

**CENTRAL ADMINISTRATIVE TRIBUNAL
ERNAKULAM BENCH**

Original Applicaton No.500/2013

&

Original Applicaton No.589/2013

Friday this the 29th day of January 2016

C O R A M :

**HON'BLE Mr.JUSTICE N.K.BALAKRISHNAN, JUDICIAL MEMBER
HON'BLE Ms.P.GOPINATH, ADMINISTRATIVE MEMBER**

Original Application No.500/2013

1. Babu M., S/o.P.V.Kannan Nambiar,
Officiating Junior Telecom Officer & JTO(G),
Bharat Sanchar Nigam Limited (BSNL),
Mathamangalam Telephone Exchange,
Kannur Secondary Switching Area.
Residing at Near GHSS, Vellur, Vellur P.O.,
(Via) Payyanur, Kannur District – 670 307.
2. Sudheer Kumar A.P., S/o.Ananda Poduval K.V.,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Karivellur Telephone Exchange,
Kannur Secondary Switching Area.
Residing at Anand Nivas, Near Old Bus Stand,
Payyannur, Kannur District – 670 307.
3. Vinodkumar.M., S/o.Kunhiraman.M.,
Officiating Junior Telecom Officer (Indoor),
Bharat Sanchar Nigam Limited (BSNL),
Irity Telephone Exchange, Kannur – 670 703.
Residing at Vijaya Nivas, Payanchery Muck,
Irity P.O., Kannur – 670 703.
4. Sreejith.C.V., S/o.C.P.Krishnan (late),
Officiating Junior Telecom Officer (IT),
Computer Cell, Bharat Sanchar Nigam Limited (BSNL),
Telephone Bhavan, Kannur.
Residing at CV House, Kuruva,
Kamalayi P.O., Kannur – 670 007.

5. Rahmathullah Kotta,
S/o.K.Aboobacker Moulavi,
Officiating Junior Telecom Officer,
Telephone Exchange, Bharat Sanchar Nigam Limited (BSNL),
Areacode P.O., Malappuram – 673 639.
Residing at Kinaav, Mullath Thoad Road,
Puthalam, Areacode P.O., Malappuram Dist. 673 639.
6. Santhilal.R.,
S/o.P.N.Raghavan Nair,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Elanthoor Telephone Exchange, Pathanamthitta District.
Residing at Santhivilla, Elanthoor P.O.,
Kozhencherry, Pathanamthitta District – 689 643.
7. Shajimon T.K.,
S/o.Mohammed T.K.,
Officiating Junior Telecom Officer (External),
Bharat Sanchar Nigam Limited (BSNL),
Office of the SDE External, Tirur.
Residing at Shanilas House,
Pookkayil Bazar P.O., Tirur – 676 107.
8. Narayanan.K.M, S/o.C.H.Gopalan Nambiar (late),
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Iritty Telephone Exchange, Kannur – 670 703.
Residing at Cholaparambath House,
Meethala Punnad, Punnad P.O., Kannur – 670 703.
9. K.Gopalakrishnan Nambiar,
S/o.E.B.G.Nambiar (late),
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Tirumeni Telephone Exchange, Kannur.
Residing at Neel Kamal, Temple Road,
Payyanur, Kannur District.
10. Sathiyan M.B., S/o.Balan M.K.,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Mannuthy Telephone Exchange, Trichur – 680 651.
Residing at Malveettil House, House No.4/143/1,
Thrissur East, Thrissur – 680 005.

11. Raimon.C.P., S/o.Pyloth,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Mannamangalam Telephone Exchange, Trichur – 680 014.
Residing at Chukkiri, Pudukad P.O., Thrissur – 680 301.
12. Asok Kumar P.K., S/o.Kunjunny,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Kurichikkara Telephone Exchange, Trichur – 680 028.
Residing at Pulluttiparambil House,
House No.XI/458, Mulamkunnathukavu,
Thrissur District – 680 581.
13. P.F.Daisy, W/o.K.O.Antony,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Thottippal Telephone Exchange, Thottippal P.O.
Residing at Kanjirathinal House,
Alagappanagar P.O., Thrissur District – 680 302.
14. Neetha K.P., W/o.T.A.Mohandas,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Mulamkunnathukavu Telephone Exchange,
Office of the Sub Divisional Engineer,
Phones, Trichur – 680 581.
Residing at Thadathil House, House No.VIII/397,
Peramangalam P.O., Thrissur – 680 545.
15. Mallika P.M., W/o.Padmanabhan.V.K.,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Office of the Sub Divisional Engineer (External), Ollur.
Residing at Revathy, Veliyathuparambil House,
Alagappanagar, Thrissur – 680 302.
16. T.V.Suseela, W/o.N.V.Gopinathan,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Thrissur Secondary Switching Area,
Office of the Sub Divisional Engineer (External),
Poonkunnam, Thrissur District.
Residing at Sree Padam, Edakkunny,
Ollur, Thrissur – 680 306.

17. Raju.M.B.,
S/o.M.K.Balan (late),
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Back End CSR, Mobile Services,
BSNL Centre, Thrissur.
Residing at Mundakkal House,
Mannampetta, Varakkara, Thrissur – 680 302.

18. Tessy Francis,
W/o.Francis P.V.,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Parappur Telephone Exchange,
Trichur Secondary Switching Area,
Office of the Sub Divisional Engineer Phones,
Trichur – 680 552.
Residing at “Peace Villa”, Pallikunnath House,
House No.III/625A, Kanjany, Thrissur – 680 612.

19. Kochukathija.K.A.,
W/o.M.R.Mohanam,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Thrissur Secondary Switching Area,
Office of the Sub Divisional Engineer,
E-10B, External, Thrissur.
Residing at Thulasi, ARA-70,
Kanimangalam P.O., Thrissur – 680 027.Applicants

(By Advocate Mr.T.C.Govindaswamy)

V e r s u s

1. The Chairman-cum-Managing Director,
Bharat Sanchar Nigam Limited (BSNL),
Corporate Office, Bharat Sanchar Bhawan,
4th Floor, Janpath, New Delhi – 110 001.

2. The Chief General Manager, (Telecom),
Bharat Sanchar Nigam Limited, Kerala Circle,
Trivandrum – 695 033.Respondents

(By Advocate Mr.George Kuruvilla)

Original Application No.589/2013

1. Xavier.A.A.,
S/o.Esthappanos,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Office of the Sub Divisional Engineer, Installation,
Palarivattom Telephone Exchange Building,
Ernakulam District, Cochin – 682 025.
Residing at Attupuram House, Cherukunnam,
Asamannoor P.O., Perumbavoor, Ernakulam – 683 549.
2. Antony K.J.,
S/o.K.V.Joseph,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Fortkochi Telephone Exchange – 682 001.
Residing at Kattikatt House, Maruvakad,
Chellanam P.O., Kochi – 682 008.
3. Baby P.J.,
S/o.P.V.Joseph,
Officiating Junior Telecom Officer (Indoor),
Bharat Sanchar Nigam Limited (BSNL),
Office of the Sub Divisional Engineer, WLL & WIMAX,
Telephone Exchange Building, Boat Jetty,
Ernakulam, Cochin – 682 011.
Residing at Padayattil House, Thottuva,
Koovappady P.O., Ernakulam District – 683 544.
4. Nelson.P.J.,
S/o.Joseph P.J.,
Officiating Junior Telecom Officer (IT),
Bharat Sanchar Nigam Limited (BSNL),
Office of the Divisional Engineer,
Southern Transmission Project (STP), CTSD Building,
Gandhinagar, Kadavanthra, Cochin – 682 020.
Residing at Illathuparamb Lane,
Ponnurunni East, Vytila, Cochin – 682 019.
5. Poulose C.V., S/o.Varghese C.P.,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Mulavukad Telephone Exchange, Ernakulam.
Residing at Chirapparamban House,
Koovappady P.O., Ernakulam – 683 544.

6. Peter P.P.,
S/o.Pavu P.P.,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Office of the Divisional Engineer, Survey & Access N/W,
Transmission Project, Ernakulam.
Residing at Puthenkudy House,
Koovappady P.O., Ernakulam – 683 544.
7. T.V.Alexander,
S/o.T.C.Varghese,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Customer Service Centre/Front End,
BSNL Bhavan, Kochi – 682 016.
Residing at Thachappilly House,
Ponnarimangalam, Mulavukad P.O.,
Ernakulam District – 682 504.
8. Sainaba Beevi N.A.,
W/o.T.U.Abdul Khader,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Murikassery Telephone Exchange, Idukki District.
Residing at Thattarath House, Malippuram P.O.,
Ernakulam District – 682 511.
9. N.A.Aboobacker,
S/o.N.S.Ali,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
Kanjikuzhy Telephone Exchange, Idukki.
Residing at Nanethan House, PMC XXI/85,
Rayonpuram, Perumbavoor, Ernakulam – 683 543.
10. Kuriakose K.P.,
S/o.K.V.Paulose,
Officiating Junior Telecom Officer,
Bharat Sanchar Nigam Limited (BSNL),
BSS III, BSNL Mobile Services, 1st Floor,
Telephone Exchange, Desabhimani Road,
Kaloor, Cochin – 682 017.
Residing at Kochukudy House,
Kuruppampady P.O., Perumbavoor,
Ernakulam District – 683 545.

11. Johney B.A.,
 S/o.B.V.Antony,
 Officiating Junior Telecom Officer,
 Bharat Sanchar Nigam Limited (BSNL),
 Anakkara Telephone Exchange, Anakkara P.O., Idukki.
 Residing at Bharanikulangara House,
 Karippassery, Vattaparambu P.O.,
 Aluva (via) – 683 579. ...Applicants

(By Advocate Mr.T.C.Govindaswamy)

V e r s u s

1. The Chairman-cum-Managing Director,
 Bharat Sanchar Nigam Limited (BSNL),
 Corporate Office, Bharat Sanchar Bhawan,
 4th Floor, Janpath, New Delhi – 110 001.

2. The Chief General Manager, (Telecom),
 Bharat Sanchar Nigam Limited, Kerala Circle,
 Trivandrum – 695 033. ...Respondents

(By Advocate Mr.George Kuruvilla)

These applications having been heard on 29th January 2016 this Tribunal on the same day delivered the following :

O R D E R

HON'BLE Mr.JUSTICE N.K.BALAKRISHNAN, JUDICIAL MEMBER

Heard the learned counsel for the parties.

2. Counsel for the respondents Mr. George Kuruvilla has filed a statement on 5th January, 2016 in OA No. 378 of 2013 stating as under:

“2. It is submitted that the Board of Directors of BSNL in its 165th meeting held on 18/9/15 has approved the proposal for revision of Recruitment Rules for Junior Telecom Officer and accordingly JTO Recruitment Rules 2014 has been issued, wherein provision has been made for regularization of screening test qualified and phase-I trained Officiating JTOs, by method of absorption under the 50% internal (departmental) quota. A true copy of the Junior Telecom Officer Recruitment Rules, 2014 dated

14.10.2015 along with the communication in that regard dated 15/10/15 issued by the BSNL Corporate Office is produced and marked as Annexure R1(f). As per Annexure R1(f) all the officiating JTOs as on date of issue of Recruitment Rules of JTO-Telecom, 2014 like the applicants who qualified in the JTO Screening test conducted in the year 2000 and successfully completed the phase-I training are entitled to be regularized, as per the scheme and method stated therein.

3. It is also submitted that Smt. Ambikadevi, the 64th applicant in OA 561/13 who had already been reverted to her substantive post of TTA as per the request of the official w.e.f. 20/3/15 is not covered by the above JTO RR 2014. Further 14 other applicants who have either retired/expired/regularized are also not covered by the above 2014 Recruitment Rules. A copy of the list of such Applicants who are not covered by the JTO Recruitment Rules, 2014 is produced herewith and marked as Annexure R1(g). All the remaining Applicants in the aforementioned OAs are covered by JTO RR 2014 and they will be regularized as per the relevant rules on the subject.”

3. In the light of the statement so filed, these two Original Applications are also closed. But without prejudice to the right of the applicants with regard to the residual claims and also without prejudice to the contentions that are/may have to be raised in the Original Applications filed by some of the applicants for retrospective regularization, fixation of pay etc. No costs.

(Dated this the 29th day of January 2016)



P.GOPINATH
ADMINISTRATIVE MEMBER

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N.K.BALAKRISHNAN
JUDICIAL MEMBER