

**DASTI**  
Final Draft/Copy of Order

NDOH 27.8.07

DATED

6806 1-2  
7-3-05

From,

The Registrar General  
Delhi High Court  
New Delhi

To,

- 1/ Bharat Sanchar Nigam Ltd. Through its Chairman & Managing Director,  
9<sup>th</sup> Floor, B Wing, Statesman House, 14B, Barkhamba Road, New Delhi-1
2. Union of India, M/o Communications & Information Technology,  
Deptt. Of Telecommunications, Sanchar Bhawan. 20, Ashoka Road,  
New Delhi-1, through its Secretary

CIVIL MISC. PETITION NO.

IN/AND

WRIT PETITION(C) NO. 17637-40/05

All India Bharat Sanchar Nigam Ltd. Executive's Assn. **Petitioner/s**  
& others

Vs

Bharat Sanchar Nigam Ltd. & others

**Respondent/s**

Sir,

I am directed to forward herewith for information and immediate compliance/necessary action a copy of order dt. 26.2.2007 passed by Hon'ble Mr. Justice Kailash Gambhir of this court in the above noted case alongwith a copy of Memo of Parties.

Please acknowledge receipt.

Yours faithfully,

*S. S. G. Dew*  
Asst. Registrar (W) /  
for Registrar General

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IN THE HIGH COURT OF DELHI AT NEW DELHI.

EXTRA ORDINARY ORIGINAL JURISDICTION

WRIT PETITION (CIVIL) NO. OF 2005

**MEMO OF PARTIES:**

**IN THE MATTER OF:**

1. All India Bharat Sanchar Nigam Limited Executives' Association, A society registered under the Societies Registration Act, having its office at Flat No.111, New Ashiana Apartments, plot -10, Sector6, Dwarka, New Delhi-110075
2. Mr. Rakesh Sethi, son of late Shri Satish Kumar Sethi, Assistant Director, BSNL Corporate Office, New Delhi, Resident of Flat No. 87-B, Block-AD, Pitampura, Delhi-88
3. Mr. Visnu Kumar Sharma son of Shri Janki Prasad Sharma, Assistant Director, BSNL Corporate office, New Delhi, resident of 5/680, 1<sup>st</sup> Floor, Vaishali, Ghazliabad (UP).
4. Mr. Sardar Singh Shekhawat, son of Late Shri Raghunath Singh, Assistant Director, BSNL Corporate Office, New Delhi, Resident of K-1, Dr. Ambedkar Nagar, Sector -V, New Delhi-62.

... PETITIONERS.

Versus.

1. Bharat Sanchar Nigam Ltd.  
Through its Chairman & Managing Director,  
9<sup>th</sup> Floor, B-Wing, Statesman House,  
148, Barakhamba Road,  
New Delhi-110001
2. Union of India,  
Ministry of Communication &  
Information Technology,  
Department of Telecommunications,  
Sanchar Bhawan,  
20, Ashoka Road,  
New Delhi-110001  
Through its Secretary.



.....RESPONDENTS.

NEW DELHI.  
DATED: 05.09.2005

  
(NAVIN CHAWLA)  
ADVOCATE FOR THE PETITIONERS.

**% 26.02.2007**

**Present : Mr. Navin Chawla for the petitioner.  
Mr. Manoj Ohri for the respondent.  
Mr. Sameer Aggarwal for the respondent.  
Mr. V.K. Rao with  
Mr. Saket Sikri for the respondent.**

**\* WP(C) No. 17637-40/2005**

**Counsel for the petitioners says that the order passed by this Court on 3.8.2005 giving directions to the respondent not to revert the petitioners from their present post is being misconstrued by the respondents and the respondents have been promoting the persons junior to the petitioners by taking the shelter under the said order which states that the petitioners cannot be reverted back from their present post. Counsel for the respondent says that the matter is ripe for final hearing and all the issues can be considered at the final stage.**

**The request of counsel for the petitioners is innocuous. The order dated 3.8.2005 is modified to the extent that the respondent shall not revert the petitioners pursuant to the order dated 11.11.2004. This order will be treated as having been passed on 3.8.2005 and the position which existed on that date shall only be taken into consideration.**

Renotify on 27.8.2007 for final disposal.

DASTI.

26.02.2007  
mg

*ed*  
KAILASH GAMBHIR, J.

