

**BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL AT
JABALPUR**

O.A. NO. 582/2020

APPLICANTS : Surendra Singh & Others.

-Versus-

RESPONDENTS: Union of India and Others.

DECLARATION OF ADVANCE COPY

Applicants most humbly submits as under:-

That, applicants also submit that an undertaking that the Advance Soft Copy of the entire application along with annexures has been supplied to the Standing Counsel for Respondent (Shri S.P. Singh, Counsel for BSNL) on their official Email ID:- **spsingh9425153220@gmail.com** (Mob. No. 9425153220) on the email addresses mentioned on the website of the corresponding Respondents and as also provided on the instructions issued by this Hon'ble Tribunal pertaining to e-filing.

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Jabalpur,
07.01.2021

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Jabalpur,
07.01.2020

Manoj Sharma
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(MANOJ SHARMA)
COUNSEL FOR APPLICANTS

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**REJOINDER ON BEHALF OF APPLICANT TO THE REPLY
FILED BY THE RESPONDENTS**

Applicants above named most respectfully submit as under:-

1. That, by way of the present Original Application under Section 19 of the Administrative Tribunals Act, 1985, applicants who are presently working as Junior Telecom Officer(Telecom) {'JTO(T)' herein after in short) being aggrieved with the action of the respondent authorities whereby without taking any decision on the objections preferred by applicants, in terms of the communication dated 12.10.2020 & 19.10.2020 whereby respondent authorities have issued an integrated final All India Eligibility List of JTO(T) for holding DPC for promotion to the post of SDE (T) against 67% 'seniority cum fitness' under Other Category for Recruitment Year 2001 & ST category from the Recruitment Year 2002 to 2005 and a provisional All India Eligibility List of JTO(T) for holding DPC for promotion to the post of SDE (T) against 67% 'seniority cum fitness' under Other Category/SC category from the Recruitment Year 2002 to 2008 and ST category from Recruitment Year 2006 to 2008 has called the objection from all concerned by 31.10.2020. Applicants have preferred objection to the All India Eligibility List of JTO(T) in reference to the communication dated 12.10.2020, as in final integrated list of about 9481 officers out of which around 7000 officers have

retired/VRS/expired and around 500 are already promoted i.e. effectively list have 1400 DR JTO(T) & only 500 PR JTO(T) included for promotion which is in violation of the judgment of the Hon'ble High Court of Kerala & instructions of DoPT OM dated 03.07.1986. The Provisional AIEL published for JTOs recruited up to RY 2008 also contains a list of about 5850 officers with 4625 DR JTOs and only 1225 Promotee JTOs thereby violating the 1:1 ratio between DR and PR JTOs as laid down by Hon'ble High Court of Kerala & instructions of DoPT OM dated 03.07.1986. Applicants prayed/requested to prepare the seniority list in terms of the DoPT OM dated 03.07.1986 & also made roster for promotion of SC/ST category with the extended zone of consideration in terms of the OM dated 06.01.2006. But without taking any decision on the objections, respondent authorities vide letter dated 27.10.2020 directed to all the Head of Telecom Circle/Core Networking/Training Centre to furnish the APARs/Screening Committee report of JTO(T) & vigilance clearance for all the JTO(T) and other required details by 06.11.2020. But after two days on 29.10.2020 it has been directed to all the Head of Telecom Circle/Core Network/Training Centre to send the details related to objection, error, omission of the provisional All India Eligibility List after due verification of recruits available in circle be sent by 1st November 2020 for holding the DPC for promotion to the Post of SDE(T) against 67% seniority cum fitness ('SCF' herein after in short). Till date objections of applicants have not been taken into consideration by the respondent authorities and no decision in this regard have been communicated so far. Respondent authorities likely to convene DPC for promotion to the post of SDE(T) on the basis of provisional

All India Eligibility List within one week or might have been already convened on 01.11.2020.

2. That, in the instant matter respondents had filed their reply in which irrelevant and unnecessary facts have been mentioned and the same deserves to be ignored and it requires clarification. Hence, present rejoinder.

PARAWISE REJOINDER:-

3. **In re preliminary submission:-**

That, applicants have approached this Hon'ble Tribunal seeking direction to prepare the seniority list of JTO(T) in terms of the DoPT O.M. dated 07.02.1986 & 03.07.1986 & as per the directions of the Hon'ble High Court of Kerala to fix the inter-se seniority of Direct Recruited (DR) and Promoted (PR) JTOs for promotion to the post of SDE(T) through 67% SCF Quota in the ratio of 1:1 between direct recruits and promotee JTOs. As admitted by the respondent BSNL, applicants are eligible for promotion to SDE(T) from vacancy years 2017-18 and onwards. BSNL has completed the promotions to SDE posts up to vacancy years 2010-11 and the promotion to SDE posts for the vacancy years 2011-12 and onwards is under consideration.

In Para 2, although BSNL is admitting that the basis for preparation of AIEL for JTOs is in the ratio of 1:1 i.e. to say that one JTO from DR quota and one JTO from Promotee quota, it has not prepared the AIEL for JTOs in the ratio of 1:1. Representations submitted in this regard have not been considered by BSNL yet and hence the applicants have approached this Hon'ble Tribunal in the interest of justice.

Applicants further submit that, restoration of posts of SDE(T) illegally diverted to DE(T) by BSNL in 2018 is relevant as the 67% seniority quota promotions is post based promotion and the number of posts of SDE(T) have been drastically diminished by illegally diverting it to DE(T). Also as per promotion note sheet the diversion of SDE vacancies is conditional with following conditions:-

(c) Upgrading the SDE (T) posts to AGM(T) on matching saving basis to achieve the required number of vacancies:-

- i) 3105 numbers of vacancies can be filled by upgrading SDE (T) posts equivalent to 3105 number of AGM posts on matching saving basis. This may be considered due to the fact that on implementation of CPSU hierarchy the concept of vacancy based promotion will be replaced by Time bound promotion. The available vacancy in SDE grade will be abolished on notification of new promotion policy.
- ii) This is further to intimate that the promotion in SDE (T) grade is not being considered beyond 2010-11 vacancy year.

That, the BSNL not implemented the new promotion policy till now, also BSNL is going to fill up SDE (T) grade beyond 2010-11, in post based promotions, vacancy played an important role & restoration of posts of SDE(T) illegally diverted to DE(T) by BSNL in 2018 is related to the 67% seniority quota as promotions through DPC is post based promotions and the number of posts of SDE(T) have been drastically diminished by illegally diverting it to DE(T).

The issue of preparation of AIEL in the grade of JTO is the basis for promotion to SDE(T) grade and the number of promotions to SDE(T) depends on the available posts of SDE(T) which have been drastically reduced by BSNL and hence the restoration of 5192 SDE(T) vacancies illegally diverted to DE(T) is very essential to promote the eligible JTO(T) to the grade of SDE(T)

That, the Hon'ble High Court of Kerala has directed to promote the JTO(T) to the grade of SDE(T) by equal distribution of vacancies among the Direct Recruited (DR) and Promoted (PR) JTOs in line with the DoPT OM dated 07.02.1986 and 03.07.1986.

Department of Telecommunication (DoT) was formed into BSNL on 01.10.2000. Earlier JTO Recruitment Rules (RR) 1996 and then JTO RR 1999 was issued by DoT. Later after formation of BSNL, the JTO RR 2001 was notified. The JTO RR 2001 provides for 50% Direct Recruitment (DR) and 50% Promotion (PR) through LICE.

As per the JTO RR 2001, the respondent BSNL conducted direct recruitment (DR) periodically in 2001, 2002, 2005, 2007, 2008 and Special Recruitment Drive (SRD) 2010 & 2011. However, the promotions for the 50% vacancies from 2000 to 2012 through LICE was notified by BSNL in the year 2012, conducted on 02.06.2013 and successful candidates such as the petitioners joined in March 2014 after completing training formalities. Thus the 50% PR was not conducted periodically due to the illegal diversion of DR quota vacancies to accommodate excess Screening Test qualified JTOs over and above the available JTO vacancies till 31.08.1999.

There was no stay for conducting JTO LICE promotions from 2000 to 2009. However, BSNL did not conduct any LICE for 50% JTO(T) promotions during 2000 to 2009 as it was illegally diverting 500 vacancies each year from DR quota of 2001 to 2008 to accommodate the 6000 excess screening test qualified officials of the erstwhile DOT who had appeared in the screening test conducted for vacancies upto 31.08.1999 only. Copy of the notification dated 26.06.2013 in this regard is annexed as **Annexure-RJ/1.**

The Dept of Telecommunication vide its Letter No. 5-13/2002-SNG dated 10.04.2002, pointed out that the action on the part of BSNL to divert DR quota vacancies to Departmental quota is irregular as it is not permissible to divert vacancies pertaining to one quota to another quota and sought clarification from BSNL. Copy of the letter dated 10.04.2002 in this regard is annexed as **Annexure-RJ/2.** BSNL continued to divert 500 vacancies each year till 2008.

The diversion of vacancies was challenged in the Hon'ble High Court of Punjab & Haryana in CWP 5608/2007 dated 30.05.2008 which ordered for re-diversion of posts to DR quota. Copy of the order passed in CWP 5608/2007 dated 30.05.2008 is annexed as **Annexure-RJ/3.** Decision of Hon'ble High Court of Punjab & Haryana was upheld by the Hon'ble Apex Court in SLP Nos 13220-13221 of 2009 on 12.07.2020. Copy of the order dated 12.07.2020 passed in SLP Nos 13220-13221 of 2009 is annexed as **Annexure-RJ/4.**

Thereafter, BSNL created 3500 Supernumerary posts in November, 2008 to accommodate the already promoted 3500 JTOs against the diverted DR posts and cancelled the waiting list.

However, this creation of supernumerary posts was treated as illegal by the Punjab & Haryana High Court and during hearing in the contempt petition on 19.11.2008, Hon'ble the Punjab & Haryana High Court observed that "by creating supernumerary posts, the respondents have already created manpower & deliberately committed the contempt of this court".

These 3500 Supernumerary posts which do not form part of the working strength of JTOs have not been regularized by BSNL till 2020. However, BSNL is now trying to promote them to SDE(T) ahead of applicants by including their name in the AIEL List 2.

BSNL thereafter notified the LICE for JTO(T) promotions in 2009 which was challenged in the Hon'ble CAT Ernakulum and the High Court of Kerala by the excess screening test qualified officials who could not be accommodated against the diverted DR JTO posts upto 2008.

Thereafter, on dismissal of the case OP (CAT).No. 3714 of 2011 as per the directions of the Hon'ble HC Kerala, BSNL notified the LICE for the 50% PR vacancies from 2000 to 2012 in November 2012. Copy of the order dated 14.09.2012 passed in OP (CAT).No. 3714 of 2011 Hon'ble HC Kerala is annexed as **Annexure-RJ/5**.

As per the instructions contained in the DOPT OM 35014_2_80-Estt.D dt 07.02.1986 (**Annexure-A/2**) "Where appointment to a grade is to be made 50% by direct recruitment and 50% by promotion from a lower

grade, the inter-se-seniority of direct recruits and promotes is determined on 1:1 basis”

According to the DoPT OM 22011_7_86-Estt(D)dated 03.07.1986,

“the relative seniority of direct recruits and of promotees shall be determined according to the rotation of vacancies between direct recruits and promotees, which shall be based on the quotas of vacancies reserved for direct recruitment and promotion respectively, in the Recruitment Rules.”

Hence, the inter se seniority of DRs and PR JTOs should be fixed in the ratio of 1:1 according to the rotation of vacancies and as per the direction of the Hon’ble Kerala HC in OP (CAT) 25 of 2015 by equal distribution of vacancies among the Direct Recruited (DR) and Promoted (PR) JTOs.

BSNL conducted DR for JTOs periodically in 2001, 2002, 2005, 2007, 2008 & Special Recruitment Drive (SRD) in 2010 and 2011 as per JTO RR 2001 whereas the promotion for the 50% JTO vacancies of 2000 to 2012 was notified only in 2012 due to illegal diversion from 2000 to 2008 and now BSNL is trying to promote only the DR JTOs recruited from 2001 to 2008 and deliberately placing the promote JTOs of 2000 to 2012 in the RY 2012 which is incorrect.

As per the Clauses 5 (d) and 5(f) of the DOPT OM 20011_1_2012_Estt_D dated 04.03.2014. Copy of the OM dated 04.03.2014 is annexed as **Annexure-RJ/6**.

d) Recruitment Year would be the year of initiating the recruitment process against a vacancy year;

f) The initiation of recruitment process for any of the modes viz. direct recruitment or promotion would be deemed to be the initiation of recruitment process for the other mode as well;

Hence, it is very clear that the seniority of the promotees appointed against the 50% PR vacancies of 2000 to 2012 should be rotated with the Direct Recruited JTOs and the unfilled vacancies of DR/PR quota should be carried forward and added to the corresponding direct recruitment/Promotee vacancies of the next year (and to subsequent years where necessary).

As per Clause 3 of the DoPT OM 35014_2_80-Estt.D dated 07.02.1986,

Thus, if adequate number of direct recruits does not become available in any particular year, rotation of quotas for purpose of determining seniority would take place only to the extent of the available direct recruits and the promotees. In other words, to the extent direct recruits are not available, the promotees will be benched together at the bottom of the seniority list, below the last position upto which it is possible to determine seniority on the basis of rotation of quotas with reference to the actual number of direct recruits who become available. The unfilled direct recruitment quota vacancies would, however, be carried forward and added to the corresponding direct recruitment vacancies of the next year (and to subsequent years where necessary) for taking action for direct recruitment for the total number according to the usual practice. Thereafter, in that year while seniority will be determined between direct recruits and promotees, to the extent of the number of vacancies for direct recruits and promotees as determined according

to the quota for that year, the additional direct recruits selected against the carried forward vacancies of the previous year would be placed en-bloc below the last promotees (or direct recruit as the case may be) in the seniority list based on the rotation of vacancies for that year. The same principle holds good in determining seniority in the event of carry forward, if any, of direct recruitment or promotion quota vacancies (as the case may be) in the subsequent years.

It means that if there are 10 vacancies in a year, 5 vacancies are for DR and PR each as per the rotation of the vacancies. If there are only 3 DRs available, the remaining 7 vacancies should not be bunched together by Promotees. Only 5 promotees can be filled in that year and the 2 unfilled DRs should be carried forward to the corresponding DR vacancies in the next year. The same principle holds good in determining seniority in the event of carry forward, if any, of direct recruitment or promotion quota vacancies (as the case may be) in the subsequent years.

The illustration in the DoPT OM clarifies the above issue and is reproduced below:-

Illustration:

Where the Recruitment Rules provide 50% of the vacancies in a grade to be filled by promotion and the remaining 50% by direct recruitment, and assuming there are 10 vacancies in the grade arising in each of the years 1986 and 1987 and that 2 vacancies intended for direct recruitment remained unfilled during 1986 and they could be filled during 1987, the seniority position of the promotees and direct recruits of these two years will be as under:

	1986		1987	
1.	P1	9.	P1	
2.	D1	10.	D1	
3.	P2	11.	P2	
4.	D2	12.	D2	
5.	P3	13.	P3	
6.	D3	14.	D3	
7.	P4	15.	P4	
8.	P5	16.	D4	
		17.	P5	
		18.	D5	
		19.	D6	
		20.	D7	

However, BSNL has incorrectly prepared the integrated final AIEL List 1 with 1400 DRs and only around 500 PRs. Also in the AIEL List 2, there are 4625 DRs and only 1225 PRs. Hence the rotation of vacancies for the purpose of inter-se seniority between DR and PR is not followed as per the DOPT guidelines reiterated by the judgment of the Hon'ble HC of Kerala in OP CAT 25, 45 of 2015.

The Hon'ble HC Ernakulam in OP(CAT) 25 of 2015 has ruled that the inter-se seniority between DRs and PRs can be fixed by reckoning the date of appointment for DR JTOs and Date of promotion for PR JTOs and interposing them in the seniority list in 1:1 (in accordance with the rotation of quotas).

In the operative part of the OP (CAT) 25 of 2015 Judgment in Page 40 (reproduced below), the Hon'ble HC has ruled that BSNL should effect promotions against the unfilled vacancies of SDE equally distributing the vacancy among the senior most DR JTO and senior most PR JTO,

I DISCREPANCIES in THE INTEGRATED FINAL ELIGIBILITY LIST (AIEL LIST 1)

BSNL has published a Corrigendum/Addendum to the Integrated final eligibility list (AIEL LIST No 1) vide Letter No BSNLCO-PRII/18(11)/24/2020-PERS-II dated 09.11.2020 with the approval of the competent authority considering all the representations regarding omissions/errors containing a list of 198 JTOs. Copy of the corrigendum for correction in the All India Eligibility List (List No. 01) dated 09.11.2020 is annexed as **Annexure-RJ/7.**

The above Corrigendum consists of JTOs appointed on 28.04.2014 (after the applicants were appointed as JTOs on 31.03.2014) at Sr Nos 172 and 176 to 185. These 11 JTOs have been appointed as JTOs much later than the applicants but their name is included in the Integrated final eligibility list (AIEL LIST No 1) for promotion to the post of SDE(T).

As per the SDE(T) RR and also as per the statement by the respondent BSNL, these JTOs are eligible for SDE(T) promotion for the vacancy years 2017-18 only after completion of three years regular service as JTO as per the Recruitment rules. Whereas their names are included in the Integrated final eligibility list (AIEL LIST No 1) for promotion to the post of SDE(T) causing great injustice to the present applicants & other similarly placed JTOs(T) in other circles. Copy of the Sub Divisional Engineer (Telecom), Recruitment Rules, 2002 is annexed as **Annexure-RJ/7-A.**

Also, JTOs appointed on 06.01.2014 at Sr Nos 186 to 191 and JTO appointed on 07.12.2013 at Sr No 168 who are also eligible for the 2017-18 SDE(T) vacancy years only like applicants, but these JTOs are included in the Integrated final eligibility list (AIEL LIST No 1) for promotion to the post of SDE(T) which is wrong. Copy of the chart showing the same is annexed as **Annexure-RJ/8.**

Hence the Integrated Final Eligibility List (AIEL LIST No 1) alongwith the Corrigendum contains several lapses and not in accordance with the directions of the Hon'ble HC Kerala in OP (CAT) 25 of 2015 and hence deserve to be quashed.

II. DISCREPANCIES IN THE PROVISIONAL ELIGIBILITY LIST (AIEL LIST 2)

The provisional AIEL (List No 2) published by BSNL vide Letter No BSNLCO-PRII/28/11/2020-PERS-II Dated: 12.10.2020 **(Annexure-A/5A)** contains several discrepancies. The JTOs at Sr Nos 1408, 1418, 1430, 1710 and 4134 who have been promoted as JTO much later than the applicant in 2014 are included in the provisional AIEL List 2 which is totally unjustified **(Annexure-RJ/8)**.

The JTOs at Sr Nos 1700 and 1716 who have been promoted as JTOs in January 2014 and are eligible for SDE(T) promotion for 2017-18 vacancies like the applicants are included in the provisional AIEL List 2 thereby causing loss to applicants.

The DR JTO at Sr No 3112 who has joined BSNL as JTO on 28.07.2014 much later than the promotion of the petitioners as JTO(31.03.2014) and eligible for SDE(T) promotion for 2017-18 vacancies onwards like the applicants are included in the provisional AIEL List 2 thereby affecting the seniority of applicants.

In Para 18 of the Counter Reply by the respondent BSNL, it is stated that the applicants cannot claim seniority for the earlier year vacancies when they were not even borne in the cadre. However, when persons appointed/promoted later than the petitioners are granted seniority far ahead of the petitioners without completing the three years regular service as JTO as per the SDE(T) RR and in violation of the DoPT OMs and the direction of the Hon'ble HC Kerala, and the representation of the petitioners are not considered by the respondent BSNL, the petitioners have no other option than to approach this Hon'ble Tribunal in the interest of justice.

III. According to the SDE(T) Recruitment Rules,

As per Column 12 of the Schedule to the SDE(T) RR, promotion of JTOs with three years regular service in the

grade to SDE(T) Seniority sum Fitness 67% Quota shall be made on the basis of an ALL India Eligibility List at Corporate Office. The crucial date for determining the eligibility would be 1st July of the year to which the vacancies pertain. The SDE(T) promotions till vacancy year 2010-11 is completed by BSNL. The eligibility of JTOs for being promoted as SDE(T) is shown below.

JTOs appointed/promoted before following date are eligible for the SDE(T) promotion against SDE(T) Vacancy year.	SDE(T) Vacancy Year
01.07.2008	2011-12
01.07.2009	2012-13
01.07.2010	2013-14
01.07.2011	2014-15
01.07.2012	2015-16
01.07.2013	2016-17
01.07.2014	2017-18

In Para 18 of the Counter Reply by the respondent BSNL, it is admitted that BSNL had started the process of finalizing AIEL for conduction of DPC for the vacancies from 2011-12 & onwards. As per the information received through RTI, the available year wise vacancies in the 67% SCF quota are as given below.

1. The year-wise vacancies in SDE (T) cadre, is given in table below, as per available information :

Sl No	Vacancy year	Vacancies in Seniority Quota	Vacancies in Competitive Quota
1	2011-12	555	273
2	2012-13	656	323
3	2013-14	1401	675
4	2014-15	618	305
5	2015-16	597	286
6	2016-17	348	171
7	2017-18	430	211

Note: Vacancy calculation for year 2018-19 and 2019-20 is under preparation.

Copy of the information provided under RTI dated 23.09.2020 in this regard is annexed as **Annexure-RJ/9**. From 2011-12 to 2016-17, there are only 4175 vacancies available in the 67% Seniority quota and 430 vacancies available in 2017-18.

The eligible JTOs in AIEL List 1 are approx. 1900 and another 4000 eligible JTOs in AIEL List 2 are waiting for SDE(T) promotions and the petitioners are proposed to be included in AIEL List 3 only. The available vacancies in the Seniority Quota upto 2017-18 are only 4605. Hence applicants would be deprived of their opportunity for promotions to the vacancies of 2017-18 onwards due to unavailability of sufficient vacancies on account of

- (i) the illegal diversion of 5192 SDE(T) posts to create 4167 DE(T) posts, and
- (ii) by not implementing the DoPT guidelines and the Hon'ble Kerala HC judgement on 1:1 interse seniority by the respondent BSNL by equal distribution of vacancies among the Direct Recruited (DR) and Promoted (PR) JTOs.

IV Restoration of 5192 SDE(T) posts illegally diverted to create 4167 DE(T) posts.

The information supplied through RTI shows that 5192 SDE((T) posts were abolished and 4167 DE(T) posts were created. Copy of the information provided under RTI dated 18.03.2019 showing the same is annexed as **Annexure-RJ/10**. Also the note sheet supplied by BSNL through RTI (**Annexure-RJ/11**) reveals that CPSU Cadre Hierarchy Promotion policy was to be implemented from 01.07.2018 wherein the concept of Vacancy based promotion would be replaced by Time bound promotion and the promotion to SDE(T) grade was not being considered beyond 2010-11 Vacancy year. Hence the SDE(T) posts were upgraded to AGM posts on matching savings by abolishing SDE(T) posts and creating DE(T) posts. In this process, 4167 DE(T) posts were created by abolishing 5192 SDE((T) posts under matching savings in June 2018. However, BSNL has not yet implemented the Time Bound Promotion i.e., CPSU Cadre Hierarchy promotion policy w.e.f. 01.07.2018 and as per Para 18 of the Counter Reply, BSNL had started the process of finalizing AIEL for convening of DPC for the vacancies from 2011-12 & onwards. Hence, BSNL is still continuing with the vacancy based promotion for promotion to the grade of SDE(T) from 2011-12 onwards. In this context, the vacancies of SDE(T) diverted/upgraded to DE(T) have to be restored as the 67% Seniority cum Fitness quota promotion is vacancy based promotion and drastic reduction in the number of SDE(T) posts(5192 SDE posts) by diversion would block the promotion prospects of the eligible JTOs like the petitioners to the grade of SDE(T).

Applicants and similarly placed officials/JTOs in other circles throughout India have already suffered

heavily in the past when their promotion from group C post to JTO Group B was also blocked for several years on account of the diversion of JTO(T) posts which was later challenged & ordered to be reverted by the Hon'ble Punjab & Haryana HC and upheld by the Hon'ble Apex Court. Now, when they are eligible for JTO to SDE(T) promotion, BSNL has diverted 5192 SDE(T) posts thereby blocking their further promotion prospects to the grade of SDE(T). It is worth pointing out that BSNL has ordered applicants to look after the charges of SDE(T) temporarily for a period not exceeding 179 days and then revert to JTO grade and applicants have been effectively looking after the charges of SDE(T) temporarily without regular promotion to the SDE(T) grade. Thus BSNL is extracting the work of SDE from the petitioners without regular promotion and monetary benefits.

Diversion of Vacancies at each stage (earlier in the cadre of JTO and now in the cadre of SDE(T)) has severely delayed and now almost blocked the career progression of applicants & other similarly placed promotees JTOs. Applicants have represented their grievance to the competent authority. However, it is disheartening that BSNL has filed the Counter reply in Para 4 stating that the applicants are trying to confuse the Hon'ble Tribunal by mixing the issues when in fact the issues are interrelated. The preparation of AIEL in the grade of JTO is the first step towards promotion through Seniority quota to the post of SDE(T) and restoration of diverted SDE(T) vacancies would alone ensure the promotion of the eligible JTOs because in a vacancy based promotion policy, promotions are linked to the availability of posts. Also massive restructuring in BSNL is in process & vacancies are going to abolish and if DPC is allowed

without following 1:1 ratio as per DoPT OM 1986 than all available vacancies will be occupied by DR JTOs promotions only and chances of promotion of applicants will be blocked permanently, after exhausting the departmental channel available to applicant, they have approached this Hon'ble Tribunal seeking justice.

V **Implementation of the Hon'ble HC Kerala directions to effect promotion in 1:1 among the DR and PR JTOs**

The Direct Recruitment of JTOs in 2001, 2002, 2005, 2007, 2009, 2010 and 2011 and the Promotion to the grade of JTOs for the vacancies of 2000 to 2012 in 2012 were in accordance with the JTO Recruitment Rules 2001. However, the action of the respondent BSNL in trying to promote only the DR JTOs of 2001 to 2011 leaving only the promoted (PR) JTOs of the vacancy years 2000 to 2012 is in contradiction to the instructions contained in the DoPT OM and against the judgment of the Hon'ble Kerala HC in OP (CAT) 25 & 45 of 2015 to promote JTO(T) to the grade of SDE(T) by equal distribution of vacancies among the Direct Recruited (DR) and Promoted (PR) JTOs.

BSNL has already published the final AIEL List 1 and the provisional AIEL List 2 containing the DR JTOs upto 2008 and called for the Screening Committee Report, Vigilance Clearance and Gradation particulars. Now, vide Letter No BSNLCO/PRII/28/11/2020 dated 15.12.2020 **(ANNEXURE-RJ/12)** the respondent BSNL has hastily called for the Screening Committee Report, Vigilance Clearance and Gradation particulars of only the Directly recruited JTOs in PWD for 2010 and 2011 to be submitted by all Circles by 16.12.2020 leaving alone the promoted JTOs for the vacancy years 2000 to 2012. The action on

the part of the respondent BSNL clearly indicates that they are inclined to promote about 6000 DR JTOs recruited through JTO RR 2001, leaving the Promotee JTOs of the vacancy years 2000 to 2011 and thereby violating the Quota Rota rules. It is clear from the actions of the respondent BSNL that they are violating the judgment of the Hon'ble HC Kerala in OP (CAT) 25, 45 of 2015. Hence, it is prayed that this Hon'ble Tribunal may pass necessary orders directing the BSNL to promote the eligible JTOs to the grade of SDE(T) in 1:1 ratio by equal distribution of vacancies between DR JTOs and PR JTOs in the interest of justice.

VI Already BSNL has submitted before the Hon'ble CAT Ernakulum that the rotation of quotas became possible only from 2001 (Para 33 of Ernakulam CAT Judgement). It may be noted that the vacancies from 2000 to 2012 in both DR & PR quota were strictly filled as per the provisions of JTO RR 2001.

The promotion to the post of JTO through 50% promotion quota although conducted belatedly for vacancy years 2000 to 2012 strictly filled up in the respective quota. JTO LICE notification by MP circle **(ANNEXURE-RJ/13)** and vacancy year wise eligibility list of applicants issued by BSNL MP **(ANNEXURE-RJ/14)** hence as vacancies are filled up as per the quota rule; seniority should be fixed as per the rota & quota rule.

That, one side management submitted Bef. Hon'ble Tribunal that the AIEL 3 from RY 2009 to 2012 is under preparation at the same time management asked circles to provide Screening Report & VC of DR JTOs of RY 2010 and RY 2011, only RY 2012 batch eligible candidates are left. Such work of management clearly indicates that they want

to promote only DR JTOs recruited through JTO RR 2001 from 2001 to 2011 & leave promotes JTOs of RY 2012; it is a serious violation of Rota Quota Rules.

DPC if allowed as per management wish than it contain almost 6000 DR JTOs recruited through JTO RR 2001 & not a single promote JTO through JTO RR 2001 get promotion and it is great injustice with promote JTOs.

3. **In re Para 6:** That, all the adverse contentions as stated by the respondents in this para are specifically denied. That, the applicant being aggrieved by the impugned seniority list and all India seniority list has filed which is the violation of the OM dated 07.01.1986 and 03.07.1986 and also in the violation order passed by Hon'ble High Court of Kerala. That, the Hon'ble High Court of Kerala has given the judgment to prepare the seniority list in 1:1 ratio on basis of impugned JTOs(T) appointed through direct recruitment and promotion. But, the respondent authorities have not prepared the list in terms of the order passed by the Hon'ble High Court of Kerala.
4. **In re Para 7 to 12:** That, all the adverse contentions as stated by the respondents in these para are specifically & categorically denied. It is not the case of applicants that they are challenging or calling in question any Recruitment Rules of the BSNL. It is a matter of record that the Promotion Rules and eligibility criteria for promotion to the post of JTOs (T) through 50% promotion quota.
5. **In re Para 13 to 15:** That, all the adverse contentions as stated by the respondents in these paras are specifically & categorically denied. It is not the case of applicants that the seniority will be determined from the date of recruitment order. That seniority has not been fixed in 1:1

ratio as per the guidelines of the DoPT dated 01.07.1986 by mentioning this that seniority and preparation of seniority list is based on recruitment order.

6. **In re Para 16**: That, all the adverse contentions as stated by the respondents in this paras are specifically & categorically denied. That, the respondent is mixing up the issue of seniority in terms of the OM dated 03.07.1986 for determining seniority of direct recruitees and promotees with the issue of eligibility of applicants. In reply to preliminary submissions applicants already replied to this para. Applicants again at the cost of repetition submit that applicants have raised the issue of seniority which is not determined between the direct recruited and promotees in terms of the O.M. dated 03.07.1986, wherein it has been provided that the seniority of direct recruitees and promotees is given 1:1 ratio as illustrated in the OM as mentioned above, applicants are promoted for the vacancies arising between the year 2000 to 2012.
7. **In re Para 17**: That, all the adverse contentions as stated by the respondents in this para are specifically denied. That, applicants in para 4.13, have very specifically mentioned that they are eligible for promotion to the post of SDE (T) after completion of three years regular service to the post of JTO (T) in the year 2017 but, due to the impugned seniority list and all India eligibility list all the direct recruitees JTOs(T) who are more than 5000 in numbers are promoted without assigning the proper seniority, after that, no post will be available in the cadre of SDE(T) in future for promotion of JTOs(T) promotees. That, present vacancies of JTOs(T) is filled by promotion of JTOs(T) under 67% seniority-cum-fitness and all the direct recruitees are placed over the present applicants

and their seniority have been determined without following the instruction dated by the OM dated 03.07.1986, then there is no space for present applicants or for other promotee JTOs(T).

8. **In re Paras 18, 19 & 20**: That, all the adverse contentions as stated by the respondents in these paras are specifically & categorically denied. On 12.10.2020 respondent organization has issued a letter to all the Heads of Telecom Circles/Core Network/Training Centre of BSNL enclosing provisional All India Eligibility List of JTO (T) for holding DPC for promotion to SDE(T) against seniority quota & directed to All Heads of Telecom Circles/Core Network/Training Centers, BSNL may be given wide publicity among the concerned employees & objections/omissions/errors in the list may be intimated to Corporate Office. It is pertinent to mention here that, seniority list of JTO (T) was not prepared/updated after JTO(T) recruitment Year 2008 & vide letter dated 12.10.2020, an integrated final eligibility list & provisional seniority list has been issued just before the DPC for promotion to the post of SDE(T). On 16.10.2020 respondent organization has issued a letter to all the Heads of Telecom Circles/Core Network/Training Centre of BSNL for furnishing the gradation/particulars of JTO(T) promoted/recruited from the year 2009 to 2012 by 30.11.2020. On 19.10.2020 a letter has been issued by the respondent organization to all Heads of Telecom Circles/Core Network/Training Centre of BSNL for furnishing the gradation particulars of JTO(T)s in respect of those JTO(T)s whose names are not available in the circulated list, due to being promoted/retired/resigned/taken VR/VRS/expired/left out etc pertaining to Recruitment Year 2002 to 2008. In the letter dated

19.10.2020, it is also mentioned that the details should be furnished along with errors, omission as called for positively by 31.10.2020. The subject matter of letter dated 19.10.2020 is circulation of provisional "All India Eligibility List of JTO(T) for holding of DPC for promotion to SDE(T) against seniority quota". A bare perusal of the seniority list enclosed with the letter dated 12.10.2020 clearly reflects that, all direct recruited JTO(T) occupy higher positions from 2001 to 2008. It means that, the DoPT instructions dated 07.02.1986 & 03.07.1986 have not been followed by the BSNL while preparing the seniority/gradation list before publishing/issuing AIEL for promotion to the post of SDE(T) under SCF quota. As mentioned in the letter dated 19.10.2020, it is very clear that, BSNL is in the process of preparing the AIEL of JTO(T)s in complete violation of the DoPT OMs dated 07.02.1986 & 03.07.1986.

It is necessary to mention here that, the issue of fixing the inter se seniority between direct recruitees JTO (T) & promotees JTO (T) was raised before the Ernakulum Bench of this Hon'ble Tribunal for non-compliance of DoPT instructions dated 03.07.1986, original applications was filed by the direct recriutee JTO (T). Hon'ble Tribunal dismissed the original application. Applicants therein then approached Hon'ble the High Court of Kerala & vide judgment dated 05.06.2018 the High Court directed BSNL to fix the inter-se-seniority of JTO(T) in terms of the DoPT OM dated 03.07.1986. That, in the judgment dated 05.06.2018 passed by the High Court of Kerala at Ernakulum, it has been held that the inter-se seniority between directly recruited JTO(T) and promotees JTO (T) can be fixed by reckoning the date of appointment for directly recruited JTOs and date of promotion for the

promotees JTOs and interposing them in the seniority list in 1:1 (in accordance with the rotation of quotas). Applicants raised objection by representing the matter before the respondent authorities for preparing the seniority list in terms of the DoPT OM dated 03.07.1986 & 07.02.1986 on the basis of the directions issued by the Hon'ble High Court of Kerala.

9. **In re Para 21 & 22**: That, all the adverse contentions as stated by the respondents in these paras are specifically & categorically denied. Applicants already replied to this para in reply to preliminary submissions. Although respondents have not given their clear & specific reply to the contentions of para 4.22 of the OA, at the cost of repetition, applicants most humbly submit that, roster for promotion of SC/ST category is not followed by the BSNL and that All India Eligibility List (AIEL) of the eligible JTOs under SC/ST category for promotion to the post of SDE(T) be prepared taking into account the DPC guidelines issued vide DoPT OM dated 6th January 2006 with the extended zone of consideration for SC/ST officers at five times the total number of vacancies thereby promoting the eligible JTO(T)s of R.Y. 2012 and beyond for the available vacancies in SC/ST category. But, herein the present case looking to the number of vacancies roster is not prepared as per the instructions/directions/circulars issued by the DoPT & law settled by the Apex Court in this regard. JTO(T)s belonging to the SC/ST category also made an objection in this regard & represented before the respondent authorities. In June, 2018 BSNL upgraded SDE(T) vacancies to issue promotion to DE(T)/AGM grade under matching savings thereby abolishing the 5192 SDE(T) posts. The justification given by the BSNL for such illegal action was that a new promotion policy named

CPSU Cadre Hierarchy Promotion policy was to be implemented from 01.07.2018 wherein the concept of vacancy based promotion was to be replaced by Time Bound Promotion. In similar circumstances one Sri Nigilesh V.K, R/o. Thrissur, sought information under RTI which confirmed the same, according to the information supplied to the said person in Lr.No.410-35/2019-Pers.I dated 18.03.2019 (Annexure. IX) the BSNL Corporate Office has categorically informed that it has abolished 5192 posts of SDE(T)s. Thus it is very much clear that they have illegally diverted the SDE(T) posts to DE(T)/AGM and abolished about 5192 vacancies/posts of SDE(T)s without any rationality and without serving the purpose also. That, but without taking any decision on the objections respondent authorities vide letter dated 27.10.2020 directed to all the Head of Telecom Circle/Core Networking/Training Centre to furnish the APARs/Screening Committee report of JTO(T) & vigilance clearance for all the JTO(T) and other required details by 06.11.2020. But after two days on 29.10.2020 it has been directed to all the Head of Telecom Circle/Core Network/Training Centre to send the details related to objection, error, omission of the provisional All India Eligibility List after due verification of recruits available in circle by 1st November 2020 for holding the DPC for promotion to the Post of SDE(T) against 67% SCF. Till date objections of applicants have not been taken into consideration by the respondent authorities and no decision in this regard have been communicated so far. Respondent authorities are likely to convene DPC for promotion to the post of SDE(T) on the basis of provisional All India Eligibility List.

10. **In re Para 23 & 24**: That, all the adverse contentions as stated by the respondents in these paras are specifically & categorically denied, applicants in reply to preliminary submissions have already dealt with these paras.
11. **In re Para 25**: That, all the adverse contentions as stated by the respondents in this para are specifically & categorically denied. In the present case without preparing the seniority list of JTO(T)s in terms of the O.M. dated 03.07.1986 impugned process of convening DPC for promotion to the post of SDE(T) whereby the future of applicants for consideration of promotion has been closed, this itself shows that, the impugned process is in violation of Article 14 & 16 of the Constitution of India.
12. **In re Para 26 to 34**: That, all the adverse contentions as stated by the respondents in this para are specifically denied. The promotion to the post of SDE(T) through 67% Seniority cum Fitness quota is to be effected from amongst eligible JTOs in 1:1 ratio by equally distributing the SDE vacancies in 67% Seniority cum Fitness quota among the directly recruited JTOs and promotee JTOs. In other words, 50% vacancies in the Seniority cum Fitness quota for SDE(T) promotion would be for directly recruited JTOs and other 50% vacancies in the Seniority cum Fitness quota would be for promotee JTOs. The unfilled vacancies in directly recruited quota in one vacancy year would be carried forward to the corresponding directly recruited vacancies in the next year. Similarly unfilled promotee vacancies to be carried forward to corresponding promotee vacancies in the subsequent year. The additional direct recruits or promotee, as the case may be, selected against the carried forward vacancies of the previous year would be placed en-bloc below the last promotee (or direct recruit as the case may be) in the seniority list based on

the rotation of vacancies. The same principle holds good in determining seniority in the event of carry forward, if any, of direct recruitment or promotion quota vacancies (as the case may be) in the subsequent years. The year-wise vacancy calculation is to be done as per DoP&T guidelines. As per Clause 4 of the DoP&T OM dt 07.02.1986, in order to help the appointing authorities in determining the number of vacancies to be filled during a year under each of the methods of recruitment prescribed, a Vacancy Register giving a running account of the vacancies arising and being filled from year to year is to be maintained. The fixation of inter-se-seniority between the directly recruited JTO (T) and the promote JTO (T) has to be done in terms of DOP&T O.M. 07.02.1986, and DOP&T O.M. dated 03.07.1986. The AIEL of the JTO(T)s for 67% seniority cum fitness quota has to be prepared in the ratio of 1:1 between the directly recruited JTO(T)s and the promoted JTO(T)s. This is because the cadre of JTO (T) is filled 50% by direct recruitment and 50% through promotion from internal officials, provision of diversion of unfilled vacancies between different quotas in the grade of SDE(T) has been deleted from the SDE(T) Recruitment Rules as per the letter dated 08.05.2018. Moreover as per the DoPT OM dated 07.02.1986, the unfilled vacancies in the 50% directly recruited quota vacancies have to be carried forward to the corresponding directly recruited quota vacancies of the subsequent years. Similarly, unfilled vacancies in the 50% promotee quota vacancies have to be carried forward to the corresponding promotee quota vacancies of the subsequent years. Roster for promotion of SC/ST category is not followed by the BSNL, that the All India Eligibility List (AIEL) of the eligible JTOs under SC/ST category for promotion to the post of SDE(T)

is to be prepared taking into account the DPC guidelines issued vide DoPT OM dated 6th January 2006 with the extended zone of consideration for SC/ST officers at five times the total number of vacancies thereby promoting the eligible JTO(T)s of R.Y. 2012 and beyond for the available vacancies in SC/ST category. But, herein the present case looking to the number of vacancies roster is not prepared as per the instructions/directions/circulars issued by the DoPT & law settled by the Apex Court in this regard.

13. **In re Para 35**: All the adverse contentions as stated by the respondents in this para are specifically & categorically denied. All the grounds taken by applicants are just & proper & respondent-BSNL has not given specific reply to the grounds taken by applicants in original application.
14. **In re Paras 36 to 38**: All the adverse contentions as stated by the respondents in this para are specifically & categorically denied. applicants raised objection by representing the matter before the respondent authorities for preparing the seniority list in terms of the DoPT OM dated 03.07.1986 & 07.02.1986 on the basis of the directions issued by the Hon'ble High Court of Kerala & also with regard to the diversion of vacancies & violation of roster for reservation of SC/ST. but, respondents authorities have not taken any action & adamant to convene a DPC.

In view of the aforesaid applicants are entitled for all the reliefs as prayed in para 8 & 9 of the original application.

29. That, in view of the aforesaid facts and circumstances of the case, this Hon'ble Tribunal may kindly be pleased to take the instant rejoinder on record and grant the relief as

prayed by the applicant in para 8 of the Original Application.

P R A Y E R

It is therefore, prayed that, this Hon'ble Tribunal may kindly be pleased to take the instant rejoinder on record and allowed the present Original Application, in the interests of justice.

Jabalpur,
07.01.2020

Manojdeep
(A. Gupta) For
(MANOJ SHARMA)
COUNSEL FOR APPLICANTS

VERIFICATION

I, Surendra Singh; do hereby verify that the contents of paras 1 to end of the rejoinder. I have not suppressed any material facts therein and the documents annexed with the application are true copies of its respective originals.

Verified and signed on this 7th day of Jan' 2021 at Jabalpur.

[Signature]
APPLICANT

**BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL AT
JABALPUR**

O.A. No. _____/2020

APPLICANT : Surendra Singh & Others.

-Versus-

RESPONDENTS: Union of India & others.

AFFIDAVIT

I, Surendra Singh, S/o. Shri Simon Singh, Aged about 41 years, R/o. H.No. 10 B, Jalaram Bapu Nagar, Mandla Road, Tilhari, Jabalpur (M.P.)- 482020; do hereby affirm and solemnly state on oath as under:-

1. That, I am applicant No. 01 in the instant original application and as such fully aware of the facts and circumstances of the case & duly authorized by co-applicants to sworn on this affidavit.
2. That, the instant rejoinder has been drafted by my counsel under my instructions, the contents of the application from paras 1 to end are true and correct to my personal knowledge and belief and upon information received and believed to be true.


DEPONENT

VERIFICATION

I, Surendra Singh, the deponent named-above do hereby verify that the contents of this affidavit from paras 1 to 2 are true to the best of my knowledge and belief.

Verified and signed at Jabalpur on this 07th day of January, 2021.

*Identify & Swear before Me -
Dhanudeep
(A. Gupta)
1359/09*


DEPONENT

(34)

ANNEXURE - R 7/1

Corporate Office
Personnel-IV Section

Bharat Sanchar Nigam Limited

(A Government of India Enterprise)

5th flr. Bharat Sanchar Bhawan

Janpath, NEW DELHI-110001

Website: www.bsnl.com

No. 3-34/2013/Pers-IV

Dated: June 26th, 2013

To

All Heads of Telecom Circles,
Bharat Sanchar Nigam Limited.

Subject: Brief for defending court cases filed by officiating JTOs (Screening Test Qualified TTA's) to quash the notification for LDCE of JTO / Stay of the Result/Regularisation:-

It has come to the notice of this office that the TTA's who are officiating as JTO's have filed cases in different courts in different circles for their regularization and stay on holding of Limited Departmental Competitive Examination for the post of JTO(T) which was held on 02.06.2013 and also for stay of the result.

All such cases may be defended expeditiously as per the brief enclosed herewith in consultation with BSNL counsel. It may be ensured that the brief being provided is invariably incorporated in the reply being filed in the court. Such type of cases may not be forwarded to this office for vetting the same by this office in future.

It is worth mentioning that the brief being enclosed was already uploaded on BSNL Intranet on dated 09.05.2013, in spite of that cases are being sent to this office which may result in unnecessary delay in filing the reply in different courts.

A.K. Singh
26/6/13
(A.K. Singh)

Asstt. Gen. Manager (Pers. IV)

☎: 011-23734152 & ☎: 011-23125255

Encl:As above

A. Gupta
(A. Gupta)
Adm.

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Brief for defending court cases filed by officiating JTOs (Screening Test Qualified TTA's) to quash the notification for LDCE of JTO / Stay of the Result:-

(a)The JTO Recruitment Rules 1996 provided that eligible TTA's will have to qualify a screening test and will have to undergo phase-I and field training before being promoted as regular JTO followed by phase-II training.

(b)The JTO Recruitment Rules 1999 provide that eligible TTA's will have to appear in the Limited Departmental Competitive Examination and will have to undergo phase-I and field training for being promoted to the post of JTO(T) followed by Phase-II training. It may be brought to the notice of concerned court that before appointment as JTO, the screening test qualified TTAs have to undergo mandatory field training for their appointment as JTO and these TTAs have not undergone field training for being appointed as JTO.

(c)Since no screening test was conducted from 1996 till 1998. The screening test was conducted on 29-1-1999 & 30-4-2000 as per RR 1996 on the persistent demand of the association even when RR's of 1999 had come into being in which there was a provision of Limited Departmental Competitive Examination.

(d)Over and above the vacancies available under 35% quota, 6000 more officials qualified from all over India in the screening test held in the years 1999 and 2000. There were no vacancies to adjust the over and above screening test qualified officials. Thus, as a welfare measure, BSNL Board took a decision on 30.07.2001 to divert 500 vacancies from the Direct Recruitment quota to 35% quota on a year to year basis in order to adjust the screening test qualified officials. This diversion continued from 2001 to 2007 i.e. 3500 vacancies were diverted from the Direct Recruitment quota to Departmental quota.

(e)It may also be pointed out that since there was no vacancy to adjust these 6000 excess screening test qualified officials and thus while issuing the orders for sending these officials for JTO phase-I training, it was clearly stated that ***the officials so promoted on officiating basis will give an undertaking that they will have no claim for regular promotion. It was also mentioned therein that the regular promotion will continue to be governed by standing provisions.***

(f) The diversion of vacancies was challenged before the Punjab & Haryana High Court by way of a CWP No.5608/2007, which ordered on 30.05.2008 for re-diversion of the posts to the DR quota and this decision of the High Court was upheld by the Hon'ble Apex Court in (SLP) Nos.13220-13221/2009 filed by BSNL officers Association and others.

A. Singh

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(g) Due to the above development, the BSNL management in its 104th meeting on 4.11.2008 decided to re-divert the 3500 posts to the DR quota with immediate effect. Thus the waiting list of 35% departmental quota was declared as cancelled. Since 3500 officials had been working as JTOs against the diverted vacancies from 2001 to 2008, it was decided by the BSNL management to create 3500 supernumerary posts to adjust them. By creation of supernumerary posts 3500 JTOs, who were working on officiating, continued to work as JTOs. **However, this creation of supernumerary posts was treated as illegal by the Punjab & Haryana High Court and during hearing in the contempt petition on 19.11.2008, the Punjab & Haryana High Court observed that "by creating supernumerary posts, the respondents have already created manpower & deliberately committed the contempt of this court".** (Copy enclosed)

(h) The case is still being heard in the High Court of Punjab and Haryana (CWP No.5608/2007) and the next date of hearing is 16.07.2013.

(i) Earlier also notification for conducting LDCE for promotion to the post of JTO was issued in the year 2009 but due to the amendment in the RRs for reducing the length of service from 10 years to 7 years, it was challenged before the High Court of Ernakulam and a stay was granted on conduct of the examination. However, by proper handling of the case by BSNL, the court has allowed the modification of reduction of service from 10 years to 7 years with retrospective date. (W.P.(CAT) No.3714/2011(Z) and process has been started to conduct the examination.

Since Contempt Petition is pending in Hon'ble High Court of Punjab and Haryana, it is not possible to regularize officiating JTO's till final outcome of the Contempt Petition.

Further it is mentioned that a case was filed in CAT Ernakulam by officiating JTOs and Hon'ble CAT has made the following remarks in the concluding part of the judgement that **"Getting qualified for promotion does not confer any indefeasible right to promotion. The applicants who qualified could not be promoted to the post of JTO for want of vacancies. Matter of Recruitment Rules and departmental examinations are absolutely within the domain of execution. Such matters have to serve the needs of the organization. The promotion to the post of JTO is now regulated by RR's of 2001. The applicants have to satisfy the conditions as per RR 2001 and will have to appear for the JTO exam. The applicants can not be regularized as per existing RRs."** (Copy enclosed)

A. Singh

LA (General)
Adv.

(37)

(B2 a)

ANNEXURE - RJ/2

ANNEXURE

GOVERNMENT OF INDIA

DEPARTMENT OF TELECOMMUNICATION

SANCHAR BHAWAN 20 ASHOKA ROAD

NEW DELHI - 110 001.

No. 5-13/2002-SNG

Dated: 10.4.2002

Chairman & Managing Director,

Bharat Sanchar Nigam Limited

New Delhi

The undersigned is directed to refer to DO letter No. Staff/M-71/(Option_ Gr. B/Corr/2002 dated 5.3.2002 from Chief General Manage, BSNL, U.P(E) Circle (Copy enclosed for ready reference) seeking clarification for issue of Presidential orders in respect of TTAs who have qualified for JTOs examination.

2. From the letter under reference, it is seen that BSNL has diverted vacancies of JTOs under Director Recruitment (DR) quota to 35% Departmental quota and these are being filled up by deputing the candidates who have already qualified the screening test.



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3. The action on the part of BSNL to divert DR vacancies to 35% Department quota is irregular as it is not permissible to divert vacancies pertaining to one quota to another quota. Further vide this office letter no. 5-11/99-NCC dated 10.11.99 (Copy enclosed), it was clarified that qualified of 35% JTO screening test will be sent on training only the extent of vacancies available under 35% quota upto 31.8.99. The remaining qualified officials will have no claim whatsoever for training /appointed as JTO.

4. BSNL may, therefore, clarify as to how and under what authority the DR vacancies have been diverted to 35% Departmental quota. Further, it may be ensure that no candidate is deputed for training against diverted vacancies and the Presidential Orders may be issue in respect of all such employees who are waiting to be deputed for training for want of vacancies.

Sd/- Amarjit Singh

Under Secretary.

//TRUE COPY//

This Annexure is the true copy of the original document

Am IT GUPA, Adv.

ANNEXURE - RJ/3

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B2

-1-

Civil Writ Petition No.5608 of 2007.

**IN THE HIGH COURT FOR THE STATES OF PUNJAB & HARYANA
AT CHANDIGARH**

...

Date of Decision: May 30,2008.

Dalbir Singh and others

... Petitioners

VERSUS

Bharat Sanchar Nigam Limited and another ... Respondents

**CORAM : HON'BLE MR.JUSTICE HEMANT GUPTA.
HON'BLE MR.JUSTICE MOHINDER PAL.**

1. Whether Reporters of Local papers may be allowed to see the judgment ?
2. To be referred to the Reporters or not ?
3. Whether the judgment should be reported in the Digest ?

Present: Mr.R.K. Malik, Senior Advocate, with
Mr. Yashdeep Singh, Advocate,
for the petitioners.

Mr. Madan Mohan, Advocate,
for the respondents.

..-

MOHINDER PAL, J.

In this petition filed under Articles 226/227 of the
Constitution of India, the prayer made is for issuance of a writ

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-2-

Civil Writ Petition No.5608 of 2007.

in the nature of certiorari to quash the Waiting List of 3338 candidates for promotion as Junior Telecom Officers (hereinafter referred to as 'J.T.Os') in Bharat Sanchar Nigam Limited (hereinafter referred to as 'B.S.N.L'), against 35% quota prepared in pursuance of the Screening Test held on April 23,2000. The petitioners have also prayed for issuance of a writ in the nature of mandamus directing the respondents to hold the Departmental Competitive Examination for promotion as J.T.Os afresh so that the claim of eligible candidates could be considered.

The facts of the case, as set out in the petition, are as under:-

The petitioners are employees of B.S.N.L. Earlier, the service conditions for the post of J.T.O in the B.S.N.L were governed by the statutory rules called Junior Telecom Officers' Recruitment Rules, 1996 (hereinafter referred to as 'the Rules of 1996'). Under the Rules of 1996, 50% posts of J.T.Os were to be filled up by way of direct recruitment from open competition and 50% by way of promotion from internal eligible candidates. Out of this internal 50% quota, 15% vacancies were to be filled up by promotion through Departmental Competitive Examination and remaining 35% vacancies were to be filled up through the Screening Qualifying Examination from amongst the eligible departmental candidates. Qua 35% vacancies to be filled up through Screening Qualifying Examination i.e internal promotions

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-3-

Civil Writ Petition No.5608 of 2007.

quota, the following candidates were eligible:-

i) The Phone Inspectors/Auto Exchange Assistants/Transmission Assistants/Wireless Operators who possess the qualification of degree in Engineering and have completed five years' regular service in the Cadre of Phone Inspectors/Auto Exchange Assistants/Transmission Assistants/Wireless Operators.

OR

ii) Phone Inspectors/ Auto Exchange Assistants/ Wireless Operators/ Transmission Assistants//Telecom Technical Assistants who possess the High School/Matriculation Qualifications and who have completed six years of regular service.

Apart from the above qualifications, the candidates had also to qualify the Screening Test.

With effect from September 01, 1999, the Rules of 1996 were replaced by the Rules called Junior Telecom Officers' Recruitment Rules, 1999 (hereinafter referred to as the Rules of 1999). Under the Rules of 1999, 50% posts of J.T.Os are to be filled up by direct recruitment and remaining 50% by way of promotion through Limited Departmental Competitive Examination of B.S.N.L. Out of these 50 % departmental quota, 35% posts are to be filled up by way of promotion

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from the following eligible candidates:-

i) Group -C employees below 50 years of age as on the date of such examinations of the Engineering Wing namely Phone Inspectors/Auto Exchange Assistants/Wireless Operators/Transmission Assistants/Telecom Technical Assistants/Senior Telecom Office Assistants and possessing the following essential experience:-

a) Bachelor of Engineering, Bachelor of Technology or equivalent Engineering Degree in any of the disciplines viz. Telecommunication/ Electronics/ Electrical/ Radio/ Computer OR Bachelor of Science with Physics and Mathematics OR 3 years diploma in Telecom/ Electronics/ Electrical/ Radio/ Computer AND

c) 10 years regular service on the post in Group -C.

Dalbir Singh (petitioner No.1) has passed three years Diploma in Electronics and Telecommunications Engineering with 20 years experience to his credit. Ishpal Singh (petitioner No.2) has passed three years Diploma in Radio Electronics and Telecommunications Engineering with 20 years experience to his

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credit. Naresh Kumar Ahuja (petitioner No.3) has passed three years Diploma in Electronics and Telecommunications Engineering with more than 15 years experience to his credit. Sarwan Kumar (petitioner No.4) has passed three years Diploma in Electronics and Telecommunications Engineering with 20 years experience to his credit. Deepak Verma (petitioner No.5) is Bachelor of Engineering in Electrical. Virender Kumar Sharma (petitioner No.6) is A.M.I.E.T.E which is equivalent to Bachelor of Engineering in Electronics and Communications. Subhash (petitioner No.7) is also Bachelor of Engineering in Electronics and Communications. Adesh Kumar (petitioner No.8) is Bachelor of Technology (Electrical).

As per letter dated November 10, 1999 (Annexure P-1) issued by the Government of India, Ministry of Communications, Department of Telecommunications, New Delhi, to all the Heads of Telecom Circles/Telecom Districts etc., vacancies of J.T.Os upto August 31, 1999 were to be filled up as per the Rules of 1996 and the vacancies after August 31, 1999 were to be filled up according to the Rules of 1999. It was further mentioned in letter Annexure P-1 that all eligible candidates upto August 31, 1999 under 50 % quota may be permitted to appear in J.T.Os Screening Test to be held shortly.

J.T.Os Screening Test was held on April 23, 2000 and an undertaking was taken from all the candidates who had appeared in the test that they would not claim appointments qua

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the vacancies available after August 31, 1999. In pursuance of the J.T.Os Screening Test held on April 23, 2000, all the vacancies of J.T.Os under 35% quota available upto August 31, 1999, were filled up from the successful candidates. It is the case of the petitioners that by exhausting all the vacancies of J.T.Os under 35% quota available upto August 31, 1999, still about 6000 candidates were in the Waiting List. Vide letter dated August 09, 2001 (Annexure P-3), 500 vacancies of direct quota were diverted to 35% departmental quota and 500 candidates of the Waiting List were accommodated in the year 2001. Similarly, vide letter dated April 02, 2002 (Annexure P-4), 500 vacancies of direct quota were diverted to 35% departmental quota and 500 candidates of the Waiting List were accommodated in the year 2002. Again, as per letter dated May 07, 2003 (Annexure P-5), 500 vacancies of direct quota were diverted to 35% departmental quota and 500 candidates of the Waiting List were accommodated in the year 2003. In the year 2004 also 500 vacancies of direct quota were diverted to 35% departmental quota and 500 candidates of the Waiting List were accommodated vide letter dated May 18, 2004 (Annexure P-6). In the years 2005 and 2006 again, 500 vacancies of direct quota, each, were diverted to 35% departmental quota and 1000 candidates of the Waiting List were accommodated.

It is further averred that when it was brought to the

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Civil Writ Petition No.5608 of 2007.

notice of Government of India that for the last several years posts of J.T.Os of direct quota were being diverted to 35% departmental quota and the said posts were being filled up from the Waiting List candidates of the Screening Examination of J.T.Os held on April 23, 2000, the Under Secretary to Government of India, Department of Telecommunication, New Delhi, vide letter dated April 10, 2002 (Annexure P-8) deprecated this practice of the B.S.N.L. However, the said practice has not been stopped.

It is further pleaded that no Screening Examination qua 35% quota posts of J.T.Os has been held after April 23, 2000 and the very right of consideration of petitioners Nos. 1 to 4 for the said posts has been taken away, they being eligible to compete after 2002.

It is pleaded that last advertisement for filling up 50% posts of J.T.Os under direct quota was issued in the year 2005 and thereafter no process for filling up these posts was initiated. Petitioners Nos. 5 to 8 are duly eligible in all respects and have right of consideration if the posts of J.T.Os of direct quota are filled up.

It has also been pleaded that those candidates who were eligible under the Rules of 1996 and appeared in the Screening Examination held on April 23, 2000 qua the vacancies of J.T.Os available under 35% departmental quota upto August 31, 1999, have no right of consideration qua the vacancies

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available after September 01, 1999. The posts meant for direct quota could only be filled up from amongst the candidates duly eligible in all respects.

In the written statement filed by the respondents, it has been pleaded that considering the requirements and need of the department, on due consideration of the existing special circumstances, multifarious activities undertaken by the B.S.N.L, exigencies of work and also large number of qualified candidates in the Waiting List, the Board of Directors of B.S.N.L in their meeting held on March 30, 2001, decided to divert 500 posts per year from Direct Recruitment Quota to admit Telecom Technical Assistants (T.T.As) who have qualified the Screening Test and are eligible for promotion, with the specific condition that the posts so diverted from Direct Recruitment Quota to 35% quota will be restored back to Direct Recruitment Quota in due course. It has been further pleaded that in accordance with the policy decision dated March 30, 2001, orders have been issued on December 26, 2007, diverting further 500 posts each for the year 2006 and 2007 as was done earlier vide Annexures P-3 to P-7.

We have heard Mr.R.K. Malik, Senior Advocate, assisted by Mr. Yashdeep Singh, Advocate, appearing for the petitioners and Mr. Madan Mohan, Advocate, appearing for the respondents and have gone through the records of the case.

It is case of petitioners Nos. 1 to 4 that no

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Screening Examination qua 35 % quota posts of J.T.Os has been held after April 23, 2000 and they have a right to be considered for promotion as J.T.Os under this quota after 2002. Similarly, it is the case of respondents Nos. 5 to 8 that no advertisement for filling up 50% posts of J.T.Os under direct quota has been issued after 2005 and they being eligible in all respects, their right for consideration against these posts has been marred.

Under Rule 3 of the Rules of 1996, it has been pointed out that the method of recruitment and other relevant criteria to the post of J.T.O is as specified in columns 5 to 14 of the Schedule appended to the said Rules. Column No.11 of the Rules of 1996 provides that 50% posts of J.T.Os are to be filled up by way of direct recruitment through a open competition and the balance of 50% of the posts by way of promotions/transfers as indicated under column No.12. Under column No.12 of the Rules of 1996, it is prescribed that 50% of the vacancies are to be filled-up by way of promotion/transfer of departmental candidates, which is regulated in the following manner:-

" (i) 15% by promotion of departmental candidates through a competitive examination;

(ii) 35% by promotion/transfer of

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Transmission Assistants/ Wireless Operators/
Auto Exchange Assistants/ Phone Inspectors/
Telecom Technical Assistants."

As noticed above, the Rules of 1996 were replaced by Rules of 1999 with effect from September 01, 1999. As per letter dated November 10, 1999 (Annexure P-1), vacancies of J.T.Os existing upto August 31, 1999, were to be filled up as per the rules of 1996 and the vacancies occurring thereafter under the Rules of 1999.

Rule 3 of the Rules of 1999, prescribes the method of recruitment and other relevant criteria to the post of J.T.O, as specified in columns 5 to 14 of the Schedule appended to the said Rules. As stated above, under the Rules of 1999, 50% posts of J.T.Os are to be filled up by direct recruitment and remaining 50% by way of promotion through Limited Departmental Competitive Examination of B.S.N.L employees. Out of these 50 % departmental quota, 35% posts are to be filled up by way of promotion from amongst the eligible candidates i.e Group -C employees below 50 years of age as on the date of Limited Departmental Competitive Examination of the Engineering Wing namely Phone Inspectors/AutoExchange Assistants/Wireless Operators/Transmission Assistants/Telecom Technical Assistants/Senior Telecom Office Assistants. The candidates must be possessing the qualifications of Bachelor of Engineering

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/ Bachelor of Technology or equivalent Engineering Degree in any of the disciplines viz. Telecommunication/ Electronics/ Electrical/ Radio/ Computer, or the qualification of Bachelor of Science with Physics and Mathematics or 3 years diploma in Telecom/ Electronics/ Electrical/ Radio/ Computer and 10 years regular service on the post in Group -C.

Learned counsel for the petitioners has contended that the candidates eligible under the Rules of 1996 had appeared in the Screening Examination held on April 23, 2000 against the vacancies of J.T.Os available under 35% departmental quota upto August 31, 1999 and, therefore, they have no right of consideration against the vacancies available after September 01, 1999. It has been further argued that no Screening Examination regarding 35% posts of J.T.Os has been held after April 23, 2000 and the right of eligible persons, who are eligible to compete thereafter for selection against the said posts has been taken away. Learned counsel for the petitioners further argued that the last advertisement for filling up 50% posts of J.T.Os against direct quota was issued in 2005. No process for filling up these posts having been initiated thereafter, the right of eligible candidates for consideration against these posts has been withheld. Lastly, learned counsel for the petitioners argued that as the respondents have themselves stated in the written statement that the posts diverted from Direct Recruitment Quota to 35%

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Civil Writ Petition No.5608 of 2007.

Departmental Quota will be restored to Direct Recruitment Quota in due course, they may be directed to abide by this undertaking.

It is not the case of the respondents that the petitioners are not eligible for being considered for promotion as J.T.Os. However, learned counsel for the respondents has relied upon the decision dated March 09, 2007, rendered by a learned Single Judge of Andhra Pradesh High Court in the case of **M.Sreenivasa Reddy v. Union of India and others (Civil Writ Petition No.14213 of 2005 decided on March 08, 2007** (Annexure R-2) wherein the petitioner had competed with others in the competitive examination held on January 08, 2000 for promotion to the posts of J.T.O. However, the petitioner in that case was not successful as he got 159 marks and the last selected candidate got 161 marks. After having been unsuccessful in the competitive examination, the petitioner had challenged the policy of B.S.N.L of diverting the vacancies meant for direct recruitment and had prayed that while diverting the said vacancies, the B.S.N.L ought to have held the competitive examination for filling up allotted 15% posts by way of holding Limited Departmental Competitive Examination. The plea of the petitioner did not find favour with the Court and the learned Single Judge held that no interference was called for in the pure policy matter of the B.S.N.L.

We have perused the judgment rendered by the

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learned Single Judge of Andhra Pradesh High Court in **M.Sreenivasa Reddy's case** (supra), but in view of the stand taken by the respondents in the written statement, we are not in agreement with the view taken in that case. As noticed above, it has been pleaded by the B.S.N.L in the written statement that in view of the requirements and need of the department considering its multifarious activities as also the exigencies of work and the large number of qualified candidates in the Waiting List, the Board of Directors of B.S.N.L had decided in their meeting held on March 30, 2001 to divert 500 posts per year from Direct Recruitment Quota to admit T.T.As who had qualified the Screening Test and were eligible for promotion. It was so done with the specific condition that the posts so diverted from Direct Recruitment Quota to 35% quota would be restored to Direct Recruitment Quota in due course. Since then i.e the year 2001, this practice is going on. Further, in accordance with the policy decision dated March 30, 2001, orders were issued on December 26, 2007, vide Annexures P-3 to P-7. diverting further 500 posts each for the year 2006 and 2007 as was done earlier. Keeping in view the facts and circumstances of the case especially the fact that B.S.N.L is a vast department having sufficient paraphernalia all over India, the orders dated August 09, 2001 (Annexure P-3), April 02, 2002 (Annexure P-4), May 07, 2003 (Annexure P-5), May 18, 2004 (Annexure P-6), July 20, 2006 (Annexure P-7) whereby

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the B.S.N.L each time diverted 500 posts from Direct Recruitment Quota to Departmental Quota without assigning any reason cannot be appreciated. The B.S.N.L sought to explain these orders in the written statement by pleading that multifarious activities are being undertaken by the B.S.N.L and due to exigencies of work these orders were passed. Considering the strength and vastness of the institution like the B.S.N.L, the explanation furnished is not at all sufficient. The Board of Directors of B.S.N.L had decided to divert 500 posts per year from Direct Recruitment Quota to Departmental Quota in their meeting held on March 30, 2001. We are now in the midst of year 2008. In these circumstances, it cannot be said that diversion of Direct Recruitment Quota is only a temporary measure. Neither, it can be said that this diversion was for the smooth functioning of the administration as much water has flown after 2001. It has also come on record that it was brought to the notice of Government of India that posts of J.T.Os of direct quota were being diverted to 35% departmental quota and the said posts were being filled up from the Waiting List candidates of the Screening Examination of J.T.Os held on April 23, 2000, for the last so many years. The Under Secretary to Government of India, Department of Telecommunication, New Delhi, then wrote letter dated April 10, 2002 (Annexure P-8) to the Chairman & Managing Director of B.S.N.L stating as under:-

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" The undersigned is directed to refer to DO letter No.Staff/M-71/(Option)-Gr. B/Corr/2002 dated 5.3.2002 from Chief General Manager, B.S.N.L, U.P.(E) Circle (copy enclosed for ready reference) seeking clarification for issue of Presidential orders in respect of T.T.As who have qualified for J.T.Os examination.

2. From the letter under reference, it is seen that B.S.N.L has diverted vacancies of J.T.Os under Direct Recruitment (D.R) quota to 35% Departmental Quota and these are being filled up by deputing the candidates who have already qualified the screening test.

3. The action on the part of B.S.N.L to divert D.R vacancies to 35% departmental quota is irregular as it is not permissible to divert vacancies pertaining to one quota to another quota. Further vide this office letter No.5-11/99-NCG dated 10.11.1999 (copy enclosed), it was clarified that qualified candidates of 35% J.T.O. Screening test will be sent on training only

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to the extent of vacancies available under 35% quota upto 31.8.1999. The remaining qualified officials will have no claim whatsoever for training/appointment as J.T.O.

B.S.N.L may, therefore, clarify as to how and under what authority the D.R vacancies have been diverted to 35% Departmental Quota. Further, it may be ensured that no candidate is deputed for training against diverted vacancies and the Presidential Orders may be issued in respect of all such employees who are waiting to be deputed for training for want of vacancies."

A perusal of the above letter reveals that the Government of India, Department of Communication, New Delhi, was not approving the action of B.S.N.L of diverting vacancies of J.T.Os under Direct Recruitment Quota to 35% Departmental Quota and appointing the candidates who had already qualified the Screening Test. In this letter, the Under Secretary to Government of India also referred to his earlier letter No.5-11/99-NCG dated November 10, 1999, whereby it was clarified to the B.S.N.L that qualified candidates of 35% J.T.O Screening Test

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would be sent on training only to the extent of vacancies which were available under 35% quota upto August 31,1999 and the remaining qualified candidates would have no claim whatsoever for training/appointment as J.T.Os. However, in spite of all this, the said practice has not been stopped by the B.S.N.L. The grievance of the petitioners in this regard is quite justified.

Before parting, we may refer to the averments made in the written statement regarding the rider put on the candidates who were sent for training after diversion of posts from Direct Recruitment Quota to 35% Departmental Quota:-

" It is correct that in view of Annexure P-1 "all" the eligible candidates upto 31.08.1999 under 35% quota were permitted to appear in J.T.O. Screening Test including "all" the T.T.As as on 31.08.1999 with a rider that:-

- i) T.T.As were permitted provisionally to appear in 35% qualifying screening test without insisting 6 years of service in the cadre of T.T.A subject to the outcome of various Original Applications pending in different Central Administrative Tribunals; and

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- ii) That all qualified officials of 35% J.T.O Screening Test will be sent on training only to the extent of vacancies available under 35% quota upto 31.08.1999; and
- iii) Remaining qualified officials will have no claim whatsoever for training/appointment as J.T.O.

For the aforesaid reasons, this writ petition is disposed of with a direction to the respondents to restore the posts diverted from Direct Recruitment Quota to 35% Departmental Quota to admit Telecom Technical Assistants who had qualified the Screening Test held on April 23, 2000, to Direct Recruitment Quota as stated by them in the written statement. There shall be no order as to costs.

**(HEMANT GUPTA)
JUDGE**

**(MOHINDER PAL)
JUDGE**

May 30 , 2008.
ak

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ANNEXURE - RJ/A

ANNEXURE

ITEM NO.54 COURT NO.7 SECTION IVB

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).13220-13221/2009

(From the judgement and order dated 30/05/2008&23/1/2009 in RA No. 442/2008 & CWP No. 5608/2007 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

B.S.N.L.OFFICERS ASSN.& ANR. Petitioner(s)

VERSUS

DALBIR SINGH & ORS. Respondent(s)

(With appln(s) for impleadment,permission to file addl. documents and prayer for interim relief and office report)

Date: 12/07/2010 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HARJIT SINGH BEDI
HON'BLE MR. JUSTICE C.K. PRASAD

For Petitioner(s) Mr. S.Gurukrishnakumar,Adv.
Mr. S.R. Setia,Adv.

For Respondent(s) Mr. Amit Gupta,Adv.
Mr. Gautam Narayan,Adv.
Mr. Serwa Mitter,Adv.for
M/S Mitter & Mitter Co.

Mr. Pavan Kumar,Adv.

Mr. Sudershan Rajan,Adv.

UPON hearing counsel the Court made the following
ORDER

The special leave petitions are dismissed.

[SUMAN WADHWA]

[VINOD KULVI]

This Annexure is a true copy of original document.

Amr Gupta -
Amr Gupta, Adv.

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ANNEXURE - R3/5

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HON'BLE ACTING CHIEF JUSTICE MRS.MANJULA CHELLUR
&
THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE

FRIDAY, THE 14TH DAY OF SEPTEMBER 2012/23RD BHADRA 1934

OP (CAT).No. 3714 of 2011 (Z)

PETITIONER:

V.SURESHKUMAR,
S/O VISWAMBARAN,AGED 46 YEARS,
JUNIOR TELECOM OFFICER (OFFICIATING), BROADBAND,
CORE GROUP, BSNL,CTO BUILDING,
TRIVANDRUM, RESIDING AT NSP 139, NSP NAGAR,
KESAVADASAURAM,PATTOM P.O, THIRUVANANTHAPURAM.

BY SRI.P.RAVINDRAN, SENIOR ADVOCATE,
ADVS. SRI.SAJITH KUMAR .V,
SRI.K.RANA DEEP,
SMT.PRIYANKA PRASAD.

RESPONDENTS:

1. BHARAT SANCHAR NIGAM LTD.,
REPRESENTED BY ITS CHAIRMAN & MANAGING DIRECTOR,
NEW DELHI, PIN-110 001.
2. THE CHIEF GENERAL MANAGER,
BHARAT SANCHAR NIGAM LTD., TRIVANDRUM- 695 033.

*ADDL. R.3. IMPLEADED:

3. CHANDRIKA PARAMBUR,
TELECOM TECHNICAL ASSISTANT,
TELEPHONE EXCHANGE, BHARATH SANCHAR NIGAM LTD.,
POONKUNNAM, THRISSUR.

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* IS IMPEADED AS ADDL. RESPONDENT NO.3. AS PER ORDER DTD.
24/01/12
IN I.A. NO.906/2012.

R1 & R2 BY SRI.V.V.SURESH,S.C,B.S.N.L,
SRI.MATHEWS K.PHILIP,SC, B.S.N.L,
ADDL.R3 BY SRI.K.R.B.KAIMAL, SENIOR ADVOCATE,
SRI.B.UNNIKRISHNA KAIMAL.

THIS OP (CAT) HAVING BEEN FINALLY HEARD ON
31-05-2012, THE COURT ON 14/09/2012 DELIVERED
THE FOLLOWING:

O.P.(CAT).NO.3714/2011-Z:

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APPENDIX

PETITIONERS' EXHIBITS:

- EXT.P.1: COPY OF THE PROCEEDINGS NO.U.O.NO.5-11/2009-PERS-IV
DTD. 18/12/2009 ALONG WITH THE FORWARDING LETTER DTD.
2/12/2009
ISSUED ON BEHALF OF THE R.1.
- EXT.P.2: COPY OF THE NOTIFICATION NO. RECCT/30-4/2009 DTD. 20/02/2010
ISSUED ON BEHALF OF THE R.2.
- EXT.P.3: COPY OF THE CORRIGENDUM ISSUED BY ORDER NO. RECCT/30-
4/2009
DTD. 27/02/2010 ISSUED ON BEHALF OF THE R.2.
- EXT.P.4: COPY OF THE RELEVANT PAGES OF THE SELECT LIST ISSUED AS
PER
CIRCULAR NO. STA/11-24/2004 DTD. 07/07/2004 ISSUED ON BEHALF OF
THE R.2.
- EXT.P.5.A: COPY OF THE PROCEEDINGS DTD. 30/03/2001 AND PROCEEDINGS
ISSUED ON BEHALF OF THE RESPONDENT.
- EXT.P.5.B: COPY OF THE PROCEEDINGS DTD. PROCEEDINGS DTD.
31/03/2001
ISSUED ON BEHALF OF THE RESPONDENTS.
- EXT.P.6: COPY OF THE J.T.O. RECRUTIMENT RULES DTD. 26TH
SEPTEMBER 2001
ISSUED ON BEHALF OF THE R.1.
- EXT.P.7: COPY OF THE ORDER NO.5-28/2009-PERS. IV DTD. 12/10/2009
ISSUED ON
BEHALF OF THE R.1.
- EXT.P.8: COPY OF THE JUDGMENT DTD. 21/08/1995 IN O.A. NO. 224/1995 OF
THE
HON'BLE CENTRAL ADMINISTRATIVE TRIBUNAL, ERNAKULAM
BENCH.

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EXT.P.9: COPY OF THE PLEADING OF THE O.A. 297/2010 FILED BY THE PETITIONER BEFORE THE HON'BLE C.A.T.

EXT.P.10: COPY OF THE REPLY STATEMENT FILED BY THE RESPONDENTS IN
O.A. NO. 297/2010.

EXT.P.11: COPY OF THE ORDER IN O.A. NO. 297/2010 DTD. 15/03/2011 OF THE C.A.T.,
ERNAKULAM BENCH.

EXT.P.12: COPY OF THE REVIEW APPLICATION FILED BY THE BSNL BEFORE THE
HON'BLE C.A.T., ERNAKULAM BENCH.

EXT.P.13: COPY OF THE ORDER DTD. 30/09/2011 IN R.A. NO. 47/11 OF THE HON'BLE
C.A.T., ERNAKULAM BENCH.

RESPONDENTS' EXHIBITS:

EXT.R2.A: COPY OF THE RECRUITMENT RULES OF J T O DTD. 26/09/2011.

EXT.R2.B: COPY OF THE AMENDMENT OF RECRUITMENT RULES OF J T O-2001
NO.5.28/2009-PERS IV DT.D 12/10/2009.

EXT.R2.C: COPY OF THE LETTER DTD. 26/10/2009 BY THE OFFICE OF CGM, TRIVANDRUM.

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O.P.(CAT).NO.3714/2011-Z:

EXT.R2.D: COPY OF THE LETTER DTD. 09/11/2009 BY THE OFFICE OF CGM,
TRIVANDRUM.

EXT.R2.E: COPY OF THE LETTER DTD. 11/11/2008 BY THE CORPORATE
OFFICE
BSNL, NEW DELHI.

EXT.R2.F: COPY OF THE LETTER DTD. 20/02/2010 BY THE OFFICE OF THE
CGM
BSNL, TRIVANDRUM.

EXT.R2.G: COPY OF THE LETTER DTD. 09/04/2010 FROM NEW DELHI OFFICE
FOR
POSTPONMENT OF EXAMS.

EXT.R2.H: COPY OF THE JUDGMENT OF CENTRAL ADMINISTRATIVE
TRIBUNAL IN
O.A. NO.224/10 AND CONNECTED CASES DTD. 15/03/11.

EXT.R2.I: COPY OF THE JUDGMENT OF CENTRAL ADMINSTRATIVE
TRIBUNAL IN
R.A. NO. 40/11 AND CONNECTED CASES DTD. 30/09/11.

EXT.R2.J: COPY OF THE LETTER DTD. 02/07/2010 BY THE CORPORATE
OFFICE,
BSNL, NEW DELHI.

EXT.R2.K: COPY OF THE JUDGMENT OF CENTRAL ADMINISTRATIVE
TRIBUNAL,
HYDERABAD BENCH IN O.A. NO. 644/09 DTD. 05/10/09.

EXT.R2.L: COPY OF THE JUDGMENT BY HIGH COURT OF LUCKNOW AT
ALLAHABAD
BENCH IN WRIT PETITION NO. 7696/04 DTD. 07/12/04.

EXT.R2.M: COPY OF THE JUDGMENT BY HIGH COURT OF ANDHRA
PRADESH IN
W.P.NO.6357/2006 DTD. 23/11/2009.

EXT.R2.N: COPY OF THE ORDER OF PUNJAB AND HARYANA HIGH COURT

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DTD. 13/02/12.

//TRUE COPY//

P.A. TO JUDGE.

Prv.

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MANJULA CHELLUR, Ag.C.J
&
A.M.SHAFIQU, J.

O.P(CAT).No. 3714 of 2011

Dated this the 14th day of September, 2012

JUDGMENT

Manjula Chellur, Ag.C.J.

The present petition is directed against the order of Central Administrative Tribunal, admittedly, aggrieved by the decision of the respondent authorities giving retrospective operation of amendment to the Recruitment Rules incorporated by an order dated 12.10.2009 reducing eligibility condition of qualifying service from 10 years to 7 years while competing in the departmental examination for the post of Junior Telecom Officer (for short, 'JTO'), without any words in the amendment notification disclosing the intention of the rule making authority to operate the same retrospectively. The petitioner is in the substantive cadre of Telecom Technical Assistants (for short, 'TTA'), working as JTO on officiating capacity for the last seven years. Initially, the eligibility criterion was 10 years. No promotion came to be made between 2001 and 2010 from TTA to JTO in spite of new

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recruitment rules came into force in 2009.

OP(CAT).3714/11

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2. The brief history that led to the present petition is as under: The petitioner along with some other applicants, working as JTOs on officiating capacity, approached Central Administrative Tribunal for several reliefs. The applicants were subjected to screening test as early as 2000 and on having qualified, they are officiating as JTOs ever since then.

3. Junior Telecom Officers Recruitment Rules, 2001 and especially in terms of column No.11 of the schedule thereto (Annexure A1), direct recruitment is for the 50% of the vacancies and the balance 50% is by promotion through a limited internal competitive examination of BSNL. So far as promotion quota of 50%, it is again divided into two parts, 35% and 15%. 35% vacancies have to be filled up by promotion through a limited internal competitive examination from among those, who belong to certain class of employees, including TTA like petitioner, subject to fulfillment of certain educational qualifications as well as 10 years regular service in Group 'C' post. Further, they should not cross the age of 50 years as on the date of such examination. The subject matter of challenge was not with regard to the balance 15% of the posts. The rule came into effect from 26.9.2001. Unfortunately, none of the posts meant for promotion quota came

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to be filled up, though vacancies in the direct recruitment quota came to be filled up on a regular basis. When things stood as stated above, the respondent authorities amended the Recruitment Rules by communication dated 12.10.2009 as per Annexure A2, indicating the qualifying service being reduced to 7 years instead of 10 years. As a matter of fact, on earlier occasion, in T.A.No.6 of 2009, by order dated 21.8.2009, the Tribunal directed the vacancies meant for promotion to be filled up forthwith, which remained unfilled. In pursuance of the same, steps were taken to hold examination and approval of the competent authority was also conveyed for the said purpose, which again was communicated to the respective Telecom Circles as per Annexure A3. So far as this examination, it has to be in accordance with the scheme and syllabus issued by letter dated 20.10.2009 as per JTO Recruitment Rules, 2001. In the said direction, recruiting circles were also directed to calculate the vacancies under the above quota, according to the instructions dated 19.1.1997 issued by DOPT. It is made clear in the said communication that the process was with reference to the directions of the Tribunal in T.A.No.6 of 2009. The recruitment year shown was 2009 and examination was to be held on

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30.5.2010. According to the petitioner, total number of vacancies is 423 and 1.7.2009 is the crucial date for reckoning the age and service conditions. This 423 vacancies pertain to all the years from 2001 to 31.3.2009. Surprisingly, a corrigendum dated 1.7.2010 was issued, which is referred to as Annexure A9 before the Tribunal. In this, though the year of recruitment is shown as 2009, the crucial date for determining the age limit was the date of examination, 30.5.2010 and the crucial date for reckoning regular service conditions would be 1.7.2009. The two notifications, Annexures A8 and A9 would ultimately indicate change of Recruitment Rules, especially crucial date of determining the age conditions as per Annexures A1, A8 and A9. The National Federation of Telecom Employees approached the authorities to publish the year wise vacancies by Annexure A5 letter. Year wise vacancies came to be shown by different Circles by different notifications on community wise break up as well. The effect of Annexures A8 and A9 giving retrospective effect to the Recruitment Rules, according to the petitioner, was arbitrary, illegal and violative of Articles 14 and 16 of the Constitution of India, contending that the amendment to the Recruitment Rules can have the effect only as against the vacancies, which arose

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subsequent to publication of notification dated 12.10.2009 and at any stretch of imagination, they cannot have retrospective application to the vacancies, which were in existence prior to publication of the notification. They also contend that 50% of the direct recruitment quota exceeded 600 between the years 2001-2009. According to them, corresponding number of vacancies are bound to be filled up. Alleging various reasons, they questioned Annexures A8 and A9 so far as its retrospective effect as unconstitutional and sought for quashing of the same.

4. In the reply statement the respondent authorities brought on record several facts and defended their contention regarding the Recruitment Rules. According to them, there was a need to tone up efficiency in service, which led to amendment to the Recruitment Rules only with the intention of improving quality of manpower of BSNL. Upgradation of many posts was a result of changing the minimum qualifying eligibility condition when necessity arose to commensurate with the raised status and raised pay of the post. The question of reducing qualifying service condition from 10 years to 7 years was under consideration since November, 2008, as there was persistent demand from recognised staff union of BSNL. Large number of vacancies existed due to

non conducting of Limited Internal Competitive Examination (LICE). Therefore, necessity arose for a situation to give opportunity to maximum number of candidates to avail the benefit of promotion, which resulted in a decision of the Managing Committee of the BSNL Board in its 19th meeting held on 13.8.2009, wherein a decision to reduce 10 years to 7 years was taken. This is not in violation of any of the directions in T.A.No.6 of 2009 by the Tribunal, as the direction was only to conduct departmental examination within a stipulated time and not with other terms and conditions. They also contend, non existence of provision in the Recruitment Rules for conducting examination by declaring the vacancies year wise and they sought for dismissal of the application contending that the matter of conducting the examination and the standards fixed for such examinations are exclusively within the domain of the competent authority. In several Original Applications several questions came to be urged challenging the amendment to the Recruitment Rules contending that it can have only prospective effect and not retrospective effect.

5. By in-depth discussion and reasoning, the Tribunal ultimately held that the amendment made to the Rules is not

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retrospective in character and has no application in respect of vacancies, which arose already prior to 12.10.2009. They further held, the crucial date for determination of age as 30.5.2010 as irrational and arbitrary, as the vacancies have to be determined and notified only with reference to the eligibility criterion as on the date of arising of the vacancies or as on the cut of date with reference to the recruitment year, in which vacancies arose. As a result, they held, cut of date as fixed for the vacancies enmass as arbitrary and violative of Article 14 of the Constitution of India.

6. Then coming to another challenge with regard to qualifying years of service reducing the same from 10 to 7 years in Group 'C' for promotion to JTO cadre through LICE, the contention of the petitioner was rejected for the reason that Annexure A2 notification dated 12.10.2009 clearly indicates, a proposal to reduce the prescribed regular service for appearing examination for JTO, was under consideration based on the request of a good number of employees. Therefore, the same came to be reduced after deliberations and held that the amendment is by way of substitution. By applying the rule of interpretation, the effect of the amended rules will be the date on which parent rule came into force. Factually it was held that the reduction of 10 years

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experience to 7 years will not affect any of the applicants, if they had 10 years experience, as the same necessarily include 7 years experience as well. According to the Tribunal, the contention of the applicants that field of choice has been expanded by reducing the qualifying service of 10 years to 7 years, which takes away the right accrued to a limited number of persons, is not based on reasonable argument. This also was rejected by the Tribunal, as there was no mala fide intention for the amendment, as it virtually a substitution and not an amendment. As there is no indefeasible right for promotion, the Tribunal held that introduction of educational qualifications or change of criterion rendering expansion of the scope for good number of people to compete with the applicants is legal and valid. Aggrieved by the same, the present Original Petition is filed.

7. Review Application came to be filed by BSNL and the same was disposed of by holding as under:

"7. The Review Applications are disposed of as follows:

"In paragraph No.14 on page No.36 of the common order, the sentence reading "However, we have tested the amendment made in forgoing paragraphs and have already held for the reasons stated that such amendment cannot be retrospective in character.

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For the forgoing reasons, it has to be held that
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the amendment made to the rule as per Annexure
A-2 is not retrospective in character and has no
application in respect of vacancies which have
already arisen prior to 12th October 2009" should
be substituted as under:

'However, we have tested the amendment
made in forgoing paragraphs and have
already held for the reasons stated that such
correction cannot be retrospective in
character. For the forgoing reasons, it has to
be held that the Annexure A-9 corrigendum
dated 27.02.2010 to the Annexure A-8
notification dated 22.02.2010 is not
retrospective in character and has no
application in respect of the vacancies which
had already arisen prior to 12th October
2009'

Further, the following sentence may be inserted as
penultimate sentence in paragraph 15 of the
common order dated 15.03.2011 as under:

"It is retrospective in character and the same
has application from the date of issue of
Annexure A-1 Recruitment Rules."

8. This Original Petition is filed by one of the applicants
before the Tribunal in O.A. No. 297 of 2010. Learned Senior
Counsel appearing for the petitioner contends that the
Recruitment Rules if amended will normally be prospective,

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unless otherwise provided that it will be operative prospectively. In the absence of disclosure of operation of the amendment with retrospective effect, there is no justification on the part of the Tribunal to conclude that the amendment was by way of substitution giving retrospective OP(CAT).3714/11 10 effect. Reliance is placed on Travencore Rayons Ltd. v. Kerala State Pollution Control Board (2000(1) KLT 175) in respect of the above contention. According to learned Senior Counsel, arguing for the petitioner, eligibility criterion has been reduced from 10 years to 7 years resulting in impairment to the existing obligations by bringing all those persons, who are not eligible against 2008 and 2009 vacancies to become eligible in case Exhibit P7 is operated retrospectively. The zone of consideration will be expanded compelling the petitioner to compete with a large section of people coming in the way of existing right. Wrong interpretation by the Tribunal takes away the right accrued to the petitioner. Need to fill up vacancies is based on the date of occurrence of vacancies and not the time of making appointments. Therefore, the opinion of the Tribunal is directly in conflict with the law declared by this Court in several cases. The relevant date must be definite and should depend upon the volition of authorities, as otherwise determination would end in arbitrary

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action. Therefore, promotion to the post of JTO from TTAs has to be effected only from those qualified as on the date of occurrence of vacancy. Extending the benefit of Exhibit P7 in Exhibit P2 is patently illegal and unsustainable, according to learned Senior OP(CAT).3714/11 11

Counsel. Similarly, the Tribunal, according to learned Senior Counsel, erred in exercising its review jurisdiction. In the absence of any amendment to the Rules in notifications A8 and A9, there was no necessity for review. Placing reliance on several judgments of the Apex Court, learned Senior Counsel sought for the following reliefs:

- i. To quash Exhibit-P1, Exhibit-P2, Exhibit-P3, Exhibit-P11 and Exhibit-P13;
- ii. Declare that benefits of Exhibit-P7 notification dated 12th October 2009 bringing amendment to eligibility conditions can only be applied prospectively and extending the benefit of Exhibit-P7 for the vacancies upto March 2009 is highly illegal and unjust;
- iii. To direct the respondents to conduct year wise selection to the category of JTO based on the date of occurrence of vacancies of each year from 2001 to 2009 and following the eligibility conditions as on the date of occurrence of vacancies;
- iv. Grant such other reliefs as may be prayed for and as the

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Court may deem fit to grant, and

v. Grant the cost of this Original Petition."

9. Learned counsel appearing for the respondent authorities, supporting the decision of the Tribunal, sought for dismissal of the petition and places reliance on Civil Appeal No.1405 of 2007 on the file of the Apex Court, wherein Their Lordships held, expression 'vested right' could only mean a vested Constitutional right and such right cannot be taken away by amendment of the OP(CAT).3714/11 12

rules and held that if vested right is not a Constitutional right, it can be taken away by retrospective amendment of the Rules. Therefore, even a taxing statute can be made retrospectively, which can result in affecting existing rights.

10. Apparently, the present Original Petition is against the challenge of reduction of qualifying experience from 10 years to 7 years, as illegal and arbitrary. According to the petitioner, reduction of years of regular service as qualifying service from 10 years to 7 years has enlarged the field of choice and the vacancy position if not notified year wise, the recruitment made enblock with amended qualification will adversely affect their right, therefore, it amounts to violation of Article 14 of the Constitution. Notification dated 12.10.2009 clearly indicates that the proposal to reduce the prescribed regular service for appearing in the

examination for JTO was under consideration based on the request made by the employees and it is as a result of such consideration, the BSNL management had approved the reduction of prescribed regular service from 10 years to 7 years. The Recruitment Rules issued on 10.10.2001 will stand amended to the above extent.

This virtually is nothing, but a substitution as held by the Tribunal.

It is well settled that an amendment by way of substitution takes
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effect from the date on which the parent rule has come into existence.

11. The question is whether any vested right is taken away, with this reduction of the number of years from 10 years to 7 years. The petitioner will not be affected in any way, as he will not come out of the zone of consideration for promotion to the post of JTO. The only difficulty would be, he has to compete with many more persons, who would come within the zone of consideration by virtue of 7 years being the qualifying service.

12. The question whether the rule making authority is empowered to amend the rule retrospectively, which may even take away a vested right. In order to accept the contention of the petitioner that vested right is taken away, one has to see whether the right in question is a vested right. As held by the Apex Court in an unreported decision in Civil Appeal.No.1405 of 2007, a vested right can only mean a Constitutional right, therefore, Their

Lordships held that a vested Constitutional right cannot be taken away by amendment of the Rules. If the vested right is not a Constitutional right, it can be taken away by retrospective amendment to the rules. In this context, it is relevant to mention paragraphs 12 to 19 of the said judgment:
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"12. Rules under Article 309 can be changed even during the subsistence of the old Rules. As held in *Raj Kumar v. Union of India* AIR 1975 SC 1116 (vide para 7), "Rules made under the proviso to Article 309 of the Constitution are legislative in character, and therefore, can be given effect to retrospectively." Thus, rules under the proviso to Article 309 are Constitutional rules, not like rules under a statute. Hence they have the same force as a Statute, though made by the executive.

13. It is well settled that the legislature can legislate retrospectively vide *M.P.V.Sundaramier & Co. v. State of Andhra Pradesh*, AIR 1958 SC 468, *J.K.Jute Mills vs. State of Uttar Pradesh*, AIR 1961 SC 1534, *Jadao Bahuji vs. Municipal Committee*, AIR 1961 SC 1486, *Government of Andhra Pradesh vs. Hindustan Machine Tolls Ltd.*, AIR 1975 SC 2037 (para 8),

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Nandumal Girdharilal vs. State of Uttar Pradesh, AIR
1992 SC 2084, etc.

14. Hence, the approach of the High Court, in our
opinion, was totally incorrect. In State of Punjab and
others vs. Arun Aggarwal and others (2007) 10 SCC
402, it was observed (in para 30):

"There is no quarrel over the proposition of
law that the normal rule is that the vacancy
prior to the new Rules would be governed
by the old Rules and not the new Rules.
However, in the present case, we have
already held that the Government has taken
a conscious decision not to fill the vacancy
under the old Rules and that such decision
has been validly taken keeping in view the
facts and circumstances of the case".

15. In the present case, a conscious decision was
taken in 2005 providing that all the posts in question
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should be filled up by Limited Internal Competitive
Examination. This was a policy decision and we cannot
see how the High Court could have found fault with it. It
is well settled that the Court cannot ordinarily interfere
with policy decisions.

16. No doubt in some decisions it was held that a
vested right cannot be taken away by amendment of
the rules. But what does this really mean? Since a rule
under the proviso to Article 309 is legislative in

character vide *Raj Kumar vs. Union of India* (supra) the rule can be amended, even with retrospective effect, just as a legislation can be amended with retrospective effect.

17. In our opinion the expression 'vested right' could only mean a vested Constitutional right, since a Constitutional right cannot be taken away by amendment of the rules.

18. This is evident from the Constitution Bench decision of this Court in *Chairman, Railway Board vs. C.R.Rangadhamaiah* (1997)6 SCC 623. It was held therein that pension is no longer treated as a bounty but was a valuable Constitutional right under Articles 19(1)(f) and 31(1) of the Constitution, which were available on 1.1.1973 and 1.4.1974 (that is before the 44th Constitution Amendment). Since this was a Constitutional right it could not be taken away by amendment of the rules. The Constitution is the supreme law of the land, and hence a Constitutional right can only be taken away by amending the Constitution, not by amending the rules or even by amending the statute.

19. Hence in view of the aforesaid Constitution

Bench decision the other decisions of this Court of
OP(CAT).3714/11 16

smaller benches must be understood to mean that a vested Constitutional right cannot be taken away by amendment of the rules. It follows that if the vested right is not a Constitutional right it can be taken away by retrospective amendment of the rules. A legislative act can destroy existing rights, (unless it is a Constitutional right). Thus, even a taxing statute can be made retrospectively, and this usually affects existing rights vide Union of India vs. Madangopal, AIR 1954 SC 158 Jawaharlal vs. State of Rajasthan, AIR 1966 SC 764 (770), Tata Iron & Steel Co. Ltd. vs. State of Bihar, AIR 1958 SC 452, D.G.Gouse & Co. vs. State of Kerala, AIR 1980 SC 271 (para 16), Shetkari Sahkari Sakhar Karkhana Ltd. vs. Collector AIR 1979 SC 1972 (para 6-7), etc."

13. The above decision makes it very clear that rules under Article 309 of the Constitution of India can be changed even during the subsistence of the old rules, as they are legislative in character. Their Lordships at paragraph 22 of the above decision further held as under:

"22. We are of the opinion that the above

observations are not sustainable. When Rules are framed under Article 309 of the Constitution, no undertaking need be given to anybody and the Rules can be changed at any time. For instance, if the retirement age is fixed by rules framed under Article 309, that can be changed subsequently by an amendment even in respect of employees appointed before the amendment. Hence, we cannot accept the view taken by the High Court. There is no question of OP(CAT).3714/11 17

equity in this case because it is well settled that law prevails over equity if there is a conflict. Equity can only supplement the law, and not supplant it. As the Latin maxim states "Dura lex sed lex" which means "The law is hard, but it is the law".

14. Having regard to the above decision of the Apex Court, it is very clear that the so-called vested right claimed by the petitioner not being a Constitutional right, it is not open to him to contend that a vested right is taken away. Similarly, as long as it is not a Constitutional right, any other vested right can be taken away by amendment of the rules. The amendment now in question has retrospective effect and as a matter of fact, no vested right of the petitioner is taken away, as he is not debarred from appearing for the competitive examination to the post of JTO.

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Under these circumstances, the order of Central Administrative Tribunal does not warrant interference. Accordingly, the Original Petition is dismissed.

MANJULA CHELLUR,
ACTING CHIEF JUSTICE

A.M.SHAFFIQUE,
JUDGE

vgs

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ANNEXURE - RJ/6

No. 20011/1/2012-Estt. (D)
Government of India
Ministry of Personnel, Public Grievances & Pension
Department of Personnel & Training

North Block, New Delhi,
Dated the 4th March, 2014

OFFICE MEMORANDUM

Subject: Inter se seniority of direct recruits and promotees - instructions thereof

The undersigned is directed to refer to the subject mentioned above and to say that the fundamental principles of inter se seniority of direct recruits and promotees in Central Civil Services/posts were laid down in the Department of Personnel & Training (DOPT) O.M. No. 9/11/55-RPS dated 29.12.1959 which provided, inter alia, that the relative seniority of direct recruits and of promotees shall be determined according to the rotation of vacancies between direct recruits and promotees, which shall be based on the quotas of vacancies reserved for direct recruitment and promotion respectively, in the Recruitment Rules.

2. The carrying forward of unfilled slots of a vacancy year, for being filled up by direct recruits of later years, was dispensed with through modified instructions contained in DoPT O.M. No.35014/2/80-Estt.(D) dated 7.2.1986 which provides that rotation of quotas for purpose of determining seniority would take place only to the extent of the available direct recruits and the promotees. The unfilled direct recruitment/promotion quota vacancies would be carried forward and added to the corresponding direct recruitment/promotion quota vacancies of the next year (and to subsequent years where necessary) for taking action for the total number of direct recruitment/promotion according to the usual practice. Thereafter, in that year, while seniority will be determined between direct recruits and promotees, to the extent of the number of vacancies for direct recruits and promotees, as determined according to the quota for that year, the additional direct recruits/promotees selected against the carried forward vacancies of the previous year, would be placed en-bloc below the last promotee/direct recruit, as the case may be, in the seniority list, based on the rotation of vacancies for that year.

3. All the existing instructions on seniority were consolidated by DoPT through a single O.M. No. 22011/7/86-Estt(D) dated 03.07.1986.

4. In view of divergent stance taken by different Ministries/Departments on interpretation of 'available direct recruits and promotees' in the context of OM dated 7.2.86, the DoPT had issued O.M. No. 20011/1/2006-Estt.(D) dated 3.3.2008 which provided that the actual year of appointment, both in the case of direct

recruits and promotees, would be reckoned as the year of availability for the purpose of rotation and fixation of inter se seniority.

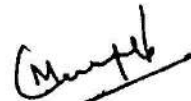
5. The matter has been examined in pursuance of Hon'ble Supreme Court Judgment on 27.11.2012, in Civil Appeal No. 7514-7515/2005 in the case of N.R. Parmar vs. UOI & Ors in consultation with the Department of Legal Affairs and it has been decided, that the manner of determination of inter-se-seniority of direct recruits and promotes would be as under:

- a) DoPT OM No. 20011/1/2006-Estt.(D) dated 3.3.2008 is treated as non-existent/withdrawn *ab initio*;
- b) The rotation of quota based on the available direct recruits and promotees appointed against the vacancies of a Recruitment Year, as provided in DOPT O.M. dated 7.2.1986/3.07.1986, would continue to operate for determination of *inter se* seniority between direct recruits and promotees;
- c) The available direct recruits and promotees, for assignment of *inter se* seniority, would refer to the direct recruits and promotees who are appointed against the vacancies of a Recruitment Year;
- d) Recruitment Year would be the year of initiating the recruitment process against a vacancy year;
- e) Initiation of recruitment process against a vacancy year would be the date of sending of requisition for filling up of vacancies to the recruiting agency in the case of direct recruits; in the case of promotees the date on which a proposal, complete in all respects, is sent to UPSC/Chairman-DPC for convening of DPC to fill up the vacancies through promotion would be the relevant date.
- f) The initiation of recruitment process for any of the modes viz. direct recruitment or promotion would be deemed to be the initiation of recruitment process for the other mode as well;
- g) Carry forward of vacancies against direct recruitment or promotion quota would be determined from the appointments made against the first attempt for filling up of the vacancies for a Recruitment Year;
- h) The above principles for determination of *inter se* seniority of direct recruits and promotees would be effective from 27.11.2012, the date of Supreme Court Judgment in Civil Appeal No. 7514-7515/2005 in the case of N.R. Parmar Vs. UOI & Ors

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- i) The cases of seniority already settled with reference to the applicable interpretation of the term availability, as contained in DoPT O.M. dated 7.2.86/3.7.86 may not be reopened.

7. As the conferment of seniority would be against the Recruitment Year in which the recruitment process is initiated for filling up of the vacancies, it is incumbent upon all administrative authorities to ensure that the recruitment process is initiated during the vacancy year itself. While requisition for filling up the vacancies for direct recruitment should be sent to the recruiting agency, complete in all respects, during the vacancy year itself, the timelines specified in the Model Calendar for DPCs contained in DoPT O.M. No.22011/9/98-Estt(D) dated 8.9.98 and the Consolidated Instructions on DPCs contained in O.M. No.22011/S/86-Estt(D) dated April 10, 1989 should be scrupulously adhered to, for filling up the vacancies against promotion quota.



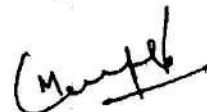
(Mukta Goel)
Director

Tele: No. 23092479

All Ministries/Departments of the Government of India

Copy to:-

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2. The Vice-President's Sectt, New Delhi
3. The Prime Minister's Office, New Delhi.
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7. The Comptroller and Audit General of India, New Delhi.
8. The Secretary, Union Public Service Commission, New Delhi
9. The Secretary, Staff Selection Commission, New Delhi.
10. All attached offices under the Ministry of Personnel, Public Grievances and Pensions.
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12. Establishment(D) Section, DoP&T (10 copies)
13. NIC for updation on the website.



(Mukta Goel)
Director

Tele: No. 23092479

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ANNEXURE - R/7



BHARAT SANCHAR NIGAM LIMITED
[A Government of India Enterprise]
CORPORATE OFFICE PERSONNEL BRANCH
4TH Floor, Bharat Sanchar Bhawan, Janpath, New Delhi-110 001

BSNLCO-PRII/18(11)/24/2020-PERS-II

Dated 09.11.2020.

To
The CGM,
All Telecom Circle, Maintenance Regions, Project circles,
Bharat Sanchar Nigam Limited.

Sub: Corrigendum for the data corrected with respect to the Integrated final Eligibility List of JTOs published on 12.10.2020 - Reg.

Ref: 1. BSNLCO-PRII/13/1/2020 -PERS-II. Dt. 12.10.2020

Integrated final Eligibility List (List No.1) for recruitment year upto 2001(for OC,SC,ST) & 2002 to 2005 (for ST) was published vide letter No. BSNLCO-PRII/13/1/2020 -PERS-II. Dt. 12.10.2020.

In compliance of the Hon'ble High Court of Kerala at Ernakulam's Judgment dated 05.06.2018 in OP (CAT) Nos. 25,45 & 126/ 2015 the final All India Eligibility List of JTO's Published vide No.2-18/2007-Pers.-II(Pt-I) dated 20.02.2015 was revised and the integrated final eligibility list of JTO(T)s published vide dated 12.10.2020.

All the representations regarding omissions/errors received have been considered based on the inputs received from circles.

Accordingly, the Corrigendum/Addendum (Annexure-I) is issued to the Integrated final eligibility list published (List No.01) vide letter No. BSNLCO-PRII/13/1/2020 -PERS-II. Dt. 12.10.2020.

This is issued with the approval of competent authority.

✓ Encl.: As above.

Issued
9/11

[Signature]
(HYARE LAL)

Assistant General Manager (Pers. II),
Tele. - 011 - 2334255.

Copy To:

1. Sr.GM (Estt.), BSNLCO.

CORRIGENDUM WITH RESPECT TO INTEGRATED FINAL ELIGIBILITY LIST OF JTO(T)S Dt. 12.10.2020

ANNEXURE-1

Sl. No.	AIEL S. No. Published on 12.10.2020	Name (Shri/Mrs./Ms.)	Cat.	I.R.No.	DOB (DD/MM/YYYY)			Rec. Yr	Tg. Marks (in %)	Attemp pt	Dept./Ext. Candidate	Rept. Circle	Present Circle	Date of Appointment as JTO (DD/MM/YYYY)			Date of JOINING (DD/MM/YYYY)			REMARKS (Promoted/ Retd./ Refusal/ Not Absorbed)	May be read as (i.e, Corrected Entry)	REMARKS
					DD	MM	YYYY							DD	MM	YYYY	DD	MM	YYYY			
1	7270	RESHM ARA	OBC	2000205644	1/18/00	05	1971	2001	90.1	1	F	HR	BRDRAT TTC	5	4	2002	8	4	2002		HRMS-200205644 DOB-18/05/1971 PRESENT CIRCLE-MH	
2	7464	ATUL RAMESH YAWATKAR	OBC	200205951	1/24/00	4	1970	2001	92.5	1	E	MH	GUJ	20	6	2002	23	6	2002		PRESENT CIRCLE-MH	
3	9475	U. AKSHMAN	ST	200702106	1/13/00	6	1977	2005	85.8	1	E	TLGN	TLGN	28	11	2007	24	2	2007		DOA-24.02.2007,	
4	7759	G.SHEFVARDHINI	OBC	200204210	1/15/00	7	1971	2001	90.2	1	E	KTK	TLGN	10	12	2002	2	9	2002		DOA-02.09.2002	
5	8706	D.SREEN VASULU	SC	200305422	27/5/6			2001	80.3		E	ASM	AP	37767							DOA-26.05.2003 DOJ-26.05.2003	
6	9222	R.RAVI	ST	200302782	5	8	1978	2002	85	1	E	TN	TLGN	27	12	2004	11	8	2003		DOA-11.08.2003	
7	8503	KUNJUPAL BIDDYK	CC	200206098	1/4/00	10	1976	2001	88.7	1	E	GUJ	AP	7	4	2002	1	4	2002		DOB-04.10.1976 DOJ-26.03.2001	
8	7464	ATUL RAMESH YAWATKAR	OBC	200205951	1/24/00	4	1970	2001	92.5	1	E	MH	HPC	20	6	2002	23	6	2002		DOA-23.06.2002	
9	7277	N.SUNITHA	OBC	200202194	1/15/00	7	1976	2001	90.5	1	E	AP	HPC	29	5	2002	8	4	2002		DOA-08.04.2002	
10	7877	SILANTHIP	SC	200201959	1/10/00	4	1971	2001	80.3	1	E	WB	STR	29	4	2002	15	4	2002		PRESENT CIRCLE-TN	
11	8813	SILVAKUMAR D	SC	200204117	1/4/00	11	1977	2001	79.93	1	E	TN	STR	8	11	2002	2	17	2002		PRESENT CIRCLE-TN	
12	8011	SARASWATHI	SC	200203781	1/02/87			2001	80.36		E	TN	CHTD	20							PRESENT CIRCLE-TN	
13	7314	VAMSEE KUSHNA	ST	200700826	12/25/83			2005	87.1	1	E	TN	CHTD	39265							PRESENT CIRCLE-TN	
14	8607	K.M.MADHUS	CC	200201621	1/23/00	5	1976	2001	83.44	1	E	WB	CHTD	27	1	2003	6	5	2002		PRESENT CIRCLE-AP	
15	7537	HOCKNAL NGAM VS	OBC	200203827	1/15/00	6	1978	2001	91.07	1	E	CHTD	CHTD	14	3	2002	4	2	2002		Duplicate deleted Resignation 23.03.2020	
16	7537	VUVALAKSHMI M	SC	200700575	1/21/00	7	1976	2001	90.6	1	E	WB	TN	14	3	2002	15	4	2002		DOB-21-10-1976 DOA 15.04.2002	

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17	8019	ABDUL MALIK R	DC	200401216	7/31/75			2003	88.49	1	E	TN	TN	38054																					CAT- OBC, DOA& DOJ- 08.03.2004, REMARKS- PROMOTED.
18	6950	L.Boori Singh	OC	220204955	1/18/00	1	1978	2000	92	1	External	NE-II	NE-II																					WORKING AS JTO	
19	9221	SHRI KIFTOU NUJI	ST	200304995	1/10/00	3	1974	2007	86	1	C	NE-II	NE-I	24	1	2004	16	5	2003																DOB- 10.03.1974, DOA- 16.06.2003
20	9253	SHRI KHELOHO AC JUMI	ST	200805107	1/5/00	9	1978	2002	82.05	1	F	NE-II	NE-II	24	1	2004	16	6	2003																DOB- 05.09.1978, DOA- 16.06.2003
21	9322	IAQ TANA	ST	200700952	1/17/00	7	1982	2005	95.8	1	C	NE-II	NE-II	31	3	2007	31	3	2007															DOB- 17.07.1982	
22	8564	Venuja Chandra Sarkar	OC	200702877	1/15/00	5	1978	2001	84	1	E	TN	BBNW	17	5	2004	2	17	2002	DOA CORRECTED BY KTK CIRCLE IN COORDINAT ION WITH BBNW BGL													DOB- 15.05.1978, DOA- 02.12.2002		
23	9272	Durgesh Kumar P.	ST	200804175	1/5/00	1	1972	2007	80.36	1	L	WE	BBNW	4	6	2003	25	5	2003	DOA CORRECTED BY KTK CIRCLE IN COORDINAT ION WITH BBNW BGL													DOB- 05.01.1972 DOA- 26.05.2003		
24	7361	Radiakshmi K	OC	200208903	1/25/00	5	1979	2001	93.4	1	E	GH	KTK	7	3	2002	20	5	2002																DOA- 20.05.2002
25	6958	Chandan Kalbhavi	OC	199103245	1/27/00	7	1970	2000	91.345	1	Promot ion	KTK	ST																					Working as JTO, KTK circle	
26	6961	Sridhar S Suragar	ST	199510481	1/3/00	5	1976	2000	90.45	1	Promot ion	KTK	KTK																					Working as JTO, KTK circle	
27	7111	Prakash Kumar S	OC	199802001	1/28/00	5	1960	2009	79.3611	1	Promot ion	KTK	KTK								Retired													BSNL VRS Scheme-2019	
28	6979	RAM MANAKUNI	OC	197805187	1/8/00	10	1959	2000	72.73	2	Promot ion	KTK	KTK								Promoted													Superannuation	
29	711	M. CHIVAN	OC	199702056	25/17			1993	92.36	1	L	MH	MH	28.17.199							NOT ABSORBED													Working as JTO, MH Circle	

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30	7809	BORRAR MANGESH DEVIENDRA	OC	200200817	78	02	1972	2011	88.8	1	E	MH	LPH	20	5	2002	20	5	2002		Working as JTO MH Circle
31	7526	Saraj Kumar Mohanta	OC	200203997	21	1	1969	2001	92	1	E	CTD	NONGN	24	6	2002	18	3	2002		DOB: 21-01-1969
32	9472	SRINIVAS EUGENITHS	SI	200701072	11	3	1982	2005	82.6	2	E	TN	ITPC	30	6	2007	7	7	2007		DOA: 02.07.2007
33	7583	HARNATH	SC	200203752	1/15/30	3	1976	2001	90.7	1	E	TLEN	TIGN	29	5	2002	4	2	2002		DOB: 15-03-1976 DOA: 04.02.2002
34	33	PANCHANAN NAIK	OC	199003856	5/15/52			1989	91.48	1	E	OR	OR								DOA, DOJ: 05.06.1990
35	7613	SUGYAN KUMAR JENA	OC	200204806	1/23/00	6	1978	2001	91.25	1	E	CTD	OD	18	1	2002	8	7	2002		DOB: 23.06.1978
36	7748	SARU KUMAR BEHERA	SC	200204150	1/1/00	6	1977	2001	90.25	1	E	CTD	OD	9	8	2002	8	7	2002	PROVISIONAL/COVERING APPOINTMENT	DOB: 01.06.1977
37	8176	KALASH CHANDRA BEHERA	SC	200204677	1/22/00	6	1977	2001	87.20	1	E	OD	OD	26	2	2002	2	3	2002		DOB: 22.06.1977
38	8274	SURENDRA KUMAR DASH	OC	200206365	1/27/00	10	1974	2001	86.57	1	F	OD	OD	26	2	2002	2	3	2002		DOB: 27.10.1974
39	8427	SANTOSH KUMAR SAHU	OC	200205545	1/4/00	6	1977	2001	85.78	1	E	AP	OD	24	2	2002	6	5	2002		DOB: 04.06.1977
40	8559	DEBENDRA KUMAR SENAPATI	OC	200206882	1/28/00	4	1972	2001	83.86	1	E	OD	OD	28	2	2002	9	3	2002		DOB: 28.04.1972
41	8618	ARAVINDHUL SAN TRIPATHY	OC	200201777	1/22/00	6	1971	2001	83.29	1	E	OD	OD	26	2	2002	7	3	2002		DOB: 22.06.1971
42	8837	PRAMOD KUMAR SAMANTARA	OC	200201870	1/14/00	6	1972	2001	79.21	1	E	OH	OD	7	8	2002	22	7	2002	PROVISIONAL/COVERING APPOINTMENT	DOB: 14.06.1972
43	8948	SUBHAT KUMAR PRADHAN	OC	200207870	1/14/00	12	1973	2001	68.92	1	F	KTG	OD	7	11	2002	19	8	2002	PROVISIONAL/COVERING APPOINTMENT	DOB: 19.12.1973
44	9199	KESAV SINGH MARANDI	SI	200203132	1/7/00	7	1977	2007	87.43	1	E	BH	OD	21	11	2003	29	8	2003	PROVISIONAL/COVERING APPOINTMENT	DOB: 14.07.1977
45	9442	RSUCH S KUMAR KINOC	SI	200500322	1/16/00	5	1979	2005	81.9	1	E	OD	OD	1	11	2006	11	12	2006		DOB: 16.05.1979

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46	9488	SATYAJ YURMI	SI	200500963	1/8/00	6	1973	2005	75.4	1	E	OD	OD	4	11	2006	11	12	2006		DOB: 08.06.1973
47	8531	TALMALE PRAKASH WASUDEO	OBC	200201942	1-22/00	5	1971	2001	74.71	1	E	MH	MH	11	2	2002	11	2	2002		AIREADY NAME AVAILABLE IN THE SLNo. 8933
48	1364	AVANISH KUMAR CHATURVEDI	OC	199005022	8/15/52			1996	86.64	1	D	CG	CG	08/12/1997							WTP
49	7188	ADARSH KUMAR SHRIVASTAVA	OC	200201025	7/1/78			2001	82.285	1	E	CG	CG	29/04/2002							TRANSFERRED
50	7590	CH. DEVI PRASAD PATRO	OC	200201017	7/5/71			2001	90.64	1	E	CG	OR	04/05/2002							TRANSFERRED
51	7961	ARBIND SINGH	OBC	200205028	6/20/74			2001	88.785	1	E	CG	CG	30/09/2002							TRANSFERRED
52	8041	REENA PRASAD	OC	200205091	1/26/00	9	1975	2001	88.2	1	F	CG	KD	22	4	2002	14	1	2002		TRANSFERRED
53	8101	N. VIJAYAN	SC	200201020	4/5/74			2001	87.785	1	F	CG	CG	30/09/2002							TRANSFERRED
54	8289	JYOTIRANJAN PANDA	OC	200201282	1/21/00	1	1974	2001	86.4	1	E	CG	ETP	29	4	2002	29	4	2002	PROVISIONAL/COVERING APPOINTMENT	TRANSFERRED
55	8507	Sudhanshu Mishra	SC	200204696	1/15/00	8	1971	2001	80.21	1	E	CG	RIS	9	4	2003	30	9	2002		TRANSFERRED
56	8930	SMT. SOMI ROY	SC	200302876	4/11/74			2001	74.71	1	E	CG	CG	22/04/2002							PER NUMBER CORRECTED as 200206894
57	9240	KALISHA KUMAR DEO	ST	200305647	1/20/00	4	1971	2002	84.73	1	F	MP	MP	11	8	2003	14	4	2003		CG
58	9330	MAHENDRA KUMAR MEENA	SI	200700684	1/1/00	8	1983	2005	93.3	1	F	CG	RAJ	30	4	2007	30	4	2007		TRANSFERRED
59	9450	SHEKHAR KUMAR	ST	200700095	1/29/00	3	1975	2005	80.6	1	E	CG	CG	11	4	2007	25	1	2007		DOB 25.03.1975 DCA 25.01.2007
60	9040	Virender kumar Gautam	SC	200703286	1/3/00	9	1974	2001	51.6	2	E	UPW	SSNICO	18	2	2007	18	2	2002		VIRENDRA KUMAR GAUTAM-

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61	8564	Venka Chandra Sekhar	OC	200202877	1/15/00	5	1978	2001	84	1	E	TN	BBNW	17	5	2004	2	17	2002	DOA CORRECTED BY KIK CIRCLE IN COORDINATION WITH BBNW-BGL	DOB- 15.05.1978 DOA- 02.12.2002,
62	8808	A. Vanitha (200204818)	SC	200204814	17.03.72			2001	89.07	1	F	KPK	BBNW	22.04.02							PROMOTED
63	7221	ASHA JOHN	OC	200204461	5/1/77			2001	94.14	1	F	KRL	BBNW	37861						R/P Circle modified	PROMOTED
64	5111	VENKUMAR.B	OC	108207335	2/13/69			1999	91.71	1	D	AP	BBNW	37035							VRS 2019
65	8273	S.JAYAKUMAR	OC	200205674	1/14/00	12	1977	2001	85.71	1	E	TN	QA & INSP	3	5	2002	6	5	2002		DOA- 06.05.2002
66	7287	Shri Amar Kr. Hazra	SC	200203435	1/4/74			2001	93.25	1	E		CTD	37460						Promoted	Amar Kumar Hazra
67	8183	MAHESHWAR PRASAD AMAR	OC	200202630	1/12/00	6	1977	2001	88.75	1	E	HP	BH	31	5	2002	4	6	2002		DOB- 12.06.1977
68	171	KATHORE DINESH SINGH	OL	200001705	6/16/73			1994	82.5	1	E	MP	MP	14.08.2003							Working as JTO, MP circle
69	3336	MAIN D K	OC	199702715	5/3/71			1998	91.71	1	D	MP	MP	38208							Working as JTO, MP circle
70	4866	GOYAL RAJESH	OC	198302917	6/10/63			1998	88	1	D	MP	MP	36207							GUI
71	4325	SANKHAR V.U.	SC	199700934	8/3/66			1998	89.21	11	D	MP	MP	38272							WTP (Promoted)
72	7134	HAKIM LAL SHARMA	SC	199702746	1/7/03	8	1965	2001	90.71	1	D	MP	MP	10	10	2003	5	8	2002		Working as JTO, MP circle
73	7484	WAR. JAFAN	OC	200202732	6/20/75			2001	92.29	1	E	MP	MP	37312						Promoted	ITPC (Promoted)
74	7831	JAYA SHARMA	OC	200203289	1/23/00	10	1973	2001	89.64	1	E	MP	MP	21	2	2002	26	3	2002		Working as JTO, MP circle
75	4878	SHRUTI SHARMA	K	200233205	4/9/75			2001	86.26	1	E	MP	MP	37312							WTP
76	796	MAHESH KUMAR	OC	200200661	3/1/70			2001	86.24	1	E	MP	MP	37308							Trfd to UP East
77	8053	VANSHI SITA A. OK	OC	200202740	8/31/77			2001	87.29	1	E	MP	MP	37312							Trfd to QA CIRCLE
78	8126	SINGH VINAY KUMAR	OC	200201290	7/25/73			2001	87.74	1	E	MP	MP	37340							Trfd to UP(East)
79	8222	MAHESH SINGH	SC	200201831	1/3/00	2	1977	2001	87	1	E	MP	MP	11	8	2003	26	3	2002		Working as JTO, MP circle

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80	8315	BANKAJ KUMAR LUVVARI	OC	200200758	1/2/00	6	1975	2001	86.21	1	E	MP	MP	37340	8	2003	24	4	2002		Working as JTO, MP circle
81	8334	KASHYAP PREMENDRA	SC	200206307	7/15/75			2001	86	1	E	MP	MP	37340						Promoted	Trfd to UP(W)
82	8341	MANOJ KUMAR VERMA	OC	200200881	1/16/00	9	1978	2001	86	1	E	MP	MP	35	2	2002	25	2	2002		PERCENTAGE OF MRKS: 87.3, WORKING as JTO.
83	8353	KUMAR SANJAY	SC	200201093	7/5/77			2001	85.86	1	E	MP	MP	37368							Trfd to UP(W)
84	8423	NITYANAND DIXIT	OC	200205096	1/14/00	5	1976	2001	85.29	1	E	MP	MP	31	8	2003	25	2	2002		DOB- 14.05.1976 Working as JTO, MP circle
85	8466	SONI AYODHYA PRASAD	OB	200206984	7/1/70			2001	84.93	1	E	MP	MP	37312							Trfd to QA CIRCLE
86	8504	SATYA PRAKASH GAUTAM	SC	200202673	1/23/00	8	1975	2001	84.64	2	E	MP	MP	32	2	2002	21	1	2002		Working as JTO, MP circle
87	8519	SHARMA ARUN KUMAR	OB	200204152	28/11			2001	84.5	1	E	MP	MP	37312							Trfd to QA CIRCLE
88	8537	BATHRE RAKHA KU	SC	200202753	25/08			2001	84.21	1	E	MP	MP	37277							Trfd to QA CIRCLE
89	8544	SHRIMVAS ASHOK KUMAR	SC	200200414	27/8/5			2001	84.14	1	E	MP	MP	37340							Trfd to UP East
90	8556	KUMAR HENDRA	OB	200206075	2/005			2001	84	1	E	MP	MP	37340							Trfd to QA CIRCLE
91	8566	Sandeep Lakshad	OC	200202407	28/08			2001	84	1	E	MP	MP	37442						Promoted	Working in ITPC Pune
92	8672	NAVJEN MAHOBA	SC	200202746	30	5	1972	2001	83.54	1	E	MP	MP	31	2	2002	25	2	2002		Working as JTO, MP circle
93	8696	SARLI SUMAN SHARMA	OC	200203112	6	7	1972	2001	82.36	1	E	MP	MP	38	1	2002	14	1	2002	YOR issue is there. None is there.	Working as JTO, MP circle (YOR-2001)
94	8707	SAHAY ETAL	OC	200203112	6	7	1972	2001	82.36	1	E	MP	MP	38	1	2002	14	1	2002		Working in WTP
95	8743	GUPTA HEMANI KUMAR	OC	200202561	28/6/7			2001	81.36	1	E	MP	MP	37340						Promoted	Working in WTR
96	8829	PHOOL KISHOR	SC	200206649	27	5	1972	2001	79.43	1	E	MP	MP	3	7	2002	8	7	2002		Working as JTO, MP circle

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97	8896	LALIT KUMAR DHAKARVA	SC	200203906	17	7	1973	2001	79.43	1	E	MP	MP	11	8	2003	25	3	2002		Working as JTO, MP circle, (DOJ & DOA: 25.03.2002)
98	8952	DEEPIKENDRA KUMAR SONI	CC	200201804	17	4	1974	2001	78.79	1	E	MP	MP	11	8	2003	25	2	2002		Working as JTO, MP circle
99	8957	RAVI RAMAN YADAV	SC	200202223	19	10	1972	2001	78.71	1	E	MP	MP	11	8	2003	25	4	2002		Working as JTO, MP circle
100	8917	DURIAN ATHIYA	SC	200203386	30	6	1971	2001	76.21	1	E	MP	MP	18	1	2010	25	2	2001	DOA ISSUE IS THERE. (P. ISSUED.	Working as JTO, MP circle, (DOA is 25.02.2002)
101	8972	KAT YAF SACHIN	OB	200203182	28001			2001	83.07	11	E	MP	MP	37277							Trfd to QA CIRCLE
102	8991	S K VIMAL	SC	200202573	6	8	1969	2001	81.29	2	E	MP	MP	11	8	2003	25	3	2002		Working as JTO, MP circle
103	8902	ANIL KUMAR VERMA	CC	200204098	25	5	1977	2001	81.29	2	E	RAJ	MP	28	6	2002	27	5	2002		Working as JTO, MP circle
104	8994	PRASAD CHANDRAMA	SC	200204392	28894			2001	81.21	11	E	MP	MP	37450							Trfd to UP(East)
105	9000	ARUN SHARMA	CC	200201140	1	4	1976	2001	79.79	2	E	MP	MP	25	2	2002	21	1	2002		Working as JTO, MP circle
106	8900	PHILIP NAGESH	SC	200205936	9	9	1972	2001	78.42	2	E	MP	MP	15	7	2002	15	7	2002		Working as JTO, MP circle
107	9015	R P PATEL	OBC	200200865	5	6	1971	2001	77.71	2	E	MP	MP	11	8	2003	25	3	2002	DOJ CONFIRMED AS 25.03.2002.	Working as JTO, MP circle. DOA, DOJ 25.03.2002,
108	8902	SANJAY KUMAR	SC	200201175	10	4	1971	2001	81.15	2	E	MP	MP	11	8	2003	25	7	2002	DOA CONFIRMED AS 25.03.2002.	Working as JTO, MP circle. DOA, DOJ 25.03.2002,
109	9004	PRANOD KUMAR SONI	SC	200206505	21	5	1969	2001	71	2	E	OD	MP	13	2	2002	21	1	2002		Working as JTO, MP circle
110	8947	Jodson Durgendra Singh	CC	200201789	15.10.1978			2001			E	HP	MP	14.01.2001							BSNL CO & PROMOTED

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111	9276	Meena Ram Daval	SI	200302460	06.08.1977		2002	89.54	1	E	MP	MP	02.06.2003							Trfd to RJ Circle	
112	9210	Meena Dheer Singh	SI	200302457	02.08.1977		2002	86.55	1	E	MP	MP	02.06.2003							Promoted	Trfd to RJ Circle
113	9219	Meena Dharam Singh	SI	200302854	20.07.1977		2002	86.09		E	MP	MP	02.06.2003							Promoted	Trfd to RJ Circle
114	9227	Meena Om Prakash	SI	200300025	05.05.1976		2002	85.45		E	MP	MP	02.06.2003							Promoted	Trfd to RJ Circle
115	9231	Jharwal Yogendra Kumar	SI	200300804	29.10.1975		2002	85.09		E	MP	MP	02.06.2003							Promoted	Trfd to RJ Circle
116	9234	Jhagat Hira Lal	SI	200300594	07.05.1978		2002	85	1	E	MP	MP	05.05.2003							Promoted	Trfd to CG Circle
117	9240	KAUSHAL KUMAR DEO	SI	200305617	30	4	1971	2002	84.75	1	F	MP	MP	11	E	2003	14	4	2003		Trfd to CG Circle
118	9241	Gour Dharmendra Kumar	SI	200301730	31.12.1969		2002	84.55	1	E	MP	MP	14.04.2003								Trfd to CG Circle
119	9252	OMPRAKASH VERMA	SI	200303181	1	1	1977	2002	83.55	1	F	MP	MP	14	5	2005	12	5	2003	DOJ: 12-05-2003 ONLY	Working as JTO, MP circle
120	9261	GANESH RUKHADIYA LIAUBAN	SI	200305762	5	5	1971	2002	82.18	1	F	MP	MP	18	12	2003	26	7	2003		Working as JTO, MP circle
121	9264	PARWAT SING HASKEY	SI	200303762	2	8	1969	2002	81.91	1	E	MP	MP	14	5	2004	12	5	2003		Working as JTO, MP circle
122	9257	OMPRAKASH KASHYAP	SI	200300579	7	12	1974	2002	81.36	1	F	MP	MP	12	5	2003	5	2	2005		Trfd to CG Circle
123	9272	VINODKUMAR KUMAR	SI	200303591		12	1973	2002	80.64	1	E	MP	MP	6	12	2003	26	6	2003		Working as JTO, MP circle
124	9280	JAGDISH BAFCO	SI	200305613	1	1	1977	2002	76.5	1	F	GUI	MP	18	12	2003	26	6	2005		Working as JTO, MP circle
125	9316	DILIP SONI BAFCO	SI	198401224	8	5	1964	2004	71.55	2	D	MP	MP	16	1	2006	72	11	2005		Working as JTO, MP circle
126	9437	SHYAM LAL BAFSA	SI	200301730	15	1	1971	2002	82.18	1	E	MP	MP	11	12	2003	26	7	2003		Working as JTO, MP circle
127	9421	SANTOSH URLEY	SI	200600454	9	5	1980	2005	84.1	1	E	MP	MP	12	10	2007	27	11	2005	VOR 2005 ONLY	Working as JTO, MP circle
128	9441	SHYRAM SHARMA	SI	200300451	5	7	1976	2005	82.1	1	F	MP	MP	12	10	2007	27	11	2005		Working as JTO, MP circle

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129	6481	Jasant Kumar Singh	OC	199002998	02.12.1967			1995	81.35	1	3	RE-II	IN	10.01.2003							DOA-10.01.2003, Working as JTO, QA CIRCLE
130	8503	ALAYA KUMAR BEHERA	SC	200203458	20	5	1971	2001	86.64	1	E	WB	QA & INSP				13	5	2002	DOA-13.05.2002 Working as JTO, QA CIRCLE	
131	9462	MEENA MANISH KUMAR	ST	200703421	12	7	1982	2005	78	1	E	GUJ	QA & INSP				26	2	2007	DOA-76.02.2007 Working as JTO, QA circle	
132	8269	S.K. GUJAR	SC	200303935	27711			2001	86.5714	1	E	RAJ	RAJ	37767							NAME CORRECTED: Shesh Karan Gujar, DOA & DOJ:26.05.2003, PROMOTED
133	9339	MAHENDRA KUMAR MEENA	ST	200700684	1	8	1983	2005	93.3	1	E	CG	RAJ	30	4	2007	30	4	2007	DOB: 01.08.1983	
134	9367	MUKHIL MEENA	ST	200701365	1	1	1980	2005	90.9	1	F	WB	RAJ	2	7	2007	2	7	2007	DOB 01.01.1980	
135	7787	NARAYAN S NEH	OC	200204579	5	12	1968	2001	30	1	F	RAJ	RAJ	27	5	2002	27	5	2002	DOB 05.12.1968 CORRECTED	
136	7535	BOHRA SURENDRA KUMAR	CS	200201099	27302			2001	81.55	1	E	MF	RAJ	47401							PROMOTED
137	7693	Madan Mohan Khilki	SC	200205687	01.07.75			2001	90.77	1	E	FB	PB	10.02.03							PROMOTED
138	9477	MEENA VIHA RANI	ST	200700182	29744			2005	74.7	1	E	GUJ	RAJ	39135							PROMOTED
139			OC	199009052	21001			1991	82.38	1	D	RAJ	RAJ								NOT PROMOTED
140	5722	HEMENDRA S NEH	OC	198005414	21945			1999	86.7714	1	D	RAJ	RAJ	38319							PROMOTED & RETIRED
141	8228	DAKSHI FORWAL	OC	200206653	20	6	1976	2001	86.98	1	F	GUJ	RAJ	20	5	2002	20	5	2002	DOB: 19.06.1976	
142	6629	NARLINDA SINGH NAGAR	OC	200203765	18	6	1977	2001	79.1479	1	F	RAJ	RAJ	11	11	2002	11	11	2002	DOB 18.06.1977 & CAT-OBC	

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143	7541	ANUR KHALANI	OC	200204407	28249			2001	91	1	E	RAJ	RAJ	37299								PROMOTED
144	8058	NAKESH KUMAR SUMAN	OBC	200203874	27216			2001	88	1	E	RAJ	RAJ	37312								PROMOTED
145	8283	PAULSH MEWARA	OC	200204485	27615			2001	86.1286	1	E	PR	RAJ	37351								PROMOTED
146	8425	ASHISH KR.BANSAL	OC	200203782	26125			2001	85.2857	1	E	RAJ	RAJ	37298								PROMOTED
147	9290	Dinesh Meena	ST	200304339	23.07.1973			2002	77.45	#	E	RU	RAJ	23.06.2003								PROMOTED
148	9457	MEENA RAM GOPAL	ST	200703321	28504			2005	75.5	1	E	GUJ	RAJ	39139								PROMOTED
149	240.1	BAGESH KUMAR	OC	199803098	1	5	1973	1994	88.6	1	E	PD	BSNLCO	18	5	1998	18	5	1998	Promoted	INCLUDED	
150	8618	ABANI BHUSAN TRIPATHY	OC	200201727	22	5	1971	2001	83.29	1	E	OD	OD	26	2	2002	2	3	2002		NAME IS AVAILABLE IN AIEL	
151	8780	Shivarama	SC	200201286	16	10	1986	2001	80.71	1	E	KTK	KTK	18	2	2003	16	3	2002		NAME IS AVAILABLE IN AIEL	
152	7926	V.MEENAKSHI PADMARANI	OC	200203536	23	11	1978	2001	84.9	1	E	TLGN	TLGN	23	10	2002	16	0	2002		NAME IS AVAILABLE IN AIEL IN SL.No.7938	
153	7590	GEETA KUMARI	SC	200201771	20	11	1972	2001	91.5	1	E	RAJ	RAJ	27	5	2002	27	5	2002		DOB 20.11.1972	
154	7458	CHITRA R	OC	200304463	30	5	1975	2001	92.57	1	E	HR	KRL	8	10	2002	2	17	2002		DOB 20.05.1975	
155	8746	Harish Kumar	OBC	200204138	5	5	1975	2001	85.93	1	E	HR	HR	28	3	2002	29	1	2002		NAME IS AVAILABLE IN AIEL-1 ONLY.	
156	6564	Shagath Singh B.	OC	199306190	20	7	1969	2000	89.0714	1	Promotee	KTK	KTK									WORKING AS JTO
157	7417	Santosh Saini	OBC	200206776	17	4	1975	2001	94	1	E	HR	BSNLCO	5	4	2002	3	4	2002	PROMOTED	DOB 07.04.1975	
158	36.1	AJAY KUMAR SHARMA	OC	199001444	19	12	1957	1989	48.36	1st	E	J&K	NTR	17	10	1990						Added newly as received from circle.
159	56.1	GEESH KAUSHIK	OC	198810076	8	5	1962	1988	36.76	1	Promotee	NTR	NTR	16	1	1988						Added newly as received from circle.
160	56.1	ILR KOUL	OC	198409855	28	7	1962	1991	94.80	1st	Promotee	J&K	J&K	27	7	1994						Added newly as received from circle.

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161	50.2	Surinder Kumar	OC	199413396	7	2	1960	1991	93.64	1st	Promotee	FR	FB	7	9	1994				Added newly as received from circle.
162	110.1	BALAJIS	OC	196810177	10	6	1962	1993	93.7	1	D	KIK	KTK	4	9	2014			VRS on BSNL VR Scheme 2019	Added & VRS-under BSNL VRS-2019 wef 31.01.2020.
163	140.1	VEERA VENKATA KRISHNA PRASAD NEELAM	GE	198103352	15	8	1959	1993	81.2	1	D	AP	AP	22	4	1996				Added newly as received from circle.
164	173.1	Pranati Gupta	OC	199802309	14	4	1971	1994	91.5	1st	E	MP	UPW	5	1	1996				Added newly as received from circle.
165	178.1	Rama Kant Dubey	OC	198109853	11	10	1961	1994	90	1st	E	UPF	UPW	27	6	2000				Added newly as received from circle.
166	206.1	Anand Wardhan Parsad	OC	199803267	7	1	1968	1994	81.85	1st	E	BH	BH	5	1	1998				Added newly as received from circle.
167	251.1	BISHMU CH. SAHOO	OC	198318141	25	9	1960	1995	95.5	1st	Promotee	OR	OR	10	7	2000				Added newly as received from circle.
168	265.1	ILAMPARUTHI V	OC	198406354	15	5	1961	1995	94.5	1	Promotee	CHTD	CHTD	7	12	2013				Added newly as received from circle.
169	144.1	SHARAD CHHANDAS SONKUWAR	SC	198307339	1	7	1959	1995	79.29	1	D	MP	CG	27	4	1998	27	4	1998	Added newly as received from circle.
170	117.1	YOGESH SHARMA	OC	199102111	23	5	1969	1998	92.71	1	D	CG	CG	12	11	2003				Added newly as received from circle.
171	1978.1	RAM SNEHI SHIRIVASH	OC	198218674	5	1	1960	1998	86.86	1	D	CG	CG	25	11	2002	25	11	2002	Added newly as received from circle.
172	1252.1	ANUPAM CHAKRAVARTHY	OC	198917000	1	5	1968	1998	72.7	1	D	ASM	ASM	28	4	2014				Added newly as received from circle.

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173	5116.1	SATYANARAYAN A DVVT	SE	198117157	29	3	1957	1999	91.7	I	D	AP	AP	12	11	1999					Added newly as received from circle.
174	5458.1	ANIL CHANDRA SARKAR	SC	199002392	19	7	1961	1999	90.14	I	D	WB	CTD	27	9	2010					Added newly as received from circle.
175	6359.1	YASHPAL	GF	198103058	19	3	1961	1999	85.35	I	D	NTR	NTR	19	8	2002					Added newly as received from circle.
176	3674. 1	INDRESWAR GOGOI	OC	198212670	30	6	1952	1998	88.3	I	D	ASM	ASM	28	4	2014					Added newly as received from circle.
177	3056.1	ARUN CHANDRA GAYAN	OC	198109756	28	11	1958	1998	87.1	I	D	ASM	ASM	28	4	2014					Added newly as received from circle.
178	3975.1	BIPUL KUMAR DEBROY	OC	197910625	17	4	1959	1998	86.9	I	D	ASM	ASM	28	4	2014					Added newly as received from circle.
179	4065.1	PADAM CHANDRA MAHANTA	OC	197907335	14	1	1959	1998	85.8	I	D	ASM	ASM	28	4	2014					Added newly as received from circle.
180	4146. 1	SHASWATI SEN	OC	198215249	22	1	1962	1998	84.9	I	D	ASM	ASM	28	4	2014					Added newly as received from circle.
181	4186. 1	KAMAL KUMAR BARMAN	OC	198108957	3	2	1950	1998	82.2	I	D	ASM	ASM	28	4	2014					Added newly as received from circle.
182	4200. 1	SUMITRA BORO	ST	199105079	1	2	1969	1998	82.4	I	D	ASM	ASM	28	04	2014					Added newly as received from circle.
183	4208.1	ASHIMA DEVI	OC	198215614	1	8	1961	1998	82.2	I	D	ASM	ASM	28	2	2014					Added newly as received from circle.
184	4236.1	SANKAR DAS	SC	198016730	21	02	1960	1998	80.8	I	D	ASM	ASM	28	04	2014					Added newly as received from circle.

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185	1443.1	SONESWAR BARO	ST	199164209	1	3	1957	1998	80.5	I	D	ASM	ASM	28	4	2014					Added newly as received from circle.
186	5878.1	PUSHIP RAJ MAHAJAN	OC	198602560	2	2	1964	1999	88.21		D	HP	HP	6	1	2014					Added newly as received from circle.
187	5905.1	NARESH KUMAR	SC	198805709	31	12	1954	1999	87.71	I	D	HP	HP	6	1	2014					Added newly as received from circle.
188	6282.1	SAVITA SHARMA	OC	199001881	29	3	1970	1999	85.93	I	D	HP	HP	6	1	2014					Added newly as received from circle.
189	6531.1	VINOD KUMAR SHARMA	OC	197802824	25	7	1958	1999	83.93	I	D	HP	HP	6	1	2014					Added newly as received from circle.
190	6622.1	ROSHAN LAL	SC	198106787	7	10	1958	1999	82.79	I	D	HP	HP	5	1	2014					Added newly as received from circle.
191	6648.1	RAM PRAKASH	OC	193203274	25	3	1963	1999	82.57	I	D	HP	HP	6	1	2014					Added newly as received from circle.
192	9254.1	RAMESHCHAND MEENA	ST	200303056	15	2	1978	2002	84.27	I	DR-JTO	MF	RAI	2	6	2003	2	6	2003		Added newly as received from circle.
193	4333.1	U B JOSHI	OC	198603988	24	3	1963	1996	95.5	I	D	MH	MH	24	9	2001	24	9	2001	VRS on BSNL VR Scheme 2019	Added newly as received from circle.
194	7512	SARANG A NAIK	OC	PROM. SDE	25970			2001	93.5	I	DR-JTO	MI	MI	22	7	2002	22	7	2002	Promoted	HRMS-200203379
195	7588	ATUL SHEKHAR	OC	PROM. SDE	26757			2001	85.114	I	DR-JTO	MI	MI	9	2	2002	20	5	2002	Promoted	HRMS-200201011
196	7802	NS WANKHED	OC	PROM. SDE	27786			2001	80.8571	I	DR-JTO	MI	MI	50	3	2002	30	3	2002	Promoted	HRMS-200202517
197	8115	L P PHATARE	OC	200201650	27374			2001	87.6429	I	DR-JTO	MI	MI	11	2	2002	11	2	2002	Promoted	HRMS-200201650
198	7727	NARAYAN SINGH	OC	200203679	5	12	1968	2001	90	I	DR-TO	RAI	RAI	27	5	2002	27	5	2002		PERCENTAGE OF MARKS 90.4%

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ANNEXURE - RJ/7A

No. 20-1/2001-Pers-II
Bharat Sanchar Nigam Limited
(A Govt. of India Enterprise)
Corporate Office
(Pers-II Section)
20, Ashoka Road, Sanchar Bhavan, New Delhi-1

Dated : 6th February, 2002

To

1. All Chief General Managers, Telecom Circles/Metro Districts
2. All Chief General Managers, Telecom Factories
3. All Chief General Managers, Maintenance Regions
4. All Chief General Managers, Telecom Project Circle
5. Chief General Manager, Technical & Development Circle, Jabalpur
6. Chief General Manager, Quality Assurance Circle, Bangalore
7. Chief General Manager, ALTTC, Ghaziabad.
8. Chief General Manager, Satellite Project, 1st Floor, Area Centre, Jhandewalan Extension, New Delhi.
9. Chief General Manager, National Centre for Electronic Switching, New Delhi
10. Chief General Manager, Data Network, New Delhi
11. Chief General Manager, Task Force, Guwahati.
12. Chief General Manager, RRRRATTI, Jabalpur
13. Chief General Manager, Stores, Kolkata
14. Chief General Manager, Railway Electrification, Nagpur
15. All Chief Engineers, Civil/North/West/South/East/Central Zone
16. Chief Engineer, Electrical Wing, New Delhi
17. Chief Architect, Northern/Western Wing.

Sub: Forwarding of Recruitment Rules of (1) SDE(Telecom), (2) SDE Electrical, (3) SDE (Civil), (4) SDE (Architecture) an AE (Architecture) and (5) SDE (Telecom Factories).

I am directed to forward herewith copies of Recruitment Rules of SDE (Telecom), SDE (Electrical), SDE(Civil), SDE(Architecture) and AE (Architecture) and SDE (Telecom Factories) for further information and necessary action.

Hindi Version will follow.


(M.K. SHRIVASTAVA)

ASSTT. DIRECTOR GENERAL (PERS-II)

Copy to:

1. PS to Hon'ble MOC & IT/Hon'ble MOS(C & IT)

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2. PPS to CMD, BSNL
3. Director (Finance), BSNL
4. Director HRD/Opr/Plg/C & NS, BSNL
5. Sr. DDG(EFC)/Sr. DDG(ESTT), DOT
6. Sr. DDG(Pers)/Sr. DDG(BW)/Sr. DDG (Elect)/Sr. DDG(Arch)/DDG(TFS)/DDG (TRG)
7. The General Secretary, TES Group B/All India P & T Electrical Engineers Group B Association/ All India Telecom Civil Engineers Association/ P & T Architecture Wing Association.
8. OL Section for Hindi Version of RRs and this order
9. Spare/Guard File
10. Office Copy.

[Signature]
(D.S. PUNIA)
ASSTT. DIRECTOR (PERS-II)

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BHARAT SANCHAR NIGAM LIMITED

A Govt. of India Enterprise

PUBLISHED BY PERSONNEL-II SECTION OF BSNL

RECRUITMENT RULES OF SUB DIVISIONAL ENGINEER (TELECOM)

Issue No.-1

No. 20-24/2001-Pers-II

New Delhi-110 001

Dated: 28.2.2002

- 1 **Short title and commencement:-**
 - i) With the approval of BSNL Board, the following rules regulating the method of recruitment to the post of Sub- Divisional Engineer (Telecom) in BSNL are hereby made, namely:-
 - ii) These rules may be called the Sub- Divisional Engineer (Telecom), Recruitment Rules, 2002(Issue No.1)
 - iii) They shall come into force with effect from 1.3.2002

- 2 **Definition:-** In these rules, unless the context otherwise requires,
 - i) **Company:-** means Bharat Sanchar Nigam Limited (A Government of India Enterprise) having its Registered Office at Sanchar Bhawan, New Delhi.
 - ii) **Board:-** means the Board of Directors of the Company and includes in relation to the exercise of powers any Committee of the Board/ Management or any Officer of the Undertaking to whom the Board delegates any of its powers.

- 3 **Application :-** These rules apply to the post specified in Column 1 of the Schedule annexed to these rules.

- 4 **Number of Post, classification and scale of pay:-** The number of the said post, its classification and the scale of pay attached thereto shall be as specified in column 2 to 4 of Schedule annexed to these rules.

- 5 **Method of Recruitment, age limit, qualifications etc.:-**The method of recruitment, age limit, qualification and other matters relating to the said post shall be as specified in columns 5 to 11 of the said Schedule.

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- 6 **Disqualification:- No person,**
- a) Who has entered into or contracted a marriage with a person having a spouse living, or
 - b) Who having a spouse living, has entered into or contracted marriage with any person, shall be eligible for appointment to the said post.
- 7 **Service under the Territorial Army:-** A Sub-Divisional Engineer (Telecom), who has not completed the age of 40 years if so required, will be liable to serve in the Territorial Army subject to the provisions of Section 6A of the Territorial Army Act, 1948 (58 of 1948) and the rules made thereunder.
- 8 **Saving :-** Nothing in these rules shall affect reservation, relaxation of age limit and other concession required to be provided for the Scheduled Caste, Scheduled Tribes, other Backward Classes, Ex-service man and other special category of persons in accordance with the orders issued by the Central Government from time to time in this regard.
- 9 **Initial constitution:-**
- (i) All officials holding the post of Sub- Divisional Engineer (Telecom), on regular basis in erstwhile DOT/DTS/DTO before commencement of these rules and those who have been absorbed in Bharat Sanchar Nigam Limited shall be deemed to have been appointed as Sub- Divisional Engineer (Telecom).
 - (ii) The continuous regular service of officials referred to in sub-rule 9(i) above before the commencement of these rules shall count for the purpose of qualifying service for promotion, confirmation and pension

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SCHEDULE

Name of Post	Number of Posts	Classification	Scale of Pay	Whether selection or non-selection post	Age limit for direct recruits	Whether benefit of added years of service admissible	Educational and other qualification required for Direct Recruits
1	2	3	4	5	6	7	8
Sub- Divisional Engineer (Telecom)	*18000 (up to 2001) * subject to variation dependent on workload	Executive	IDA Pay Scale corresponding to the CDA scale of Rs 7500-250-12000 in BSNL.	Selection cum seniority	Not applicable	Not applicable	Not applicable

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SCHEDULE

Whether age and essential qualification prescribed for direct recruits will apply in case of promotees	Period of probation, if any	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer or by absorption and percentage of vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer grades from which promotion/deputation/transfer to be made	If a BSNL Promotion Committee exists, what is its composition .	REMARKS
9	10	11	12	13	14
Not applicable	Not applicable	75% by promotion on the basis of seniority cum fitness. 25% by limited departmental competitive Examination	Promotion: 75% by Junior Telecom Officers (Telecom) with three years regular service in the grade. 25% by Limited Departmental Competitive Examination from amongst Junior Telecom Officers (Telecom) who have rendered not less than Three (3) years regular service in the grade on 1 st July of the year of Examination. Note:- In case of non-availability of sufficient number of officer for filling of these posts by promotion/by selection in a particular recruitment year, the unfilled vacancies shall be diverted and filled up through Limited	1. DDG (Pers.)-Chairman 2. DDG(SR))-Member 3. Jt. DDG(Pers)-Member Note : Appointing authority will be Dir. (HRD), BSNL Board	-----

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9	10	11	12	13	14
			<p>Department: Competitive Examination and vice-versa subject to the condition that the quota shall be restored in subsequent recruitment years.</p> <p>2 Promotion of JTOs shall be made on the basis of an All India eligibility list at Corporate Office only.</p> <p>3 The crucial date for determining the eligibility list shall be 1st of July of year to which the vacancies pertain.</p> <p>4 The syllabus and rules for conducting LDCE shall be such as the Board may prescribe from time to time.</p> <p>5 Where juniors who have completed their qualifying eligibility service are being considered for promotion, their seniors would also be considered provided they are not short of requisite qualifying/eligibility service by more than one year.</p>		


(M.K. SHRIVASTAVA)
ASSTT. DIRECTOR GENERAL (PERS-II)


(107)

ANNEXURE - R7/8

FINAL Sl.No	Name (Shri/Ms)	HRMS No.	Category	Date of Birth			Rect. Yr	Training Marks in %	Attempt in training (1st/2nd)	PROMOTE EE/ DR- JTO	Rect. Circle	Present Circle	DATE OF PROMOTION / DATE OF APPOINTMENT (DR-JTO)			Date of Joining as JTO/DR- JTO			Remarks (if any)	SNP
				9	2	1972							5	2017	31	3	2014	1		
1404	Leela Bharani B Y	200200126	SC 26	9	2	1972	2005	87.6	1	Promotee	CHTD	CHTD16	5	2017	31	3	2014	As a LICE - 02.06.2013 qualified depl. JTO under 35% quota accommodated upto 01.07.2014 against one of the 52 permanent JTO posts sanctioned w.e.f.01.03.2003 vide Lr No.ART/36/1/pt/XVII/6. Dt.25.07.2003 .. As per High Court orders dt.2.12.2013 in WP No.3724/2013 & MP No.1/2013 filed by her & as per BSNL co Lr No.3-Genl/1/2010 /Estt - IV	SNP	
1408	Nawneet Dhar	199801283	OC	18	2	1979	2006	95.60	1	Promotee	UPW	UPW	30	8	2014	1	9	2014		
1418	KATHAR SUDHAKAR RAMCHANDRA	198402747	OC	10	1	1960	2006	89.72	1	Promotee	MH	MH19	7	2014	11	12	06	20		
1430	MOGALE JINDAS AMBADAS	198405099	OC	20	9	1959	2006	84.63	1	Promotee	MH	MH19	7	2014	11	12	06	20		
1700	M.K.BALAMURUGAN	199800619	OBC	21	5	1974	2007	93.60	1	Promotee	A & N	A & N	13	1	2014	13		2014		
1710	KADAM NANDKISHOR GUNAJI	200005720	SC	9	1	1976	2007	92.20	1	Promotee	MH	WTR15	4	2014	15		4	2014	Newly Included as per the Lr from MH circle Dt. 07.12.2019, Received on 10.12.2019.	
1716	TERLOK SINGH	199700796	OC	14	7	1970	2007	90.30	1	Promotee	A & N	A & N	13	1	2014	13		2014		
3112	SHIV PRASAD MEENA	201401535	ST	20	1	1978	2007	87.00	1	DR-JTO	RAJ	RAJ	28	7	2014	28	7	2014	DATE OF APPOINTMENT NOTIONALLY AS 18.05.2009.	
4134	Sanjay Kumar Agarwal	200100583	OC	2	9	1974	2007	895.60	1	Promotee	UPW	UPW	1	9	2014	1	9	2014		

ANNEXURE - RJ/9

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	<p>BHARAT SANCHAR NIGAM LIMITED (A Government of India Enterprise) CORPORATE OFFICE Personnel Branch 4th Floor, Bharat Sanchar Bhawan, Janpath, New Delhi-110001</p>
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No. BSNLCO-COMN/16(11)/214/2020-PERS1

Dated: .09.2020

To
Govindarajan V
34, Srinivas, Venkateswara Nagar,
Tirupapulyur, Cuddalore District, Pin:607002

Subject: Supply of information under the provisions of RTI Act 2005.

Kindly refer to your RTI application registration No.BSNLD/R/E/20/01091 dated 30.08.2020 on the subject mentioned above. In this regard, available information is as under:

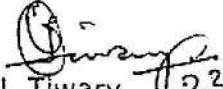
I. The year-wise vacancies in SDE (T) cadre , is given in table below, as per available information :

SI No	Vacancy year	Vacancies in Seniority Quota	Vacancies in Competitive Quota
1	2011-12	555	273
2	2012-13	656	323
3	2013-14	1401	675
4	2014-15	618	305
5	2015-16	597	286
6	2016-17	348	171
7	2017-18	430	211

Note: Vacancy calculation for year 2018-19 and 2019-20 is under preparation.

In case you are not satisfied, you can appeal to the Appellate Authority of Pers-HR unit of BSNL CO. The details of the Appellate Authority are as follows:

Name : Sh. Ashutosh Gupta
Designation : GM (Pers)
Address : Room No 403, Bharat Sanchar Bhawan,
H.C.Mathur Lane, Janpath, New Delhi-110 001.


O. N. Tiwary 23/09/20
CPIO (Pers.-HR)
& DGM (Pers. SM)



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ANNEXURE - R3/10

BHARAT SANCHAR NIGAM LIMITED
[A Government of India Enterprise]
CORPORATE OFFICE
PERSONNEL BRANCH
BHARAT SANCHAR BHAWAN, 4th Floor,
Janpath, New Delhi- 110 001

No.410-35/2019-Pers.I

Dated: 18.03.2019

To,

Shri Nigilesh V K
Vaderiyattil House,
Kaipparambu PO, Puthur
Thrissur-680546.

Subject: Supply of information under the provisions of RTI Act 2005.

Kindly refer to your RTI application dated 05.02.2019 on the subject mentioned above. In this regard, available information is as under:

Reply: **Para1.** 4167 posts created in AGM (T) grade.

Para2. 5192 posts of SDE (T) abolished.

Para3. The matter is subjudice and providing information will compromise with BSNLs position to defend the case.

2. In case you are not satisfied, you can appeal to the Appellate Authority of Pers-HR unit of BSNL CO. The details of the Appellate Authority are as follows:

Name : Shri Arun Kumar
Designation: PGM (Pers.)
Address : Room No 403, Bharat Sanchar Bhawan,
H.C.Mathur Lane,
Janpath, New Delhi-110 001.

(Lal Singh)
CPIO (Pers.-HR)
Ph.No.011-23718070

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ANNEXURE - R3/11

भारत संचार निगम लिमिटेड
(भारत सरकार का उपक्रम)

BHARAT SANCHAR NIGAM LIMITED
(A Govt. of India Enterprise)

O/o GM (Personnel)
BSNL Corporate Office,
4th floor, Bharat Sanchar Bhawan,
Janpath, New Delhi-110001



No. 7-1/Pers.BW/2018/E-1

Date: 24.07.2018

Sh. Vaibhav,
C/o Pam Photo Studio, Circular Road,
Hathras,
Pin: 204101

Sub : Supply of information under the provision of RTI Act, 2005.
Ref : Registration No. BSNLD/R/2018/51046

Kindly refer to your RTI application dated 29.06.2018 as mentioned above. In this regard reply is as under:-

Point '1':

BSNL so far has not notified the CPSU policy, hence no information can be supplied till it attains finality.

Point '2':

Your 'future query' for year 2019 is not covered in definition of 'information' under para 2(f) of RTI act, however, all seniority list up to 28/06/2018 are available on BSNL intranet and same is being sent to you on email ID vaib80goyal@gmail.com.

Point '3', '4', '5' and '6':

Copy of note sheet for promotion from SDE(T) to DE(T)/AGM, which is self explanatory, is enclosed herewith

In case you are not satisfied with reply given above, you can appeal to the Appellate Authority of BSNL C O. The detail of Appellate authority are as follows:

Name: : Shri Keshav Rao
Designation: : GM(Personnel)
Address : Room No. 403, Bharat Sanchar Bhawan,
H.C. Mathur Lane, Janpath, New Delhi-110001

Encls: as above

(Handwritten signature and date 24.7.18)

(Manish Kumar)

Jt.GM(Personnel) & CPIO (Pers Cell)
Tel. No. 011-23718070

Bharat Sanchar Nigam Limited
Pers. I Section

Subject: Proposal from promotion from SDE(T) to DE/AGM(I) on regular basis regarding.

As per direction of the Management, CPO for promotion from SDE(T) to AGM(T) on regular basis is to be done by 30.6.2018 i.e. before implementation of CPSU Cadre hierarchy w. e. 1st July 2018.

The reasons for not issuing the promotions in the said grade so far are given under. This details are required to be brought into notice before preparing the methodology to execute the promotions before 30.6.2018 as decided by the management. The Accordingly, the best possible way to achieve the target set by the management by or before 30.6.2018 in case of promotion to AGM(I) cadre is prepared as under:-

1. Till now the promotion in the said grade have been stalled due to court cases, initially on reservation issue and subsequently on seniority among SC and LDC Quota SDEs. On reservation issue, Hon'ble CAT Chandigarh directed BSNL vide order dated 8.9.2016 not to provide reservation in promotion in grade of DE (T). However, on 5th June, Supreme Court has given a relief on the issue by keeping by allowing Union Govt. to go ahead with the reservation in promotion for employees belonging to SC/ST in accordance with Law. This interim order is further validated by DoP&T vide its O.M No. 36012/11/2016-ESL.(Res-I/PS-II) dated 15.6.2018.
2. On reservation issue, after issuance of DoP&T order on Hon'ble Supreme Court direction, the judgement of High Court and CAT Chandigarh is put to rest. However, the hurdles still prevails due to seniority issue in the feeder SDE(I) grade. There is a litigation on seniority list no. 6 & 7 of SDE (I) cadre before Hon'ble Supreme Court. A SLP No. 9815/2016 in Hon'ble Supreme Court filed to undo the effect of the same court order dated 12.8.2014 based on which the seniority list no. 6&7 were revised and circulated in 2015 and is in existence. The Hon'ble S.C vide its interim order dated 11.8.2017 has permitted the respondent to make promotion based on the seniority lists prevailed before implementation on earlier Supreme court order dated 12.8.2014, subject to the result of SLP. As per Pers-Legal, this order is contradictory to the three Judge Bench decision of the Apex Court dated 12.8.2014 (as the interim order is of two Judge Bench). On this issue, this officer was in hope to get some relief from Hon'ble Apex court on seniority list no. 6 & 7 but after scheduling so many hearings, the court has now stated the case on 23rd July and it seems the case may entail more time to obtain finality.
3. Keeping in view of the seniority dispute in existing seniority list 6&7 of SDE(T) grade, the best possible way to achieve the target on or before 30.6.2018 is prepared as under:-

PROPOSAL

(a) In view of contradicting decision of Hon'ble Supreme Court interim order on seniority list 6 & 7, it is proposed to promote of the executive in SDE (T) cadre pertaining to list No. 6 and 7 (including left out of list no. 5) in a single attempt to ADM(T) grade. Though the list no. 8 has also been prepared on the Hon'ble Supreme Court order dated 12.8.2014 but in the interim order dated 11.8.2017, there is no reference of list no. 8. Hence we may go for promotion of executives presently available in list no. 6&7 prepared based on court direction dated 12.8.2014 and list no. 8 may be operated in case of requirement to fill the SC/ST vacancies. By doing so, all the executives who are in the court of law may be promoted in single attempt which may reduce their distress and there may not likely to be any contempt. However, their seniority may be decided on the outcome of SLP No. 9815/2016 in Hon'ble Supreme Court.

Further, to realize the aforesaid proposal, we may require the sufficient number of vacancies for which the following activities are proposed to be done.

Continued ---

4. Actions required to be taken:-

(a) Size of number of vacancies.

The details of available vacancies vis-a-vis required to include the total Executives of list 6&7 (including left out of list 5) are as under:-

Parameter (AGM (T) cadre	Total	OC	SC	ST	Remarks
Sanctioned Strength (75% of 3300)	2475	3083	597	298	
Working strength as on 31.03.2018	2196	1690	340	176	
Vacancies as on 31.03.2018	1782	1403	257	122	This is tentative and subject the approval of roster.
No. of SDE(I) in Sr. list 5,6&7	4887	4096	538	253	As informed by Ptn.(DFC) section that there are 4887(OC=4096, 538=SC,253=ST) no. of SDEs in list 5,6&7 and among them, 660 SDEs are not traceable (534=OC,107=SC,19=ST).
Additional vacancies are required to include all the SDEs available in Sr. list 5,6&7	3105	2693	281	131	
Distribution of additional vacancies on applying reservation norms (15%-37.55-ST) i.e on 3346	3105	2406	466	233	In OC col. we are short for 267 vacancies. As informed by Ptn.(DFC) that 4096 are counted among 4887 for OC col. approx. 534 are untraceable. Hence 2406 no. of additional vacancies for OC col. may cover all the eligible OC candidates of list 5,6&7
No. of vacancies to be filled from seniority list-8 after covering all the Sc/ST candidates in list 5,6&7, if required			185	102	As mentioned above, 660 SDEs are not traceable (534=OC,107=SC,19=ST). Hence this fig. (105 & 102) is tentative subject the actual promotion of SC/ST candidates in view of non-traceable cases.

(b) To consider additional 3105 number of vacancies, as above, the following are the possible ways and action thereupon required to be carried out for promotion:-

(c) Upgrading the SDE(T) posts to AGM(T) on matching saving basis to achieve the required number of vacancies:-

3105 number of vacancies can be filled by upgrading SDE(T) posts equivalent to 3105 number of AGM posts on matching saving basis. This may be considered due to the fact that on implementations of CPSJ hierarchy, the concept of vacancy based promotion will be replaced by time bound promotion. The available vacancy in SDE grade will be abolished on notification of new promotion Policy. This is further to intimate that the promotion in SDE (T) grade is not being considered beyond 2010-11 vacancy year.

It is gathered that SFA branch proposal for upgrading JAO post to equivalent AO post has recently been approved by CMD BSNL based on the power delegated to him under creation of posts vide para 4.1. Enclosed.

Action:-

Accordingly, approval of CMD BSNL may be solicited on c above.

Continued

(d) To included 147+ applicants, after stay granted as on date may get vacated.

Among 1471 reverted executives due to their revised seniority, 110 SDEs are those who fall in the lists 5, 6, 7 and 8 (for SC/ST) and may be accordingly be covered in the CPC after stay vacated. The category wise status is OC=110, SC=10, ST=Nil. This may be in addition to the vacancy details as indicated in Table.

APPROVAL SOUGHT FOR

In view of the details, it is proposed to accord administrative approval on the following:-

1. To promote 4887 number of SDE(T)s to the grade on AGM (I) on regular basis for the vacancies as portrayed in table under para 4.
2. Among 4887, the promotion may be issued without CPC subject to availability of VC status i.e. those SDEs who are presently in E5 scale as the bench mark for E5 scale is same as for post based promotion to STS.
3. The promotion order among 4887, who are presently in E4 scale may be issued after CPC due to different bench mark in FFP and post based promotion for STS.
4. Approval for filling up the SC/ST vacancies as shown in the table by operating existing list no. 8, if required.
5. To include the executives as referred in 4(d) for assessment, however, their promotion order may be issued only after the settlement of their legal case.
6. To accord approval for creation of 3105 AGM(I) posts by upgrading equivalent number of SDE(T) posts on matching saving basis by CMD, BSNL as explained in 4(c).

Submitted for consideration please.

[Signature]
D.M-II (Pers-I)
22.06.2018

110 SDEs are those who fall in the lists 5, 6, 7 and 8 (for SC/ST) and may be accordingly be covered in the CPC after stay vacated.

AGM (Pers-I) *[Signature]* 22/6/18

J.G.M. (Pers-I) *[Signature]* 25/6/18

G.M. (Pers-I) *[Signature]* *entire enclosure is proposed to be completed by 29/6/18.*

Director (Pers-I)
CMD, BSNL

As desired by CMD, a series of steps which are being to be implemented before promoting 4887 SDE(T)s to AGM grade before the desired cut off date has been enumerated at N₁, N₂, N₃ and.

The contentious legal issues encompassing the entire seniority matter of the executives of SDE grade and the complex scenario of reverted 147 executives and shortfall in vacancies at AGM grade, necessitates that proposed approvals be accorded for a quick interim solution to the issues impinging on the
- PPS

(114)

MS 4

(A 1st from PPS)
 prospect of affecting bulk promotion in this
 grade pending resolution of S.P. lodged in
 Hon'ble Supreme Court on the issue of
 Seniority. ^{Only} Admin expediency can bring relief
 to the blocked promotion in this grade
 Submitted for approval pl.

25/6

~~CAD~~ Offd. 25/6

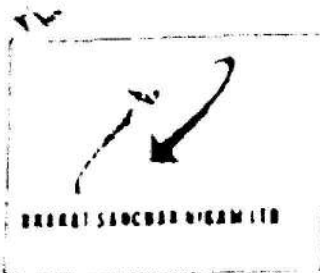
~~DIR (HR)~~

25/6
~~GM (P-1)~~
 Kishan Rao
 25/6/18

~~JG (P-1)~~ 25/6/18

~~GM (P-2)~~ 25/6/18

GM (DPC)



BHARAT SANCHAR NIGAM LIMITED
(A Government of India Enterprise)
CORPORATE OFFICE
Personnel Branch

4th Floor, Bharat Sanchar Bhawan, Janpath, New Delhi-110001

ANNEXURE - RJ / 12

(115)

Dated 15.12.2020

No. BSNL/CT/HR/128/17.2020

All Heads of Telecom Circles/ Core Network/ Training Centres.
Bharat Sanchar Nigam Limited

Subject:- Furnishing of details for the JTO(T)s recruited for PWD 2010 & PWD 2011 – regarding.

Sr

I am directed to refer to the aforementioned subject and to say that for the preparation of A/EI, it is requested to furnish the following Details in respect of JTO(T)s Recruited/promoted under Special Recruitment Drive for the PWD 2010 & PWD 2011, in the Annexure-I (enclosed)

- (1) Screening Committee Report (SCR) along with current VC
- (2) Gradation particulars

In this regard it is requested to furnish the same by 16.12.2020 positively.

This issues with the approval of the competent authority.

Encl.: Annexure-I


(P. V. Lal)
AGM (Pers. II)

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ANNEXURE - RJ / 13

IndiaBroadband
Connecting India



भारत संचार निगम लिमिटेड
(भारत सरकार का उपक्रम)
BHARAT SANCHAR NIGAM LIMITED
(A Govt. of India Enterprise)

OFFICE OF THE CHIEF GENERAL MANAGER, M.P. TELECOM CIRCLE, BHOPAL

To,

- 1 The CGM, BRBRAITT/T&D/TF/CTS, Jabalpur
- 2 The GM, WTR/WTP in M.P.Circle.
- 3 The CE (Civil/Elect) in M.P. Circle
- 4 All GMTDs/TDMs/TDEs in M.P. Circle
- 5 All GMs Circle Office Bhopal
- 6 The AGM (Admn) Circle office Bhopal

No:-RE/12-01/15% and 35% quota/2012/10

Dated:- 6.2.2013

Sub:- Limited Internal Competitive Examination(LICE) for promotion to the grade of JTO (T) under 35% and 15% quota for vacancies upto 31.03.2012 in M.P. Circle to be held on **02.06.2013**.

Ref:-BSNL C.O.New Delhi letter no. 22-24/2012-Rectt. Dated 14.01.2013

In accordance with the directions contained in BSNL C.O.New Delhi letter no. 22-24/2012-Rectt. dated 14.01.2013, it has been decided to hold the Limited Internal Competitive Examination (LICE) for promotion to the grade of JTO (T) under 35% and 15% quota for vacancies arisen upto 31.03.2012 in M.P. Circle in compliance of orders of Hon'ble High Court of Ernakulum dated 14.9.2012 in OP (CAT) No. 3714/2011(Z).

2. LICE will be held as per scheme and syllabus circulated vide No. 5-11/2009-Pers.IV dated 20.10.2009 and modified vide No. 5-11/2009-Pers.IV dated 1.11.2011.

As per BSNL Order No.5-11/2009-Pers.IV dated 1.11.2011, the minimum qualifying marks will be as detailed below:

"The minimum qualifying marks in the Examination will be 30% in each part and 37% in aggregate for OC category candidates and 23% in each part and 30% in aggregate for SC/ST candidates. There would be negative marking for each wrong answer 25% of that question would be deducted."

3. The eligibility, service conditions and other details appearing in the said examination will be in accordance with the Recruitment Rules of JTO ,2001 issued vide BSNL C.O.New Delhi letter no. 5-9/2001/Pers.IV dated 10.10.2001 and amended vide BSNL C.O. Pers. Branch memo No. 5-9/2009-Pers. IV dated 8.5.2009 and 5-28/2009-PersIV dated 12.10.2009.As regards reckoning age of 50 years, column 12 of schedule of Recruitment Rules 2001 dated 10.10.2001 may be referred to which stipulates that employees below 50 years of age as on date of such examination will be eligible. Further as per R/R,the employees eligible to take up competitive examination under 35% LICE quota shall not be eligible for appearing at competitive examination under 15% LICE quota.

4. Crucial date for determining the qualifying service (i.e. 7 years) will be 1st July of the respective vacancy year against which the candidature of the official is being considered. Since single exam will be conducted for 35% and 15% quota for the vacancy year from 2000-2012, the eligibility for qualifying service will be determined as on 1st July of the respective vacancy year and result will be declared accordingly year-wise for each quota separately.

5. Scheme & schedule of the examination are as below:-

Subject	Total Marks (150)	Day & Date of Exam	Duration	Timing
Part -A General English & General Studies (Objective Multiple Choice Questions)	50 Marks (50 questions of one Mark each)	(SUNDAY) 2.6.2013	3 Hrs.	10 A.M. to 1 P.M.
Part -B Technical Paper (Specialization) (Objective Multiple Choice Questions)	100 Marks (100 questions of one Mark each)			

6. Examination paper will be OMR (Optical Mark Reader) answer sheet based. Each question will have four options for answer. Only one answer which is the most appropriate has to be selected by the candidate.

7. Year-wise vacancies (OC/SC/ST) under 35% and 15% quota is as below. The unfilled vacancies in any vacancy year will be carried forward to the subsequent year as per extant rules.

year	QUOTA	SC	ST	OC	year	QUOTA	SC	ST	OC
2000	15%	0	1	10	2000	35%	8	6	10
2001		5	1	32	2001		9	7	9
2002		5	2	16	2002		8	6	7
2003		4	2	16	2003		5	6	9
2004		4	3	15	2004		0	8	8
2005		3	4	16	2005		3	6	6
2006		3	0	5	2006		0	1	5
2007		0	1	0	2007		25	0	0
2008		0	1	1	2008		0	2	0
2009		2	1	8	2009		9	0	161
2010		3	2	0	2010		4	0	50
2011		0	0	2	2011		2	0	10
2012		4	0	17	2012		6	0	15
Total		33	18	138	Total		79	42	290

Note:-BSNL has reserved the right to revise the vacancies at any time.

8. The Venue of the examination will be at **Bhopal**.

9. The departmental officials who fulfill the prescribed conditions of eligibility as mentioned in JTO recruitment rules-2001 for competing against 35% and 15% quota of vacancies are advised to submit their application in the prescribed proforma (Attached) to the concerned SSA/Units under whose jurisdiction they are working. The last date of submission of application is fixed on **16th March 2013**. Application received after the last date i.e. **16th March 2013** should not be entertained.

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SSA/Unit heads are requested to send the application form of all the eligible candidates complete in all respects to Recruitment section, O/o CGMT, Bhopal latest by 23rd March 2013 positively

10. This letter may **please be given wide publicity**. Application should be carefully scrutinized to satisfy the correctness of the particulars given by the candidates and thereby the eligibility. The recommendation of the Head of the unit should be recorded in the application form itself. If candidature of any applicant is not recommended; full reasons for the same should be specified.

Encl:-As stated above.

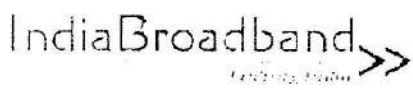


(N.K.Gour)

Asstt. General Manager (HR)
M.P. Telecom Circle, Bhopal

Copy to :- (1) All recognized Unions/Associations in M.P.Circle.
(2) Notice Board.

ANNEXURE - RJ/14



भारत संचार निगम लिमिटेड
(भारत सरकार का उपक्रम)
BHARAT SANCHAR NIGAM LIMITED
(A Govt. of India Enterprise)

OFFICE OF THE CHIEF GENERAL MANAGER, M.P. TELECOM CIRCLE, BHOPAL

EXAM URGENT

To,

1. The CGM, BRBRAITT/T&D/TF/CTS. Jabalpur
2. The GM, WTR/WTP in M.P. Circle.
3. The CE (Civil/Elect) in M.P. Circle
4. All GMTDs/TDMs/TDEs in M.P. Circle
5. All GMs Circle Office Bhopal
6. The AGM (Admn) Circle Office Bhopal

No:- RE/12-01/15% and 35% quota/2012/25

Dated at Bhopal the 10.05.2013

Sub:- Holding of Limited Internal Competitive Examination(LICE) for promotion to the grade of JTO(T) under 35% and 15% quota to be held on 02.06.2013- Circulation of list of eligible/not eligible candidates.

Ref:- (1) RE/12-01/15% and 35% quota/2012/10

Dated at Bhopal the 06.02.2013

(2) RE/12-01/15% and 35% quota/2012/21

Dated at Bhopal the 08.04.2013

Kindly refer to this office letters of even no. dated 06.02.2013 regarding notification and dated 08.04.2013 regarding modification in notification in connection with Limited Internal Competitive Examination (LICE) for promotion to the grade of JTO (T) under 35% & 15% quota.

Application forms have been received in this office from all SSAs/Units after verification. As per Recruitment Rules of JTO-2001 and subsequent clarification/modifications received from C.O. New Delhi scrutiny of the forms has been done.

List of eligible, not eligible candidates is annexed to this letter with reason for rejection in remark column.

Any discrepancy/error detected/noticed in the annexed list like name, caste, eligibility etc may kindly be intimated to this office latest by **17.05.2013** for incorporating the necessary correction in the final list. Representation/request shall not be considered after **17.05.2013** and not entertained in any circumstances.

Bharat Sanchar Nigam Limited reserves the right to modify/cancel the eligibility of any candidate mentioned in the list by mistake/inadvertently at any time whenever such mistake is noticed/detected.

Letter may be given wide publicity.

Encl:- As above

Asstt. General Manager(HR)
M.P. Telecom circle, Bhopal

List of JTO LICE 35% Quota																											
S.N.	Name of Applicant (Shri/Smt.)	Desig	HRMS No.	Unit	Cat.	PH	Date of Birth	Qualification	Stream	Date of regular appointment in Gr.C	Eligibility for Vacancy Year												Eligibility	Remark			
											2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011			2012		
1	L.S. Parihar	T.M	196203298	GMTD Jabalpur	OC	N	15.6.1960	MA		11.12.1982	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification	
2	Devdas Dnarmik	Sr TOA	198401205	GMTD Jabalpur	ST	N	4.1.1958	HSC		10.1.1984	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification	
3	Mukesh Kumar Mishra	ITA	200600233	GMTD Jabalpur	OC	Y	8.1.1978	Diploma	Electrical	30.1.2005	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	less then 7yrs service	
4	Shalish Kumar Shukla	Hindi T	200004330	GMTD Jabalpur	OC	N	2.9.1976	Diploma	Not completed	31.8.2000	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification	
5	Rachvendra Ariana	Sr.TOA	200300024	GMTD Jabalpur	OC	N	10.6.1982	Diploma	Not completed	21.5.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification	
6	N.K. Awasthi	ITA	199302274	GMTD Jabalpur	OC	N	12.7.1960	Diploma	Civil	7.9.1994	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification	
7	Shivraj prasad Kuswaha	ITA	200302974	GMTD Jabalpur	OC	N	13.3.1976	Diploma	CS	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
8	Somendu Roy	ITA	200202997	GMTD Jabalpur	OC	N	6.7.1977	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
9	Abhay Arvind Konde	Sr TOA	200300518	GMTD Jabalpur	OC	N	18.8.1977	B.Sc	PCM	23.5.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
10	Pankaj Kumar Gaudam	ITA	200203003	GMTD Jabalpur	OC	N	3.1.1979	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
11	Anil Kumar Gupta	Sr TOA	198605586	GMTD Jabalpur	OC	N	13.8.1966	B.Sc	PCM	14.5.1986	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
12	Ashish Namdeo	ITA	200201274	GMTD Jabalpur	OC	N	18.1.1977	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
13	Surendra Singh	ITA	200202404	GMTD Jabalpur	ST	N	14.7.1980	Diploma	CS	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
14	Ajay Kumar Shukla	ITA	200302929	GMTD Jabalpur	OC	Y	4.9.1977	Diploma	EC	13.1.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
15	Savitri Maravi	ITA	200203451	GMTD Jabalpur	ST	N	20.4.1980	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
16	Pitamber Sai Bhagat	ITA	200305172	GMTD Jabalpur	ST	N	7.5.1975	BE	Electrical	9.6.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
17	Sheel Kumar	ITA	200203119	GMTD Jabalpur	SC	N	4.8.1974	Diploma	Electronics	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
18	Lalit Toppo	ITA	200201375	GMTD Jabalpur	ST	N	2.5.1975	BE	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
19	Dileep Kumar Kori	ITA	200303315	GMTD Jabalpur	SC	N	10.6.1975	Diploma	Electronics	9.6.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
20	Ashish Vishwakarma	ITA	200202998	GMTD Jabalpur	OC	N	5.6.1977	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
21	Lokesh Mohiley	ITA	200302977	GMTD Jabalpur	OC	N	30.4.1976	BE	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
22	Charles Lakhra	ITA	200303159	GMTD Jabalpur	ST	N	15.6.1975	BE	Electrical	12.6.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
23	Ajay Kumar Shrivastava	Sr TOA	199601268	GMTD Jabalpur	OC	N	7.11.1968	B.Sc	PCM	11.6.1996	N	N	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
24	K.K. Gupta	Sr.TOA	198306931	GMTD Jabalpur	OC	N	20.7.1963	B.Sc	Physics Maths	7.11.1983	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
25	Ramesh Kumar Kay	Sr.TOA	198307886	GMTD Jabalpur	OC	N	15.6.1959	B.Sc	PCM	27.2.1983	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N	N	N	N	YES		
26	Babulal Raghwanshi	Sr.TOA	198607110	GMTD Jabalpur	OC	N	13.6.1962	B.Sc	PCM	14.5.1986	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	YES		
27	Udai Singh Meena	ITA	200400399	GMTD Ratlam	ST	N	1.3.1979	Diploma	EC	12.1.2004	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
28	Yogesh Bakshi	ITA	200201008	GMTD Ratlam	OC	N	5.3.1975	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
29	Praveen Kumar Sinha	ITA	200303806	GMTD Ratlam	OC	N	2.7.1975	BE	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
30	Akash Dixit	ITA	199700443	GMTD Ratlam	OC	N	9.3.1977	B.Sc	PCM	7.4.1997	N	N	N	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
31	Chakresh Jain	ITA	200601786	GMTD Ratlam	OC	N	20.11.1980	BE	EC	20.9.2008	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	less than 7yrs service	
32	Yashar Pasha Ghoury	JHT	200500312	GMTD Ratlam	OC	N	12.7.1985	BE	IT	26.9.2005	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	less than 7yrs service, JHT not eligible	
33	Rohit Mourya	ITA	200201006	GMTD Ratlam	SC	N	25.9.1979	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
34	Vikas Agarwal	ITA	200302842	GMTD Gwalior	OC	N	20.6.1980	Diploma	Electronics	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
35	Vishal Singh Yadav	ITA	200202929	GMTD Gwalior	OC	N	19.8.1979	BE	CS	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
36	Rajesh Bathar	ITA	200202420	GMTD Gwalior	ST	N	13.5.1978	BE	Electronics	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
37	Munnalal Gupta	ITA	200302635	GMTD Gwalior	OC	N	4.9.1962	Diploma	Electrical	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
38	Ajit Singh Kushwah	ITA	200301220	GMTD Gwalior	OC	N	23.6.1979	BE	CS	9.12.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
39	Shailendra Singh Tomar	ITA	200301976	GMTD Gwalior	OC	N	3.8.1979	BE	CS	9.12.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	

Handwritten signatures and initials.

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S.N.	Name of Applicant (Shri/Smt.)	Desig	HRMS No.	Unit	Cat.	PH	Date of Birth	Qualification	Stream	Date of regular appointment in Gr.C	Eligibility for Vacancy Year												Eligibility	Remark		
											2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011			2012	
40	Sharad J. Lele	TTA	199213459	GMTD Gwalior	OC	N	25.12.1969	Diploma	Mech.	25.8.1992	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
41	Jaswant Sagar	TTA	200300748	GMTD Gwalior	SC	N	6.10.1976	BE	Electronics	15.6.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
42	Manjula Kushwah	TTA	199102580	GMTD Gwalior	OC	N	27.7.1968	Diploma	Electronics	3.11.1991	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES	
43	Pankaj Agarwal	TTA	200202861	GMTD Gwalior	OC	N	15.7.1977	Diploma	Electronics	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
44	Rakesh Verma	TTA	200200598	GMTD Gwalior	SC	N	11.1.1979	Diploma	Electronics	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
45	Sushil Kumar Khare	JTO	199205572	GMTD Gwalior	OC	N	23.5.1956	Diploma	Mech.	11.8.1992	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
46	Bhupendra Sharma	JTO	199205576	GMTD Gwalior	OC	N	6.10.1959	Diploma	Electrical	10.8.1992	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES	
47	Rajendra Kumar Dayma	TTA	200200751	GMTD Mandasau	SC	N	6.6.1973	BE	E & Instrum	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
48	Mujeeb Mansuri	TTA	200200754	GMTD Mandasau	OC	N	7.3.1977	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
49	Yashwant Singh Solanki	TTA	200200752	GMTD Mandasau	OC	N	5.8.1979	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
50	Avantika Choudhary	JTO(O)	1984-05564	GMTD Mandasau	OC	N	9.8.1963	B.Sc.	PCM	1.6.1988	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES	
51	Mahesh Kumar Sidot	JTO(O)	196601211	GMTD Mandasau	OC	N	20.11.1963	ITI		1.6.1989	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
52	Sunit Kumar Yadav	TTA	200300803	GMTD Ujjain	OC	N	7.8.1980	Diploma	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
53	Vijay Porwal	TTA	200300805	GMTD Ujjain	OC	N	21.9.1981	Diploma	Electrical	17.2.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
54	Nitya Kishore Pandey	TTA	200300588	GMTD Ujjain	OC	N	5.7.1980	Diploma	EC	13.1.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
55	Manish Samadhiya	TTA	200301875	GMTD Indore	OC	N	20.3.1978	Diploma	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
56	Shailendra Singh Rathore	TTA	200300972	GMTD Indore	OC	N	5.4.1977	BE	Electrical	17.2.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
57	Amita Joshi	TTA	200200750	GMTD Indore	OC	N	14.10.1979	Diploma	EC	7.10.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
58	Mausam Dixit	TTA	200202068	GMTD Indore	OC	N	11.8.1975	Diploma	Electrical	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
59	Deepak Sharma	TTA	200201157	GMTD Indore	OC	N	13.11.1976	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
60	Kavitha Nathan	TTA	200201648	GMTD Indore	OC	N	26.12.1976	Diploma	Electronics	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
61	Pranab Kumar Nath	JTO(O)	200302931	GMTD Indore	OC	N	14.3.1960	Diploma	EC	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Overage & service less than 7 yrs.
62	Ashok Kumar	TTA	200302142	GMTD Indore	SC	N	13.2.1974	BE	Electrical	24.11.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
63	Rajendra Kumar Sahare	CTS	198205720	GMTD Indore	SC	N	18.7.1958	SSC/ITI		11.1992	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
64	Subhash Pathak	TTA	199001854	GMTD Indore	OC	N	1.5.1960	MA		10.7.1990	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
65	Ashok Jadhav	TTA	199003445	GMTD Indore	OC	N	15.12.1959	HSC		28.2.2007	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
66	Hemant Kumar Dubey	CTS	198205525	GMTD Indore	OC	N	14.11.1952	ITI	Radio TV	4.11.1982	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
67	Mahesh Chandra Manjari	CTS	198202229	GMTD Indore	OC	N	9.3.1958	Diploma	Mech.	4.11.1982	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
68	Liladhar Bende	CTS	198202352	GMTD Indore	ST	N	4.3.1961	10th		4.11.1982	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
69	Devidas mahadeoji Nandanwar	CTS	198202357	GMTD Indore	ST	N	27.3.1960	SSC		4.11.1982	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
70	Anil Kumar Sharma	JTO	199204022	GMTD Morena	OC	N	15.6.1970	Diploma	Electrical	11.8.1992	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES	
71	Vikash Gupta	TTA	200301526	GMTD Morena	OC	N	17.7.1975	BE	EC	13.1.2003	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES	
72	Mahendra Singh Yadav	TTA	198501963	GMTD Bhopal	OC	N	24.6.1964	HSC		14.2.1994	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification

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S.N.	Name of Applicant (Shri/Smt)	Desig	HRMS No.	Unit	Cat.	PH	Date of Birth	Qualification	Stream	Date of regular appointment in Gr.C	Eligibility for Vacancy Year												Remark				
											2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011		2012	Eligibility		
73	Manoj Kumar Wadia	TTA	198501977	GMTD Bhopal	ST	N	15.9.1962	8th		23.11.1996	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification	
74	Anil Awathare	Sr TOA	198701548	GMTD Bhopal	SC	N	25.5.1965	Diploma	Elect	21.9.1987	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
75	L.B. Nandanwar	TTA	198402032	GMTD Bhopal	ST	N	30.6.1959	SSC		1988	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification	
76	Mahander Singh Yadav	TTA	198905522	GMTD Bhopal	OC	N	1.11.1985	B.Sc.	PCM	7.7.1997	N	N	N	N	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
77	Anshul Kumar Garg	TTA	200201328	GMTD Bhopal	OC	N	23.1.1986	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
78	Smt. Indu Devi	TTA	200201320	GMTD Bhopal	OC	N	5.9.1980	Diploma	EC	11.2.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
79	Anil Kumar	TTA	200201325	GMTD Bhopal	SC	N	15.1.1979	Diploma	Electronics	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
80	Ifikhar-ul Hasan Khan	STS	198404763	GMTD Bhopal	OC	N	1.5.1965	B.Sc.	Chem. Geoc. Zoo	15.4.1984	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification	
81	Reena Pancholi	TTA	200202880	GMTD Bhopal	SC	N	2.7.1980	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
82	Naveen Kaushik	TTA	200301056	GMTD Bhopal	OC	N	24.8.1976	Diploma	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
83	Braj Mohan Puwar	TTA	198500877	GMTD Bhopal	OC	N	31.7.1959	B.Sc.	PCM	14.1988	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N	N	YES		
84	Ravi Krishnan	JTO(O)	199101048	GMTD Bhopal	OC	N	1.4.1969	Diploma	EC	30.11.1991	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
85	Devendra Kumar Churendra	TTA	200301057	GMTD Bhopal	ST	N	8.7.1975	Diploma	Electrical	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
86	Manish Pandav	TTA	199700848	TDM Khandwa	SC	N	12.10.1974	Diploma	Electrical	7.4.1997	N	N	N	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
87	Devendra Kalpande	TTA	200200753	TDM Khandwa	OC	N	28.4.1978	B.Sc.	Physics Maths	9.12.2002	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	YES		
88	Santosh Kumar Khadai	TTA	200300853	TDM Khandwa	ST	N	4.3.1978	Diploma	Electrical	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
89	Manish Kumar Shrivast	TTA	200300851	TDM Khandwa	OC	N	17.11.1979	B.Sc.	Electronics, Phy.	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
90	Anees Khan	TTA	200201106	TDM Khandwa	OC	N	4.11.1977	Diploma	Electronics	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
91	Atul Sohani	TTA	200300850	TDM Khandwa	OC	N	21.9.1980	Diploma	CS	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
92	Santosh Kumar Mandloi	TTA	201000223	TDM Khandwa	ST	N	12.07.1972	BE	Electronics	16.11.2009	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	less than 7yrs service	
93	Bharat Kumar Gupta	TTA	198801482	TDM Khandwa	OC	N	4.3.1961	B.Sc.	PCM	28.2.1988	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N	YES		
94	Mukesh Kumar Soni	TTA	200300008	TDM Chhatarpur	OC	N	4.7.1975	BE	EC	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
95	Vikas Chaturvedi	TTA	200200019	TDM Chhatarpur	OC	N	24.10.1978	Diploma	Electronics	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
96	Anoop Kumar Sahu	JTO(O)	199200053	TDM Chhatarpur	OC	N	19.6.1970	Diploma	EC	26.8.1992	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
97	Rakesh Kumar Yadav	TTA	199600022	TDM Chhatarpur	OC	N	10.5.1970	HSC		Oct 2000	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification	
98	Prem Narayan Ahirwal	AD(OL)(O)	199213391	TDM Chhatarpur	SC	N	9.5.1970	MA		7.12.1992	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification	
99	Awadhesh Kumar Nigam	TTA	200500923	TDM Chhatarpur	OC	Y	1.8.1980	Diploma	EC	30.1.2006	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	less than 7yrs service	
100	Satendra Kumar Jain	TTA	200600333	TDM Chhatarpur	OC	Y	1.3.1980	Diploma	EC	30.1.2006	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	less than 7yrs service	
101	Shailendra Narayan	TTA	200800830	TDM Chhatarpur	OC	N	6.9.1983	IM Tech	Digital Comm	25.8.2008	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	less than 7yrs service	
102	Kamlesh Kumar	TTA	200900058	TDM Chhatarpur	OC	N	5.1.1982	B.Tech	EC	12.1.2009	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	less than 7yrs service	
103	Ramish Sen	Sr TOA	200002191	TDM Kharagone	OC	N	1.3.1975	B.Sc.	PCM	24.1.2000	N	N	N	N	N	N	N	Y	Y	Y	Y	Y	Y	Y	YES		
104	Sachin Purohit	TTA	200303104	TDM Kharagone	OC	N	23.12.1981	Diploma	Electrical	17.3.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
105	Arvind Tare	TTA	200203243	TDM Kharagone	OC	N	11.11.1976	B.Sc.	Physics, Maths	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
106	Vipin Makwana	TTA	200303109	TDM Dhar	OC	N	1.5.1976	B.Sc.	Physics, Maths	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES	
107	Haresingh Chouhan	TTA	200303112	TDM Dhar	ST	N	22.3.1971	BE	EC	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES	
108	Krishna Gopal Verma	TTA	200203251	TDM Dhar	OC	N	17.11.1974	B.Sc.	Physics, Maths	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES	
109	Sunit Yadav	TTA	200301604	TDM Dhar	OC	N	10.10.1977	B.Sc.	Physics, Maths	8.12.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	YES	
110	Rajesh Kumar Parihare	TTA	200302623	TDM Dhar	SC	N	25.5.1972	Diploma	Electrical	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	YES		
111	Rakesh Nikkam	TTA	200200977	TDM Dhar	OC	N	25.11.1976	Diploma	Electrical	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
112	Mohantal Bhuriya	TTA	200305693	TDM Dhar	ST	N	8.10.1970	BE	Electrical	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
113	Versha Gupta	TTA	200301738	TDM Guna	OC	N	4.8.1983	Diploma	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		

Handwritten signatures and initials.

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S.N.	Name of Applicant(Shri/Smt.)	Desig	HRMS No.	Unit	Cat.	PH	Date of Birth	Qualification	Stream	Date of regular appointment in Gr.C	Eligibility for Vacancy Year												Eligibility	Remark					
											2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011			2012				
114	Anup Garg	TTA	200301113	TDM Guna	OC	N	12.5.1979	Diploma	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
115	Ramesh Kumar Meena	TTA	200203006	TDM Guna	ST	N	28.7.1978	Diploma	Electrical	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
116	Smt. Mousmi Sharma	TTA	200300723	TDM Guna	OC	N	20.9.1979	Diploma	EC	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
117	Hemant Sharma	TTA	200300911	TDM Guna	OC	N	6.1.1977	BE	E & Instrum	14.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
118	Prakash Lad	TTA	200203108	TDM Guna	OC	N	11.2.1978	BE	Electrical	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
119	Shameem Anned Khan	TTA	200301115	TDM Guna	OC	N	27.1.1976	BE	Electronics	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
120	Pramod Kumar Padlak	TTA	200200773	TDM Betul	OC	N	11.10.1974	M.Sc.	Electronics	8.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
121	Alkesh Nagore	TTA	200300567	TDM Betul	OC	N	26.6.1972	BE	Electrical	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
122	Vijay Kumar	TTA	200300742	TDM Balaghat	ST	N	18.9.1977	Diploma	Electrical	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
123	Arvind Kumar Kanra	TTA	200200980	TDM Balaghat	ST	N	3.1.1976	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
124	Ravi Kiran Singh	TTA	200306064	TDM Shahdol	OC	N	1.7.1977	Diploma	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
125	Vikram Singh	TTA	200300576	TDM Shahdol	ST	N	16.5.1978	Diploma	Electrical	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
126	Gopi Chand Yadav	TTA	200301981	TDM Shivpuri	OC	N	22.6.1977	Diploma	Electronics	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
127	Ashish Agrwal	TTA	200201954	TDM Shivpuri	OC	N	21.9.1977	B.Sc.	Physics, Maths.	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
128	Pankaj Sherstah	TTA	200301941	TDM Shivpuri	SC	N	7.11.1977	Diploma	Electronics	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
129	Jai Prakash Tirkey	TTA	200202239	TDM Shivpuri	ST	N	24.2.1970	Diploma	Electrical	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
130	Mohd Ifekhar uddin Qureshi	Sr. TOA	200003009	TDM Shivpuri	OC	N	12.8.1972	B.Sc.	PCM	8.6.2000	N	N	N	N	N	N	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
131	Naveen Carpenter	TTA	200300319	TDM Shajapur	OC	N	12.3.1978	Diploma	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
132	Dilip Paidar	TTA	200300313	TDM Shajapur	OC	N	11.11.1979	Diploma	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
133	Ravi Kishore Sharma	TTA	200200651	TDM Shajapur	OC	N	16.9.1978	Diploma	CS	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
134	Prakash Kumar Mahekarkar	JHT	200000143	TDM Chhindwara	OC	N	9.12.1976	B.Sc.	PCM	29.9.2000	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	JHT not eligible
135	Anupam Halder	TTA	200200530	TDM Chhindwara	OC	N	23.11.1977	BE	E & Instrum.	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
136	Anil Gonde	TTA	199900066	TDM Chhindwara	SC	N	24.2.1976	Diploma	CS	26.3.1999	N	N	N	N	N	N	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
137	Kavita Yadav	Steno	199900417	TDM Chhindwara	OC	N	18.2.1977	B.Sc.	Physics, Maths	6.3.1999	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Steno not eligible
138	Manoj Kumar Tiwari	TTA	200300295	TDM Narsinghpur	OC	N	14.9.1976	Diploma	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
139	Smt Kiran Thakur	TTA	200300224	TDM Narsinghpur	ST	N	17.10.1980	Diploma	CS	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
140	Satyam Vaidya	TTA	200300931	TDM Satna	OC	N	25.12.1977	M.Sc.	Electronics	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
141	Praveen Keshri	TTA	200300935	TDM Satna	OC	N	11.9.1980	Diploma	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
142	Surendra Kumar Pal	TTA	200201217	TDM Satna	OC	N	28.1.1977	Diploma	Electronics	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
143	Ashwani Kumar Singh	TTA	200300721	TDM Satna	OC	N	1.7.1972	BE	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
144	Shiv Pratap Singh	Sr TOA	198901027	TDM Satna	OC	N	10.12.1968	B.Sc.	PCM	7.9.1989	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
145	Arshad Shaikh	TTA	200100209	TDM Satna	OC	N	1.6.1976	B.Sc.	PCM	28.2.2001	N	N	N	N	N	N	N	N	Y	Y	Y	Y	Y	Y	Y	Y	YES		
146	Anurag Jain	TTA	200300326	TDM Vidisha	OC	N	20.1.1978	BE	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
147	Raikumar Gour	Sr TOA	199903100	TDM Vidisha	OC	N	7.12.1980	B.Sc.	PCM	21.7.1999	N	N	N	N	N	N	N	N	Y	Y	Y	Y	Y	Y	Y	Y	YES		
148	Anuroop Sahu	TTA	200300469	TDM Vidisha	OC	N	10.2.1973	B. Tech.	Electrical	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
149	Praniso Singh Yadav	TTA	198500360	TDM Vidisha	OC	N	6.2.1961	B.Sc.	PCM	27.1.1985	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
150	R.B. Shrivastava	TTA	198800485	TDM Vidisha	OC	N	25.1.1961	Diploma	Electrical	26.7.1988	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
151	Rahul Shrivastava	TTA	200200065	TDM Sagor	OC	N	16.11.1975	BE	Electrical	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
152	Millind Kumar Desai	JTO	198409670	TDM Dewas	OC	N	10.10.1963	B.Sc.	PCM	10.10.1984	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
153	Krishna Tetwa	TTA	200300766	TDM Dewas	SC	N	26.3.1977	Diploma	Electrical	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
154	Sunil Disawal	TTA	200201143	TDM Dewas	OC	N	17.11.1977	Diploma	CS	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
155	Durga Prasad Golhani	TTA	199407424	WTP Bhopal	OC	N	29.6.1967	BA I		16.5.1994	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
156	Javed Aslam Ansari	JTO(O)	199106243	WTP Bhopal	OC	N	15.7.1968	Diploma	Electrical	3.11.1991	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES		
157	Smt Sandhya Soni	TTA	200303826	GMTD HSD	OC	N	12.5.1977	Diploma	EC	3.3.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		
158	Santosh Kumar Yadav	TTA	200300261	GMTD HSD	OC	N	5.1.1980	Diploma	Electrical	16.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES		

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S.N.	Name of Applicant (Shri/Smt.)	Desig	HRMS No.	Unit	Cat.	PH	Date of Birth	Qualification	Stream	Date of regular appointment in Gr.C	Eligibility for Vacancy Year												Eligibility	Remark			
											2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011			2012		
159	Dheeraj Karaiya	TTA	200200650	GMTD HSD	OC	N	10.10.1977	BE	E & Instrum.	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES		
160	Seemant Kumar Gupta	TTA	200200400	GMTD HSD	OC	N	4.7.1975	BE	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
161	Alok Raikwar	TTA	200300263	GMTD HSD	ST	N	20.12.1974	Diploma	CS	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
162	Jitendra paliwal	TTA	200300811	TDE Damoh	OC	N	18.1.1980	Diploma	Electrical	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
163	Amarjeet Singh Rathore	Sr.TOA	198603592	WTP Jabalpur	OC	N	1.8.1965	B.Sc.	Physics, Maths	14.5.1986	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES	
164	Pradeep Agarwal	Sr.TOA	198306560	WTP Jabalpur	OC	N	18.9.1960	B.Sc.	Physics, Maths	1.2.1983	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N	N	YES	
165	Rajendra Kumar Parsendiya	TTA	200203334	TDE Raisen	SC	N	15.12.1972	BE	Electrical	22.4.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
166	Rajkumar Kaushal	TTA	200300736	TDE Mandla	OC	N	1.7.1972	Diploma	Electrical	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
167	Ravindra Singh Baghel	TTA	200900101	TDE Mandla	SC	N	1/1/1976	BE	Electrical	12.01.2009	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	less than 7yrs service
168	Vishal Kumar Saxena	JTO(O)	199203118	GM CM Bhopal	OC	N	1.7.1966	Diploma	Mech.	26.8.1992	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
169	Mohammed Sheeraz Qureshi	TTA	200301059	GM CM Bhopal	OC	N	26.10.1979	Diploma	EC	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
170	Heeranand Chandwani	JTO(O)	199100923	C.O. Bhopal	OC	N	17.6.1969	Diploma	Electrical	3.11.1991	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES	
171	Kapil Kashyap	TTA	200300325	C.O. Bhopal	ST	N	22.1.1978	Diploma	CS	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
172	Sarika Khargonkar	TTA	200303573	C.O. Bhopal	OC	N	10.7.1980	Diploma	Electrical	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
173	Krishna Gopal Pathak	Sr. TOA	200001428	C.O. Bhopal	OC	N	1.7.1979	B.Sc.	PCM	27.1.2000	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
174	Dinesh Chand Patidar	TTA	200300837	TDE Rajgarh	OC	N	12.7.1979	Diploma	Electronics	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
175	Hemant Kumar Singh Rathore	TTA	200201098	TDE Rajgarh	OC	N	12.1.1976	Diploma	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
176	Pratik Kumar Gangrade	TTA	200102423	TDE Jhabua	OC	N	8.5.1975	Diploma	Electrical	19.11.2001	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
177	Bhushan Shah	TTA	200204402	TDE Jhabua	OC	Y	7.5.1977	B.Sc.	PCM	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
178	Ashwin Kumar Patidar	TTA	200301402	TDE Jhabua	OC	N	18.2.1977	Diploma	EC	13.1.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
179	Tanweer Ahmed Siddque	TTA	199502464	TDE Sidhi	OC	N	15.9.1976	Diploma	Electrical	4.5.1998	N	N	N	N	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES	
180	Kaushalesh Kumar Shukla	TTA	200300389	TDM Rewa	OC	N	13.1.1980	B-Tech	Electronics	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
181	Ajay Kumar Sharma	TTA	200300392	TDM Rewa	OC	N	15.6.1980	B-Tech	Ec	9.6.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
182	Pawan Kumar Singh	TTA	200306394	TDM Rewa	OC	N	15.8.1977	Diploma	Electronics	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
183	Manoj Singh Kushwaha	TTA	200300937	TDM Rewa	OC	N	1.1.1979	Diploma	EC	17.2.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
184	Ram Ganesh Kol	TTA	200200596	TDM Rewa	ST	N	10.8.1975	Diploma	Electrical	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
185	Anurag dwivedi	TTA	200200600	TDM Rewa	OC	N	15.2.1979	AMIE	EC	9.12.2002	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	YES	
186	Santosh Kumar Patel	TTA	200600130	TDM Rewa	OC	Y	10.11.1974	BE	EC	30.1.2006	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	less than 7yrs service
187	Sanjeev Kumar Dubey	Steno	199700824	TDE Seoni	OC	N	4.6.1970	B.Com.		27.1.1997	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
188	Jagdish Prasad Tiwari	Sr.TOA	198202733	TDE Seoni	OC	N	29.9.1960	M.Sc.	Organic Chem	13.12.1982	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
189	Nandkishore Washimkar	Sr.TOA	198701067	TDE Seoni	OC	N	10.4.1962	M.Com.		25.2.1987	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
190	Suresh Kumar Yerne	Sr.TOA	198103033	TDE Seoni	OC	N	6.4.1959	M.Sc. Prev.		12.2.1981	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
191	B.L. Watti	Sr.TOA	198203201	TDE Seoni	ST	N	19.6.1960	BA		9.8.1982	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
192	R.K. Khare	Sr.TOA	198203590	TDE Seoni	SC	N	2.10.1962	BA		11.12.1982	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
193	Sukhram Meshram	TM	199302512	TDE Seoni	OC	N	25.11.1959	11th		28.12.1993	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification

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S.N.	Name of Applicant(Shri/Smt.)	Desig	HRMS No.	Unit	Cat.	PH	Date of Birth	Qualification	Stream	Date of regular appointment in Gr.C	Eligibility for Vacancy Year												Eligibility	Remark		
											2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011			2012	
194	Ramdayal Thakur	TM	199402812	TDE Seoni	OC	N	02.02.1964	11th		17.12.1994	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification	
195	Kaushal kumar Yadav	TM	199302689	TDE Seoni	OC	N	21.7.1963	10th		4.8.1995	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
196	Barelal Gaud	TM	199302690	TDE Seoni	OC	N	1.7.1969	12th		18.7.1998	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
197	Sahasram Daheriya	TM	199501926	TDE Seoni	SC	N	31.12.1966	HSC		1.4.1995	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
198	Sharafat Ulla Khan	TTA	197701332	GMTD Bhopal	OC	N	4.7.1954	10th		22.5.1977	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
199	Mohammed Sharif Khan	Sr.TOA	198800534	GMTD Bhopal	OC	N	7.7.1962	Diploma	Civil	29.2.1988	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification

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A. Guphal
Adv.

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List of JTO LICE 15% Quota													Eligibility for Vacancy Year												Remark	
S.N.	Name of Applicant(Shri/Smt.)	Desig	HR No	Unit	Cat.	PH	Date of birth	Qualification	Stream	Date of regular appointment in Gr.C	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	Eligibility		
1	Manisha Dongre	Sr.TOA	200101218	GMTD Indore	OC	N	22.6.1978	B.Sc.	Electronics	16.4.2003	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	YES	
2	Ramesh Kumar Soni	TECH II	199001897	T.F. Jabalpur	OC	N	18.10.1963	Diploma	Electrical	14.8.1990	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	YES	
3	Pawan Kumar Gurudev	AD(OL)(O)	199202150	TDE Raisen	OC	N	15.6.1967	M.Sc.	Zoology	30.11.1992	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
4	Anil Kumar Chauhan	TTA	200303113	GMTD Gwalior	OC	N	4.8.1978	Diploma	Mech.	17.5.2003	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
5	Ahmed Hussain	TTA	199402509	TDE Damoh	OC	N	10.6.1965	HSC		24.2.1994	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification
6	Abrar Ahmed Khan	TM	199402623	TDE Damoh	OC	N	10.7.1963	HSC		24.2.1994	N	N	N	N	N	N	N	N	N	N	N	N	N	N	NO	Not having requisite educational qualification

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LA. (Am p...)
ACT.

**BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL AT
JABALPUR**

O.A. NO. 582/2020

APPLICANTS : Surendra Singh & Others.

-Versus-

RESPONDENTS: Union of India and Others.

REPLY TO THE APPLICATION FOR VACATING STAY

Applicants above named most respectfully submit as under:-

1. That, by way of the present Original Application under Section 19 of the Administrative Tribunals Act, 1985, applicants who are presently working as Junior Telecom Officer(Telecom) {'JTO(T)' herein after in short) being aggrieved with the action of the respondent authorities whereby without taking any decision on the objections preferred by applicants, in terms of the communication dated 12.10.2020 & 19.10.2020 whereby respondent authorities have issued an integrated final All India Eligibility List of JTO(T) for holding DPC for promotion to the post of SDE (T) against 67% 'seniority cum fitness' under Other Category for Recruitment Year 2001 & ST category from the Recruitment Year 2002 to 2005 and a provisional All India Eligibility List of JTO(T) for holding DPC for promotion to the post of SDE (T) against 67% 'seniority cum fitness' under Other Category/SC category from the Recruitment Year 2002 to 2008 and ST category from Recruitment Year 2006 to 2008 has called the objection from all concerned by 31.10.2020. Applicants have preferred objection to the All India Eligibility List of JTO(T) in reference to the communication dated 12.10.2020, as in final integrated list of about 9481 officers out of which around 7000 officers have retired/VRS/expired and around 500 are already promoted

i.e. effectively list have 1400 DR JTO(T) & only 500 PR JTO(T) included for promotion which is in violation of the judgment of the Hon'ble High Court of Kerala & instructions of DoPT OM dated 03.07.1986. The Provisional AIEL published for JTOs recruited up to RY 2008 also contains a list of about 5850 officers with 4625 DR JTOs and only 1225 Promotee JTOs thereby violating the 1:1 ratio between DR and PR JTOs as laid down by Hon'ble High Court of Kerala & instructions of DoPT OM dated 03.07.1986. Applicants prayed/requested to prepare the seniority list in terms of the DoPT OM dated 03.07.1986 & also made roster for promotion of SC/ST category with the extended zone of consideration in terms of the OM dated 06.01.2006. But without taking any decision on the objections, respondent authorities vide letter dated 27.10.2020 directed to all the Head of Telecom Circle/Core Networking/Training Centre to furnish the APARs/Screening Committee report of JTO(T) & vigilance clearance for all the JTO(T) and other required details by 06.11.2020. But after two days on 29.10.2020 it has been directed to all the Head of Telecom Circle/Core Network/Training Centre to send the details related to objection, error, omission of the provisional All India Eligibility List after due verification of recruits available in circle be sent by 1st November 2020 for holding the DPC for promotion to the Post of SDE(T) against 67% seniority cum fitness ('SCF' herein after in short). Till date objections of applicants have not been taken into consideration by the respondent authorities and no decision in this regard have been communicated so far. Respondent authorities likely to convene DPC for promotion to the post of SDE(T) on the basis of provisional

All India Eligibility List within one week or might have been already convened on 01.11.2020.

2. That, applicants have a prima facie case in their favour. For the purpose of this rely applicants are relied upon the averments made in the original application & rejoinder.
3. That, in these facts & circumstances, this Hon'ble Tribunal may kindly be pleased to dismiss the application for vacating interim order & allow the original application.

P R A Y E R

It is therefore, prayed that, this Hon'ble Tribunal may kindly be pleased to dismiss the application for vacating interim order & allow the original application, in the interests of justice.

Jabalpur,
07.01.2020


(**MANOJ SHARMA**)
COUNSEL FOR APPLICANTS

VERIFICATION

I, Surendra Singh, S/o. Shri Simon Singh, Aged about 41 years, R/o. H.No. 10 B, Jalaram Bapu Nagar, Mandla Road, Tilhari, Jabalpur (M.P.)- 482020: do hereby verify that the contents from Paras 1 to end are true to my personal knowledge and belief.

Verified and signed at Jabalpur on this 07th day of January, 2020.


Applicant No. 01

**BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL AT
JABALPUR**

O.A. No. _____/2020

APPLICANT : Surendra Singh & Others.

-Versus-

RESPONDENTS: Union of India & others.

AFFIDAVIT

I, Surendra Singh, S/o. Shri Simon Singh, Aged about 41 years, R/o. H.No. 10 B, Jalaram Bapu Nagar, Mandla Road, Tilhari, Jabalpur (M.P.)- 482020; do hereby affirm and solemnly state on oath as under:-

1. That, I am applicant No. 01 in the instant original application and as such fully aware of the facts and circumstances of the case & duly authorized by co-applicants to sworn on this affidavit.
2. That, the instant application has been drafted by my counsel under my instructions, the contents of the application from paras 1 to end are true and correct to my personal knowledge and belief and upon information received and believed to be true.


DEPONENT

VERIFICATION

I, Surendra Singh, the deponent named-above do hereby verify that the contents of this affidavit from paras 1 to 2 are true to the best of my knowledge and belief.

Verified and signed at Jabalpur on this 07th day of January, 2021.

*I identify & swear bef. me -
Anandesh
(A Gupta)
1959/09*


DEPONENT