

# Association of Radio & Television Engineering Employees



Post Box no. 422, New Delhi-110001

Recognized by Govt. Of India and Prasar Bharati as per CCS(RSA) Rules 1993

Affiliated to Union Network International, Geneva

Affiliated to Confederation of Central Govt. Employees and Workers (CCGEW)

[www.arteeindia.org](http://www.arteeindia.org)

Largest Employee Welfare Association of Electronic Media in India

Ref : .....ARTEE/P/83/07/2015

Date .....08:07:2015

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Offices

East Zone  
PO Box-2713  
Kolkata  
(W.B.)  
700001

N.E.Zone  
PO Box-83  
Guwahati  
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781001

North Zone  
P.O.Box-331  
New Delhi  
110001

South Zone  
P.O.Box-176  
Triplicane  
Chennai  
(TN)  
600005

West Zone  
PO Box  
-11228  
Mumbai  
(Maharashtra)  
400020

The Hon'ble Secretary (I&B),  
Ministry of I & B, 6<sup>th</sup> Floor, Shastri Bhawan,  
New Delhi – 110001



Subject : Submitting the webcopy of Verdict in CWJC-2797-2014 by Hon'ble High Court PATNA on the issue of ACP as per verdict of CAT PATNA in OA 514/2002 upheld by Hon'ble Supreme Court.

Respected Sir,

With regards, as we have been reiterating our stand of entitlement for ACP as per CAT Verdict PATNA upheld by Hon'ble Supreme Court and asking your high offices to expedite the implementation. It has been ratified by various court verdicts and the language of Hon'ble Judiciary is getting harsh in every verdict. Clearly Hon'ble Judiciary expressing their anguish and dismay over callous attitude of executive. We are reproducing a portion of verdict in CWJC 2797/2014 (web copy enclosed as Annexure I) :

***We are surprised at the conduct of the Doordarshan Authorities, One a statutory Scheme is framed, then whether a person asked for a benefit thereunder or not, it becomes a statutory duty of the Implementing Authority to give benefit to the employees or beneficiaries of the scheme. This is the command of law. No beneficiary has to go with a begging bowl to ask what he is rightfully entitled to. It is only upon the failure of the executive to perform its duty or when the executive disputes the entitlement, does that matter come to the tribunal, but that does not mean that unless the tribunal orders, the executive can hold its hand and sit back without implementing the scheme. The Attitude of Doordarshan appears that unless you get an order of the tribunal to give you benefit of ACP, we shall not examine nor give you the benefit. A preposterous situation and total abdication of power and authority.***

... contd.

o/c

The above language is enough to express the anguish of Hon'ble Judiciary on slow progress of implementation. **The Hon'ble Court has granted time of two months and after that Applicants are at liberty to file Contempt in Hon'ble High Court since there is that verdict by High Court Patna and not by CAT.**

The Member(P), Prasar Bharati has already expressed Prasar Bharati's commitment to implement all core issues passed by PB Board and asked funds from Hon'ble MIB through a DO Letter No.3/6/2015-LC Dated 16/06/2015 (**copy enclosed as Annexure II**)

This Association has also requested to provide funds for the same through our letter ARTEE/P/75/06/2015, 24.06.2015. (**copy enclosed as Annexure III**)

It is pertinent to mention that we all are Govt. Employees working in Prasar Bharati on deemed deputation and the expenditure on above issue belongs to Salary Head As per decision of Hon'ble GOM the salary portion of Employees joined upto 05/10/2007 is to be met by Grant in Aid from Govt. of India.

In the light of above it is one again requested to expedite the process of implementation at fast pace.

Thanking  
Yours faithfully,

  
Umesh Chandra,

President, ARTEE

0-9871765714

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Umesh Chandra

enclosed as above.

Cc for information to :

- [1]. Chief Executive Officer, Prasar Bharati, New Delhi
- [2]. DG(AIR), Akashwani Bhawan, New Delhi.
- [3]. Office Copy.

