

**IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH : HYDERABAD**

**Original Application No.1489/2013
Date of Order : 30.10.2019**

Between :

1. Pinupolu Venkata Gopal, S/o P.Gangi Setty,
Aged about 57 years, Occ : JTO (O),
O/o JTO OD-II, Sankarapuram, Kadapa.
2. Ratnala Nataraja, S/o R.C.Subbanna,
Aged about 56 years, Occ : JTO (O),
O/o JTO Cellone, Sanchar Bhavan, Kadapa.
3. Chowdam Bala Govindappa, S/o C.Subbanna,
Aged about 58 years, Occ : JTO (O),
O/o JTO Groups, Tele Exge, Jammalamadugu.
4. Battu Siva Subba Raju, S/o B.Subba Raju,
Aged about 51 years, Occ : JTO (O),
O/o JTO, O/o DE (New Lines), Sanchar Bhavan,
Proddatur.
5. Choudavaram Eswara Reddy, S/o C.Sidda Reddy,
Aged about 53 years, Occ:JTO (O),
O/ o SDE (Extnl)-III, O/o GMTD, Kadapa.
6. Pusa Reddappa, S/o P.Gangi Reddy,
Aged about 56 years, JTO (O),
O/o JTO (Cellone), Tele Exge,
Pulivendula.
7. Kambothu Veera Brahmaiah, S/o K.Subramanyam,
Aged about 57 years, Occ : JTO (O),
O/o JTO (Cellone), O&I, Tele Exge, 1st Floor,
Sanchar Bhavan, Kadapa.
8. P.Niranjan Kumar, S/o Neelakanteswaran,
Aged about 54 years, Occ : JTO-In Door,
O/o RLU Exge, Ongole.
9. B.Brahmandanda Reddy, S/o Veera Reddy,

Aged about 52 years, Occ : JTO-E 10B,
O/o E10B Exe, YDB, Ongole.

10.N.V.Rama Rao, S/o Anjaiah,
Aged about 57 years, Occ : JTO (O),
O/o Project Vijay, O/o GMTD, Ongole.

11.K.Arjuna Rao, S/o Bala Kotaiah,
Aged about 51 years, Occ : TTA,
O/o TTA, WLL Work Shop,
E 10 B Exge, Ongole.

12.Syed Mastan, S/o Fakeersha,
Aged about 56 years, Occ : TTA,
O/o Team Leader, Project Udaan,
RLU Exge, Ongole

13.M.Brahmaiah, S/o Subbaiah,
Aged about 57 years, Occ : JTO (O),
O/o JTO-OD, STR Bldgs, Ongole.

14.P.Prabhakara Babu, S/o Ramabraham,
Aged about 55 years, Occ : JTO(O),
O/o JTO-OD, STR Bldgs, Ongole,

15.M.N.Allabaksh, S/o M.N.Khader Khan,
Aged about 56 years, Occ : JTO (O),
O/o Divisional Engineer, Transmission projects,
STP M/W Station Compound, Gooty Road,
Anantapur (Parent Division : Ongole SSA)

16.G.Subramanyam, S/o Dattatreylu,
Aged about 51 years, Occ : JTO (O),
O/o Divisional Engineer, STP M/W,
Station Compound, Gooty Road,
Anantapur, Parent Division Anantapur.

17.B.Parthasarathi, S/o Gopala Rao,
Aged about 56 years, Occ : JTO (O),
O/o SDE, T/E. BSNL, Kalyandurg,
Anantapur District under GMTD,
Anantapur, Parent Division Anantapur.

18.M.S.Parameswaran, S/o M.P.Seshadri,
Aged about 52 years, Occ : JTO (O),
O/o SDE, Transmission Maintenance,

Grorgepet T/E, BSNL, Anantapur under
GMTD Anantapur, Parent Division Anantapur.

19.J.Chandrasekhar, S/o J.Sivanna,
Aged about 55 years, Occ : JTO (O),
O/o SDE, Operation, GMTD,
Anantapur, Parent Division Anantapur.

20.E.Venkateswara Rao, S/o Subbarao,
Aged about 42 years, Occ : SDETX,
O/o Telephone Exchange, Tadepalligudem,
West Godavari District.

21.B.Isac Babu,S/o Jayapal,
Aged about 47 years, Occ:SDE(URBAN),
O/o Mothevare Building, Eluru,
West Godavari Dist.

22.V.Hari Shankara Rao, S/o Krishna Rao,
Aged about 57 years, Occ : JTO (O),
O/o SDE (S) CFA, O/o GMTD, Guntur.

23.K.Changal Rao, S/o K.Venkata Ramaiah,
Aged about 50 years, Occ : JTO (O),
O/o SDE NW (ORS), A Pet, Guntur.

24.M.Satyanarayana, S/o M.Butchaiah,
Aged about 57 years, Occ : JTO (O),
O/o SDE NW (OA), Mangalagiri, Guntur.

25.K.Jyothirmaye, W/o K.Gopichand,
Aged about 50 years, Occ : JTO (O),
O/o SDE TAX, Ashoknagar, Guntur.

26.A.Jagadish Kumar, S/o A.Hanumantha Rao,
Aged about 47 years, Occ : JTO (O),
O/o SDE (W/W)I/D, Tenali.

27.P.Srinivasa Rao, S/o Subba Rao,
Aged about 61 years, Occ : JTO (O),
O/o SDE (MDF&PP), Ashoknagar, Guntur.

28.T.Satyanarayana Rao, S/o Balakoteswa Rao,
Aged about 50 years, Occ : JTO (O),
O/o SDE (Groups), Ponnuru.

29.M.Vemana Charyulu, S/o M.Rosaiah,
Aged about 54 years, Occ : JTO (O),
O/o JTO (CMM) Telephone Exchange,
Tirupati.

30.K.Sankaraiah, S/o K.Ramachandraiah,
Aged about 58 years, Occ : JTO (O),
O/o JTO (CMM), Telephone Exchange,
Tirumala.

31.E.V.Padmanabha Reddy, S/o E.Venkata Reddy,
Aged about 54 years, Occ : JTO (O),
O/o JTO (O),TM, O/o GMTD, Tirupati.

32.M.Chandra Sekhar, S/o M.Rangaiah,
Aged about 56 years, Occ : JTO (O),
O/o JTO(O), Project Vijay % AGM,
CS&MKTG, Tirupati.

33. K.Siddaiah, S/o K.Yellappa,
Aged about 53 years, Occ : JTO (O),
O/o JTO (OFC OD), % DGMM STR,
Tirupati.

34.K.Gurumurthy, S/o K.Venkatappa,
Aged about 55 years, Occ : JTO (O),
O/o JTO (O), OD, Telephone Exchange,
Tirumala.

35.P.Subramanyam, S/o P.Venkata Subbaiah,
Aged about 57 years, Occ : JTO (O),
O/o SDE Extrnal II, New Admn Bldg,
Tirupati.

36.P.Raghunath Reddy, S/o P.Sidda Reddy,
Aged about 56 years, Occ : JTO (O),
O/o SDOT Piler.

37.T.Rajaganapathi Reddy, S/o T.Raghava Reddy,
Aged about 53 years, Occ : JTO (O),
O/o JTO VAS Sanchar Bhavan, Tirupati.

38.D.Ramachandraiah, S/o D.Changal Rayulu,
Aged about 57 years, Occ : JTO (O),
O/o SDE Rural, Tirupati.

39.C.Yerrama Reddy, S/o C.Govinda Reddy,
 Aged about 58 years, Occ : JTO (O),
 O/o JTO Telephone Exchange, Renigunta.

40.G.Chandrasekhara Chetty, S/o G.Chennaiah Chetty,
 Aged about 52 years, Occ : JTO (O),
 O/o %SDE TM, Tirupati.

41.P.Govindarajulu, S/o P.Munaswwamy,
 Aged about 53 years, Occ : JTO (O),
 O/o JTO O/D Tele Exge, Puttur.

42.B.Manjunadham, S/o B.Ramakrishnaiah,
 Aged about 56 years, Occ : JTO (O),
 O/o JTO (O), T&D, Telephone Exchange,
 Tirumala.

43.S.V.Chokkalingam, S/o S.Vedam,
 Aged about 58 years, Occ : JTO (O),
 O/o Telephone Exchange, Chittoor.

44.G.Siva Kumar, S/o R.Gopalan,
 Aged about 56 years, Occ : JTO (O),
 O/o %SDE, Commercial, Chittoor.

45.K.Sudhakar Naidu, S/o K.Munirathnam,
 Aged about 55 years, Occ : JTO (O),
 O/o JTO O/D, DE Urban, Chittoor.

46.T.Karunakar Reddy, S/o T.Krishna Reddy,
 Aged about 54 years, Occ : JTO (O),
 O/o JTO CSR, New Admn Block,
 Tirupati.

47.K.Raveendranadh, S/o Satyanarayana,
 Aged about 53 years, Occ : JTO (O), Pamarru,
 O/o SDOT Gudivada, Vijayawada SSA.

48.Mummidi Ramachandra Rao, S/o Veeraraghavulu,
 Aged about 57 years, Occ : JTO (O),
 O/o SDE TM Kakinada.

49.Shaik Vallibaba, S/o Allauddin,
 Aged about 58 years, Occ : JTO (O),
 O/o SDE (Project Vijay) Kakinada.

50.Allu Patabhi Ramayya, S/o Satyam,
 Aged about 52 years, Occ : JTO (O),
 O/o SDE (Internal) Kakinada.

51.Tadala Venkateswara Rao, S/o Narasinga Rayudu,
 Aged about 51 years, Occ : JTO (O),
 O/o SDE (RSUs) Kakinada.

52.Yalla Bheemeswara Rao, S/o Veera Swamy,
 Aged about 56 years, Occ : JTO (O),
 O/o SDE (Ext 4) Kakinada.

53.Kudupudi Satyanarayana Murthy, S/o Chandrayya,
 Aged about 51 years, Occ : JTO (O),
 O/o SDE (Ext 3) Kakinada.

54.K.Jayantha Rao, S/o Nagaraju,
 Aged about 56 years, Occ : JTO (O),
 O/o SDE (Grs) Rampachodavaram.

55.Masina Kondala Rao, S/o Suryarao,
 Aged about 52 years, Occ : JTO (O),
 O/o D.E. (O&I) CM, Rajahmundry.

56.Muppidi Hanuma Reddy, S/o Kanaka Reddy,
 Aged about 52 years, Occ : JTO (O),
 O/o DE (O&I) CM, Rajahmundry.

57.Rapeti Appala Narasimharao, S/o Peddiraju,
 Aged about 55 years, Occ : JTO (O),
 O/o SDE (Internal) Kakinada.

58.Shaik Ahmed Alisha, S/o Abdul Khadar,
 Aged about 57 years, Occ : JTO (O),
 O/o SDE Cell Services, Rajahmundry.

59.Lingoju Bhagyalakshmi, W/o T.Gangadharam,
 Aged about 51 years, Occ : JTO (O),
 O/o SDE (Planning), Rajahmundry.

60.B.H.V.V.S.S. Janaki Manohar, S/o B.H.Suryanarayana,
 Aged about 52 years, Occ : JTO (O),
 O/o SDE (RLUs) Rajahmundry.

61.Atkela Veerabhadra Rao, S/o Naga Lingam,
 Aged about 58 years, Occ : JTO (O),

O/o SDE (PG&Legal) Rajahmundry.

62. Singuluri Veeranna, S/o Butchanna,
Aged about 51 years, Occ : JTO (O),
O/o SDE (Ph) Ravulapalem.

63. N.V.V.S. Murthy, S/o Veeranna,
Aged about 53 years, Occ : JTO (O),
O/o SDE Cellone O&M Rajahmundry.

64. Narala Suryanarayana, S/o Veerraju,
Aged about 49 years, Occ : JTO (O),
O/o SDE Cellone, O&M Rajahmundry.

65. Saladi Rajababu, S/o Rajababu,
Aged about 50 years, Occ : JTO (O),
O/o SDE (Groups), Dowleswaram.

66. Raya Jayaprakash, S/o Devadasu,
Aged about 59 years, Occ : JTO (O),
O/o SDE (Infra & Plg), Rajahmundry.

67. Veluduty Satyanarayana, S/o Bangarayya,
Aged about 55 years, Occ : JTO (O),
O/o SDE (Stores), Visakhapatnam.

68. Ponnaganti Ravikumar, S/o Hanumantharao,
Aged about 52 years, Occ : JTO (O),
O/o Sr.GMITPC SDC Hyd.

69. Archakam Tiruppani, S/o Anjaneya Charyulu,
Aged about 56 years, Occ : JTO (O),
O/o SDE (Groups), Madanapalli.

70. M.D.Yousuf, S/o Azeez,
Aged about 56 years, Occ : TTA,
O/o Telephone Exchange, LMD,
Karimnagar.

71. K.B.G.Tilak, S/o Krishna Rao,
Aged about 51 years, Occ : JTO (O),
O/o JTO Udaan, % GMTD, Eluru.

72. D.Narasimha Raju, S/o Hanumantha Raju,
Aged about 51 years, Occ : JTO (O),
O/o JTO, CSC, Tele Exge, Tadepalligudem.

73. Sk.Valli, S/o Husman,
 Aged about 52 years, Occ : JTO (O),
 O/o JTO Urban, Tele Exge,
 Jangareddygudem.

74. U.Jhansi Lakshmi Rani, D/o Koteswara Rao,
 Aged about 55 years, Occ : JTO (O),
 O/o JTO PR % GMTD, Eluru.

75. Shaik Mahaboob Valli, S/o Abdul Azeem,
 Aged about 56 years, Occ : JTO (O),
 O/o JTO Urban, Tele Exge, Kovvur. ... Applicants

And

1. Union of India,
 The Bharat Sanchar Nigam Ltd.,
 Rep. by its Chairman and Managing Director,
 Corporate Office, Statesman House,
 Barakhamba Road, New Delhi.

2. The General Manager (HRD),
 Bharat Sanchar Nigam Ltd., Corporate Office,
 Statesman House, Barakhamba Road, New Delhi.

3. The Chief General Manager,
 Bharat Sanchar Nigam Ltd.,
 A.P.Circle, Doorsanchar Bhavan,
 Station Road, Nampally, Hyderabad.

4. The Principal General Manager,
 Hyderabad Telecom District,
 BSNL Bhavan, Hyderabad. ... Respondents

Counsel for the Applicant ... Mrs.G.Jyothi Eswar, Advocate
 Counsel for the Respondents ... Mrs.Shyama Sundari, SC for BSNL

CORAM:

Hon'ble Mr.Justice L.Narasimha Reddy ... **Chairman**
Hon'ble Mr. B.V.Sudhakar ... **Member (Administrative)**

ORAL ORDER

{ per Hon'ble Mr. Justice L. Narasimha Reddy, Chairman }

This OA is filed with a prayer to declare the action of the respondents i.e. BSNL in notifying the vacancies referable to the years 2000 and 2001 for Limited Departmental Competitive Examination for filling up of 35% quota of Junior Telecom Officers from amongst the eligible Telecom Technical Assistants without exhausting the candidates who took part in the examination conducted in the year 2000 and also for induction training as per the Recruitment Rules 2001; as illegal, arbitrary and consequently direct the respondents to absorb the applicants in the vacant posts JTOs which arose in the years 2000 and 2001.

2. The applicants contend that they took part in the examination that was held in the year 2000 and 2001 and though they have been waiting for posting orders for the past 13 years, the respondents have taken recourse to the candidates who took part in the subsequent examinations.

3. No counter affidavit is filed by the respondents.

4. We heard Mr.Bhim Singh representing Mr.G.Jyothi Eswar, learned counsel for the applicants. None for the respondents.

5. The applicants state that they are working as Junior Telecom Officers and that they have appeared in the screening test conducted in the year 2000. It

is also stated that the respondents corporation has taken a decision as one time measure to absorb those Telecom Technical Assistants who have appeared in the screening test in the year 2000 and for induction training as Junior Telecom Officers and despite that a notification was issued on 23.02.2013 proposing to conduct a Limited Departmental Competitive Examination for the purpose of filling up of those vacancies.

6. It may be true that the applicants have cleared screening test in the year 2000. However, the participation therein, by itself does not confer benefit upon them. Respondents have issued notification dated 23.02.2013 proposing to conduct the Limited Internal Competitive Examination (LICE). If the applicants are qualified they can appear therein and if they are not qualified, they have to wait for the proper time.

7. We do not find any merit in the OA and the same is dismissed. There shall be no order as to costs.

(B.V.SUDHAKAR)
MEMBER(ADMN.)

(JUSTICE L.NARASIMHA REDDY)
CHAIRMAN

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