Moreover, the relief sought in our Writ Petition and the grounds relied upon are not exactly the same as prayed in the stated OA in Pr. CAT. Our advocate also mentioned how DOT arbitrarily implemented the DPE Order on fitment benefit by allowing merger of 78.2% IDA from a prospective date which resulted in series of subsequent wrong decisions affecting the pensioners. This was duly noted by the judge. Finally, after listening both the sides, the Court dictated an order which is yet to be received. However, the Court observed that since the Pr. CAT is already seized of the identical issues, it would be appropriate for the Pr. CAT to deal with the issues involved. **Accordingly, it disposed-off the Writ Petition and now we are to start our case with the Pr. CAT.**

2. Thus, our efforts to get speedy justice from the Higher Courts did not materialize. We also wanted to avoid Pr. CAT since the other OA filed by another association and pending in the Pr. Bench is standing on different footings on many points than that of ours. We have challenged DOT OM dated 10.06.2013, but they have not. They have termed fixation as per this OM as for "notional" which is grossly wrong and could spoil the case. They have not asked for pay arrears, but we have. Now, on receiving the court Order passed today, we will take appropriate action to pursue with our case further.

With best wishes,

Yours sincerely,


(S Basu)

GENERAL SECRETARY

To

All Branch/State Secretaries/CWC Members/CHQ Office Bearers