

1/774305/2024

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Reminder -I

No. BSNLCOMN/12(19)/29/2023-Elect.works-Part (I)

Dated: 14.11.2024

To

All CGMs
BSNL

Subject: Promotion to the grade of EE (Elect.) under SCF and LICE Quota in accordance with MSSR 2023 - Reg.

- Reference: 1. This office letter No. BSNLCOMN/12(19)/29/2023-Elect.works-Part (I)
Dated: 28.03.2024
2. OA No. 310/2024 filed by Shri Malvinder Singh Sudan and others versus BSNL before Hon'ble CAT Jammu


Please refer to this office previous correspondence dated 28th March 2024 (copy attached), wherein it was requested to complete of the process for the purification of entry data for unrecognized engineering degrees acquired through distance education in r/o of Executives of EW stream, in light of interim order dated 19.03.2024 given by Hon'ble CAT Jammu in OA No. 310/2024.

From the data downloaded from SAP, it is seen that the process of purification of data is still pending in majority of the Circles due to which the process of promotion to the grade of EE/AGM (Elect.) through SCF and LICE in accordance with MSRR 2023 is being withheld resulting in acute shortage of regular EE/AGM level Executives in some of the Circles.

It is once again requested to expedite the pending data purification process at the earliest possible so that action may be taken for initiating the promotion process in EW Stream. After completing the process, the same may kindly be confirmed in e-receipt.

This is issued with the approval of competent authority.

Encl.:- As above.


(Lokesh Kumar) 14/11/2024
Deputy General Manager (EW)

Copy to:-

1. All PCEs/Sr. CEs/CEs (Elect.) for information and necessary action.

ELECT. WING, BSNL Corporate Office
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भारत संचार निगम लिमिटेड
(भारत सरकार का उपक्रम)
BHARAT SANCHAR NIGAM LIMITED
(A Govt. of India Enterprise)

No.:- BSNLCO-COMN/12(19)/29/2023-Elect.works-Part(1)

Dated :- 28.03.2024

To

All CGMs,
BSNL

Sub.:- Promotion to the grade of EE(Elect.) under SCF and LICE Quota in accordance with MSRR 2023 - Reg

With reference to above subject, it is intimated an OA No 310/2024 has been filed by Shri Malvinder Singh Sudan and others versus BSNL before Hon'ble CAT Jammu.

The following directions were issued to Respondents vide interim order dated 19.03.2024 (Copy attached)

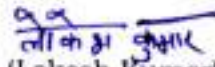
"In the meanwhile pending final adjudication of the original application, as an interim measure, the respondents are permitted to go ahead with the promotion process as per Rules for promotion of the SDEs (Elect) to the grade of EE/AGM (Elect) under 67% quota without considering the Executives SDEs (Elect) who have obtained their Engineering degree from unrecognized universities as per AICTE's Notification and clarification from time to time. The respondents are further restrained from permitting SDE (Elect), who have obtained their Engineering degree from unrecognized University in Limited internal competitive Examination scheduled for 16th April, 2024"

Keeping in view the urgency of the matter and to complete the ongoing promotion process as per schedule, it is requested that verification process of Engineering Degree of all the applicants of LICE as well as SCF Quota promotions needs to be done on top priority in mission mode positively by 5th April 2024 so that the planned exercise of promotion can be completed as per prescribed schedule.

Thereafter the data of qualifications of eligible applicants shall be downloaded from **SAP** for onward submission.

This is issued with the approval of competent authority

Encl.:- As above


(Lokesh Kumar)
DGM(EW) 28/3/24

Copy to :-

1. PS to Dir.(HR) for information please.
2. All PCEs/Sr.CEs/CEs(Elect.) for information and immediate necessary action.

Regd. & Corporate Office: Bharat Sanchar Bhawan, H.C. Mathur Lane, Janpath, New Delhi-110001.

Website: www.bsnl.co.in, CIN No. U74899DL2000GOI107739

CENTRAL ADMINISTRATIVE TRIBUNAL JAMMU

Order Sheet

Item no.: 3
O.A./310/2024 (JAMMU)
[APPOINTMENT]
Court No.: 2

No of Adjournment: 2

Order Dated: 19/03/2024

MALVINDER SINGH SUDAN
Vs
MINISTRY OF COMMUNICATIONS AND INFORMATION TECHNOLOGY

For Applicant(s) Advocate : Mr. S Rupinder Singh

For Respondent(s) Advocate : Mr. Hunar Gupta, learned D.A.G., Mr. Raghu Mehta, learned Sr. C.G.S.C., Mr. Dinesh Singh Chauhan

Order of The Tribunal

M.A. No. 208 of 2024

M.A. No. 208 of 2024 has been filed on behalf of the applicants seeking permission of this Tribunal to jointly pursue the matter.

For the reasons stated therein, the M.A. is allowed.

Accordingly, the permission is granted.

M.A. No. 219 of 2024

M.A. No. 219 of 2024 has been filed on behalf of the applicants for placing on record certain relevant documents.

For the reasons stated therein, the M.A. is allowed. Accordingly, the documents are ordered to be taken on record.

O.A. No. 310 of 2024

The instant Original Application has been filed by the applicants under Section 19 of the Administrative Tribunals Act, 1985 praying for following interim relief:

"i. Pending final decision on the O.A., applicants pray that respondents may be restrained from making further promotions from the post of SDE (Elect.) to the grade of AGM/EE (Electrical) of those of the executives [SDE(E)] who do not possess the valid degree as prescribed under the Recruitment Rules of BSNL Management Services-Electrical Stream (MSRRs-Elect)- 2023 either in 67% of Internal quota and also 33% of the Internal Quota through Limited Internal Competitive Examination (LICE).

ii. As further interim measure, the respondents may very kindly be further directed to consider claim of only those, who are eligible for promotion from the post of SDE (Electrical) to that of AGM/EE (Electrical) including the applicants and to promote them as such in terms of the Recruitment Rules of BSNL Management Services-

Electrical Stream (MSRRs-Elect)-2023 in 67% of Internal quota and as also in 33% of the Internal Quota through Limited Internal Competitive Examination (LICE)."

2. Vide communication dated 30.12.2020 clarification was given by the AICTE which is the statutory body of the country which shows that AICTE is receiving number of representations/enquires from various Govt./Private organisations and students regarding the recognition/ validity of Diploma in Engineering and Technology awarded through distance learning mode by 4-Deemed to be Universities i.e. i) JRN Rajasthan Vidyapeeth, Rajasthan, ii) Institute of Advanced Studies Education, Rajasthan (IASE), iii) Allahabad Agricultural Institute, (AAI) and iv) Vinayaka Mission's Research Foundation, Tamil Nadu, (VMRF).
3. Another communication dated 16.11.2023 addressed to Asst. General Manager(HR), BSNL by AICTE, shows that the persons who have acquired qualification through Distance Education Learning Mode, their degrees will not be recognized.
4. Despite of direction of the C.A.T. and the Hon'ble Supreme Court, BSNL has taken the vigilance clearance of those officers who have done their degree from JRN Rajasthan University which is not recognized and BSNL is holding Limited Integrated Competitive Examination for the promotion of SDE which is going to be held on 16.04.2024.
5. In the meanwhile, pending final adjudication of the original application, as an interim measure, the respondents

are permitted to go ahead with the promotion process as per Rules for promotion of the SDEs(E) to the grade of EE/AGM(E) under 67% quota without considering the Executives SDEs(E) who have obtained their Engineering degree from unrecognised universities as per AICTE's Notification and clarification from time to time. The respondents are further restrained from permitting SDE(E), who have obtained their engineering degree from unrecognised University in Limited Integrated Competitive Examination scheduled for 16th April, 2024.

6. AICTE is also impleaded as party and, notice be sent to AICTE.

7. Applicant counsel is directed to file fresh Memo of Parties.

8. List on 13.05.2024.

Rajinder Singh Dogra
Member (J)

/rp/