



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

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**No: AIBSNLEA/CHQ/CMD/2022**

**Date: 13.06.2022**

To

**Shri P. K. Purwar ji,**  
CMD BSNL,  
New Delhi -110 001

**Sub: Request for regular promotions from AO to CAO to fill up all vacant Posts vis a vis challenge the Impugned orders of Status Quo of the Hon'ble CAT Chandigarh in the Hon'ble Higher Court- regarding**

Ref: Our letter No: AIBSNLEA/CHQ/CMD/2019 dated 19.12.2019 followed by series of reminders dated 05.08.2020, dt 03.09.2020, dt 01.02.2021, dt 07.07 2021, dt 27.07.2021 & 20.04.2022

**Respected Sir,**

At the outset we express our sincere gratitude to you in calling VCs for considering the much awaited SDE to AGM Promotion Orders. At the same time, we would like to draw your kind attention on the above cited subject and our earlier requests & suggestions. The Promotions in the Grade of AO to CAO is held up since long due to the "Status Quo" in the Hon'ble CAT Chandigarh. BSNL has filed Writ Petition in the Hon'ble High Court of Punjab and Haryana Chandigarh challenging the Interim Order of 'Status Quo' passed in OA No 60/1435/2018 titled as **Anupam Yadav & others Vs BSNL** on above subject. The Hon'ble High Court has delivered the judgment dated 28.01.2020 in the CWP-9614-2019 (O&M) that: **"We deemed it appropriate to dispose of the present WP with the direction to the learned CAT to decide at least the application moved by BSNL for Vacation/Modification of the initial impugned order within 15 days of the next hearing (that was 25.03.2020). The learned CAT is also requested to make an Endeavour to dispose of the main OA at the earliest..."** however no disposal has been done by Hon'ble CAT Chandigarh even after the lapse of more than 28 months from the direction given by the Hon'ble HC of Punjab and Haryana in Jan,2020. The AO to CAO 'Status Quo' case related to reservation in promotion/seniority is pending in Honble CAT Chandigarh since last around four years. **The case has been posted for next hearing on 14.07.2022.**

In this regard, it is pertinent to mention here that recently DoP&T has issued order dated 12<sup>th</sup> April 2022 on the similar matter of Reservation in Promotion in the light of the judgment pronounced by the Hon'ble Supreme Court dated 28th Jan' 2022 in Jarnail Singh & Ors Versus V. Laxmi Narain Gupta & Ors Case (Civil Appeal No 629 of 2022 arising out of SLP(C) No 30621 of 2011) which has opened an window for issuing of promotion orders in all Cadres by all the Departments of the Central Government



and PSUs including BSNL since BSNL is also following DoPT guidelines. Accordingly , process has been started for other cadres in BSNL as well as by other departments/PSUs including MOC and DOP has also issued the promotion order from AAO to AO recently on dated 17.05.2022 (copy enclosed for ready reference).

Hence, in view of the above, it is suggested that the Impugned Order dt 30.11.2018 delivered by Hon'ble CAT Chandigarh may please be challenged in the Hon'ble Supreme Court and ensure to get vacate the 'Status Quo' in this case since the Hon'ble CAT Chandigarh has not dispose of the main OA and vacate the Status Quo as per the directions of Hon'ble High Court of Punjab & Haryana through the writ petition moved by BSNL that "*learned CAT to decide at least the application for vacation/modification of the initial impugned order within 15 days of the next date of hearing i.e. 26.03.2020 and CAT was also requested to make an endeavour to dispose of the main OA at the earliest.*" But Hon'ble CAT Chandigarh neither vacated the 'Status Quo' nor disposed of the main OA as per the Hon'ble HC of Punjab & Haryana directions even after a lapse of more than 2 years.

**Meanwhile, the process for promotion from AO to CAO may immediately be started and hold the DPC for all eligible executives as is being conducted in other cases since there is an acute shortage in the Cadre of CAO and presently only 47 CAOs are working across the Country in BSNL against the Sanctioned Strength of 672 posts. Sir, it may be noted that the JAOs appointed since 1996 onwards are waiting for their due CAO promotion for the past 26 years. The eligible executives for CAO promotion are very less, hence in the interest of the BSNL and manning the CAOs/IFAs positions in the Business Areas and Circle HQs in an efficient manner necessary relaxation for 15 days may also be considered sympathetically for the promotions from AO to CAO in BSNL.**

**In view of the foregoing, we would request your good self to kindly intervene in the matter and cause to issue necessary instructions to the officers concerned to start the process for conduction of the DPC from AO to CAO at par with SDE to AGM at the earliest to avoid any resentment, de-motivation and frustration among the long awaited executives in accounts vertical and to Serve the Company with a better Zeal and Enthusiasm.**

With kind regards

Yours Sincerely

(Shaji. V)  
General Secretary

**Copy for kind information and necessary action to:**

1. Shri Arvind Vadnerkar, Director (HR), BSNL Board New Delhi-110001.
2. Ms. Yojana Das, Director (Finance) BSNL Board New Delhi-110001
3. Shri R.K. Goyal, PGM (Pers.), BSNL CO, New Delhi-110001
4. Ms Anita Johri, PGM (SR) BSNL CO, New Delhi-110001
5. Shri Rajiv Kumar, GM (EF&FC), BSNL CO, New Delhi-110001