



ALL INDIA
BHARAT SANCHAR NIGAM LIMITED
EXECUTIVES' ASSOCIATION
CENTRAL HEADQUARTERS
NEW DELHI

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No.AIBSNLEA/CHQ/CMD/2012

Dated :28.08.2012

To
Shri R K Upadhyay
Chairman cum Managing Director
BSNL
New Delhi.

Sub: Request for cancellation of Inter Circle transfer orders of Executives under ODI list-Reg.
Ref: No.14-7/2012-SEA-BSNL/(ODIL)/Part/3 dated 16.07.2012

Respected Sir,

With reference to the above subject matter, we are constraint to bring to your kind notice that, some executives were transferred from home Circle to different Circle under ODI list is against and CVC guidelines and natural justice.

BSNL Management is issuing Inter Circle transfer orders of executives whose names are visible in ODI list based on DOT administrative order which is in contravention to the guidelines issued by the CVC vide No.005/CRD/7 dated 17.06.2005. The said order it stipulates that the ODI list of officers of doubt full integrity can be prepared in the following circumstances:

1. Convicted in a Court of law on a Charge of lack of integrity or for an offence involving moral turpitude but on whom, in view of exceptional circumstances, a penalty other than dismissal, removal or compulsory retirement is imposed.
2. Awarded departmentally a major penalty.
 - (a) On charges of lack of integrity.
 - (b) On charges of gross dereliction of duty in protecting the interest of Government although the corrupt motive may not be capable of proof.
3. Against whom proceedings for a major penalty or a Court trial are in progress for alleged acts involving lack of integrity or moral turpitude.
4. Who were presented but acquitted on technical grounds and in whose case of the basis of evidence during the trail there remained a reasonable suspicion against their integrity.
5. Till the inquiry report submitted by the CBI casts doubts on the integrity of the officer, the name of the officer should not be included in the list of doubtful integrity.

Many executives have been transferred even after expiry of currency of punishment and exonerated on the basis of old ODI list which should have been reviewed after every six months regularly as per CVC guidelines. Some executives already been transferred to non-sensitive post of some other SSAs by respective Circles as a punishment. Again transfer order issued for executives from BSNLCO under ODI as a further punishment. For giving so many punishment for a single cause, which is against the natural justice.

Also affected executives are not being granted TA/DA & leave for attending the enquiry proceedings to their parent Circles. Whereas, the witnesses, PO, DA, etc., are being granted leave as well as TA/DA. It is a gross injustice to the affected executives.

We would therefore request you to kindly take up the matter with Secretary (T), DoT for withdrawal of the said DOT order of Inter Circle transfers to avoid undue harassment of the executives and cancel the transfer orders issued under ODI list..So that they get the natural justice.

With kind regards,

Yours Sincerely,

-sd-

(Prahlad Rai)
General Secretary

Copy to :

- Shri R. Chandrasekhar, Secy(T), Govt. of India, New Delhi-110001
- Shri A.N. Rai, Director(HR), BSNL, New Delhi-110001