

MINUTES OF CWC MEETING

Mathur Vaish Sabha Bhawan, Pachkuiya Chowk, AGRA

28.12.2016

The CWC Meeting of ARTEE held in Mathur Vaish Sabha Bhawan, Pachkuiya Chowk, Agra on 28.12.2016. The representatives from all over the country attended the meeting.

The meeting started with observing one minutes silence in remembrance and respect of Members who left us after previous CWC Meeting.

Agenda [1]. Welcome Address by President:

President welcomed the CWC Members and briefed house about Organizational and Cadre Based issues. He congratulated East Zone body for organizing three workshops Kurseong (West Bengal), Cuttack (Orissa) and Muzaffarpur (Bihar) in 2016. He praised local Organizers also.

He informed about Central Office's efforts about solving the issues. He assured that ARTEE is working on all issues like Tech(4K), Tech vs LA, ACP PATNA, 5400 GP for AEs, AE to ADE Promotions, SEA to AE Promotions, Helper ACP, Stopping of Recoveries, Merger issues, Cadre Review etc.

He informed the house that Civil Suits filed by Sh. Ashwani Dagar and Sh. Prokash Chakraborty in Patiala House District Court have been disposed and we have been asked to conduct elections under the observer appointed by Prasar Bharati as per DoPT Rules. We also intend to honor the verdict of the Hon'ble Court.

He appealed the Members to utilize their participation with meaningful and discussions on the burning issues.

Agenda [2]. Welcome address by General Secretary:

General Secretary welcomes the CWC Members in the city of TAJ and hoped that their stay will be comfortable and participation will be useful.

Agenda [3]. Financial Status by Treasurer:

As Treasurer had been expelled due to extreme Anti Association Activities and VP(TV) has been holding charge of Treasurer. He informed the house that expelled Treasurer refused to return the all bills, vouchers and Assets and in the absence of these papers it was a challenging task to prepare accounts but with lot of efforts the Accounts are prepared. We have changed the Auditor also.

VP(TV)/Treasurer informed that Refund of Taxes has not been claimed since last some years and the object of Organization is not correctly specified in PAN Card. Now it is being corrected from and return is being filed. As a result we expect a refund of around Rs. 78000/-.

VP(TV)/Treasurer and Gen. Secy. presented the Accounts before the house. House applauded the efforts and approved the Accounts.

Agenda [4]. Organizational Issues:

[a]. Anti Association Activities :

President briefed the house about the continuous and unabated Anti Association Activities by a section of People with the sole intention to de recognize and to harm the unity and integrity of the Organization. Despite repeated warnings and cautions such efforts abuses and violations are not being stopped.

House expressed its concern on the issues and expressed its displeasure. President informed that Chargesheet have been issued to Sh. Anilkumar S., Sh. Nemhas Ekka, Sh. Sameer Kumar Das and Sh. Manoj Kumar Gupta. Sh. Bhaskar Basu is issued show cause notice.

House also expressed the unhappiness on Passing Resolutions by some Units disowning present CWC. It was opined that it is beyond authority act by some Units. It happened first time in the history of the Association. Committee was also asked to look into the issue.

After the brief deliberation house decided to form a committee of Vice Presidents under the Chairmanship of Sh. R.K. Dwivedi, discuss these Anti Association Activities. If VP is not present his representative in the absence will be Member.

On the suggestion, house included Sh. Yashwant Tahasildar and Sh. Manas Dutta also in the Committee. Finally the committee consisted:

- [1]. Sh. Yogesh Kumar, VP(TV), Delhi
- [2]. Sh. Gajendra Sharma, VP(AIR). Delhi
- [3]. Sh. Yashwant Tahasildar, AGS (TV) WZ
- [4]. Sh. Manas Dutta, Member, DG Council, Doordarshan.
- [5]. Sh. R.K.Dwivedi, Editor (Filament) and Sr. Leader, Lucknow
- [6]. Sh. Deepak S. VP(West Zone),
- [7]. Sh. M.Seshagiri, VP(South Zone), Hyderabad
- [8]. Sh. Avijit Roy, AGS(AIR), East Zone, Kolkata (Representative of VP(EZ).
- [9]. Sh. Basant Lal Meena, AGS(TV), NZ., Jaipur, (Representative of VP(NZ).

All the papers and evidences were handed over to the committee. It was conveyed that if the committee wants it can call President also and If committee feels that the Charge sheet is issued wrongly it can suggest action against President also.

Committee conducted its meeting and called President to explain the charges and evidences. After two hours long meeting Committee gave its submission to the house and recommended Strong Action.

The committee found that the majority of charges are true. The committee recommended Strong action and penalty as per byelaws.

House discussed the entire issue in depth and President suggested that any harsh action like expulsion should not be taken. There is no doubt that the acts committed are

against the Unity and Integrity of the Association, these acts has weakened the bargaining strength of the Association.

He reminded that in 2006 six leaders were expelled and we should not repeat the same mistake. We should give an opportunity to these People to improve their conduct.

House applauded this gesture and after detailed discussion following action was proposed.

[I]. The Membership of charge sheeted Members Sh. Anilkumar S., Sh. Manoj Kumar Gupta, Sh. Sameer Kr. Das and Sh. Nemhas Ekka is suspended as per Clause 37 and their conduct is placed under observation.

[II]. Sh. Bhaskar Basu is to be issued a warning for his Anti Association Activities and his conduct is also placed under observation.

[III]. It is to be decided that Next CWC will review this decision and if the conduct is improved, CWC can revert the decision or can take any decision found deemed fit as per prevailing situation at that time.

[IV]. Since the conduct is placed under observation, the CWC delegated powers to Central Executive and in case any further violation or any further development, Central Executive may take any action deemed fit and that action will be treated as the action taken by the CWC. Such Action will also be placed before next CWC for ratification.

[V]. CWC also came to conclusion that the passing the Resolution against present CWC is by some Units is illegal and beyond Authority Act. It is an extreme Anti Association Activity as these Resolutions were submitted to the Authorities also which is totally against the Unity and integrity of the Association. Management could have taken advantage of such situation and could take any decision like withdrawing Recognition etc but the situation was saved by prompt and effective handling by Central Body. Such incidences should be curbed and for this action must be taken. After detailed discussion following decision were taken:

[V] (a). As per power conferred in clause 29 (vii) and (viii), it is proposed to dissolve the Unit bodies of AIR BH Delhi, AIR & DDK Thiruvananthapuram, AIR Sambhalpur, and DDK Patna. However Unit bodies are dissolved but it will have no impact on Member's rights. Member's rights will be fully protected. The elections of these Unit bodies will be conducted under the observation of State Secretaries and if due to any reasons it is not possible to conduct unit election, the further activities like Voting in Central elections will be conducted by State Secretaries.

If State Secretary is contesting in the Central Election, Elections in the Unit will be conducted by a Local RO appointed by State Secretary.

East Zone Body suggested that sine State Secretary of Bihar is posted outside of Patna the election of DDK Patna should be conducted under the supervision of the Observer of Eat Zone committee.

House unanimously approved all above decisions.

[b]. Court Cases filed by Sh. Prokash Chakraborty and Sh. Ashwani Dagar against the Association.

President informed that Hon'ble District Court has disposed both the cases with a direction to conduct election under the observer Appointed by Prasar Bharati as per DOPT Rules on 06/12/2016 and directed Prasar Bharati to appoint the observer.

The Copy of judgment is not received so far and after this action will be taken. House agreed to conduct election as per the verdict. After the appointment of the Observer elections will be conducted on completion of statutory norms.

[c]. Renewal of Registration and Approval of byelaws:

House expressed its satisfaction on Renewal of Registration under difficult circumstances despite pendency of two court cases.

House also appreciated the efforts by Sh. Jay Ram Singh, SEA , DDK Allahabad and President.

General Secy. informed the house that during same visit President submitted the byelaws approved by Prasar Bharati to Asstt. Registrar of Societies for approval. The Approval is pending. House desired that Approval must be obtained immediately and for this asked Sh. Jay Ram Singh to do extensive followup as this Approval is must for conducting the elections.

[d]. Preparation of Voter list for next Election:

General Secretary informed the house the work is on asked house to decide the cutoff date for Voting Right.

House after discussion decided that the cutoff date of 28th Feb 2017 will be cutoff date. If any Member whose subscription for the year 2016-17 is received upto this date will be entitled for the Voting Right.

[e]. Creation of Benevolent fund for ARTEE Members:

House discussed the creation of **Benevolent Fund** as passed by National Convention, Allahabad.

House resolved to implement it judiciously as this is a noble gesture for the welfare. President explained that in Clause 55 of byelaws this is explained in details.

President also explained that Central Executive taken a decision to disburse Rs. 10,000 from its own corpus to initiate this good decision to the dependents of the deceased in current fiscal year.

[f]. Golden Jubilee Year of ARTEE 2017:

President informed the house that 2017 will be Golden Jubilee year of ARTEE as it was founded in 1967 in Allahabad.

House applauded this and resolved to celebrate the Golden Jubilee Year with functions and workshops.

House also resolved to strengthen this Association which is the largest since its inception and reaffirm its resolve to keep the ARTEE Flag high. House expressed its resolve to cross every hurdle and challenge which come on the way of Work of Welfare of our Members.

[5]. Submission by Zonal Vice Presidents about Problems of Zones:

East Zone:

Sh. Avijit Roy, AGS(AIR) EZ explained the work done by East Zone Committee for the welfare of Members of East Zone.

He informed the house that EAST ZONE is the only Zone who organized three functions in Kuerseong, (West Bengal) on 5th Jan 2016), Cuttack, (Orissa) on 9th July 2016 and in Recently in Muzaffarpur (Bihar) on 18th Dec 2016. For this he praised the efforts by Sh. Maloy Kr. Das AGS(TV) and local Organizers.

House clapped and applauded these Successful Workshops.

North Zone:

Sh. Basant Lal Meena, AGS(TV) informed the house about the Activities of North Zone in the absence of Sh. L.R.Gupta, VP(NZ). He informed the house that NZ Body is keenly working to take up grievances of Members. He informed the on the initiative of North Body the Recovery of 3rd MACP of Sr. Technicians is stopped.

House praised the work.

South Zone:

Sh. M. Seshagiri, VP(SZ) explained before the house the work done by zonal body. He informed that he and Sh. Hari Krishnan Nair met Hon'ble Minister of I & B, DG(DD) and DG(AIR) and other dignitaries in Hyderabad, Banagaluru and other places to appraise the problems of Upgradation etc.

West Zone:

Sh. Deepak S. VP(WZ) informed the house that after the coming back of Sh. Yashwant Tahasildar and Sh. D.N.Nikam the Zonal body is working for Members with more determination and taking up issues of Members.

[6]. Cadre Based Issues:

[a]. Current scenario of ACP PATNA:

House discussed the issue. Sh. Ram Prakash Sharma, DG Council Member AIR conveyed his thanks to central body for funding of MA filed by him for seeking initiation of criminal proceedings. He informed that Notices are issued to Sh. Ajay Kumar KP, DDA who signed the speaking order. He also informed that Sh.N.K.Srivastava also filed a litigation for criminal proceedings in Motihari (Court) under section 340 A of Indian Panel Code.

President informed that we were ready to fund the Writ petition in Hon'ble High Court Delhi but Other Association assured this funding, in case other Association backs out, we are ready to fund this.

House Resolved to make full efforts for the issue.

[b]. Tech vs LA Pay Parity issue:

President informed that file was sent to DoEXP and some more information by them. We will make all efforts that the query of replied.

House expressed satisfaction on the progress of the issue and resolved to make all efforts that our Tech and Sr.Tech brothers may get this benefit as quickly as possible.

[c]. Tech (4k) for 4500-7000 Scale:

President explained the current scenario of the issue. There was confusion on two OAs which in which it is already implemented notionally. So a clarification is sought from Hon'ble Ministry of I & B.

House Resolved to do all efforts to get it with Consequential Benefits for all our Members.

[d]. EA/SEA and Tech/Sr.Tech Merger Issue:

House discussed the issue. It was informed that A proposal was sent to Hon'ble MIB for RR Amendments, which in turn asked to send a proposal for merging in 4600 Grade Pay as the earlier merger was Approved in 4200 G.P.

The proposal is being sent. Our efforts will be to send the proposal as quickly as possible.

A separate proposal was sent for Merging Tech and Sr. Tech also.

House Resolved to pursue the issue with full sincerity and get it done in a time bound manner.

[e]. Recovery due to 25.02.1999 upgradation:

President informed that ARTEE is working vigorously on the issue and as a Result, Department of Legal Affairs (DoLA) gave a very positive Advise. Now the Issue is sent to DoEXP with the reply of the query. We are taking help of BMS also to pursue the issue.

Meanwhile we obtained stay in OA 2479/2015 filed by ARTEE which saved existing staff also from recovery.

House Resolved to fight it out with full might and strength with all available options.

[f]. ACP to Helper:

House discussed the issue. It was ascertained that issue is totally dependent on the case of Rishi Raj and Ors. We have offered full help to them which they denied. ARTEE hired a very eminent Advocate Sh. Manish Bishnoi who also fought Tech vs LA Ashok Yadav

Case. It is also ascertained that ARTEE's Role in main case is limited and Applicants of Rishi Raj and Ors are taking date after date.

House also discussed the possibility to get it notionally and to explore the chances of getting one time exemption to all Helpers for promotion to Tech.

VP(WZ) Sh. Deepak S. suggested that NABM may be requested to conduct Training which is equal to ITI, DIPLOMA and DEGREE and after clearing that degree the candidate should be made eligible for the promotions. President welcomed the suggestion and assured that matter may be taken up with the Authorities.

House expressed its determination and Resolve to explore all options for the issue.

[g]. Cadre Review for Engg. Employees.

CR Proposal is pending in Prasar Bharati to get the Approval of Prasar Bharati Board. Meanwhile PB sought some more information from DG (AIR) Which is being sent to them.

House expressed its resolve to pursue the matter since it will solve many of our problems.

[h]. SEA to AE and AE to ADE Promotions:

AE to ADE: President informed the house the by the efforts of ARTEE an eligibility list for promotions to ADE is published. There are discrepancies and we have asked to our Members to represent. These representations will be taken up with Authorities. We are determined that these promotions which are around 350+ may take place as it will help in easing out the acute downward stagnation.

SEA to AE: President informed the house that that DG(AIR) has sent a proposal to conduct the examination for the vacancies of upto July 2012 which is the date when proposal for merger of EA and SEA was Approved. After this Examinations will be conducted as per the Amendments made for merging EA and SEA.

Some Members suggested that if examination is to be conducted as per existing Rules for vacancies upto July 2012 then the pending EA to SEA Promotions should also be done so that EAs who are due to become SEA may appear in Examination. President assured to take up issue with the Authorities since there is a merit in the suggestion.

[i]. Problems of PB Employees:

House discussed the issue and since now PB Employees are joining ARTEE so it is our responsibility to take up their issue. President informed that we are intended to file Court Case for PB EAs and Techs for the scale of Rs. 6500-10500 and for 4500-7000 respectively one these two issues are solved.

[j]. Grade Pay 5400 to AEs on completion of 4 years:

President informed that we have won the OA 3541/2016 and we are asked to submit the list. Sh. R.K.Dwivedi is preparing the list as per data sent by Members. President assured the house that list will be submitted soon and issue will be pursued vigorously after

words. House expressed satisfaction on the progress of the issue and resolved to pursue expeditiously.

[7]. Any other point with the permission of Chair:

(a). Formation of AIR and DD Employee Welfare Forum, (ADEWF) :

President informed the house that we are not part of NFADE as it has become controversial and also in the past it is observed that when we took part in NFADE Activities, the focus from our own issues shifts. House approved the decision.

He further informed that as Government is reviewing the functioning of Prasar Bharati and there are possibilities and to utilize these possibilities, a new common platform AIR and DD Employee Welfare Forum is formed and ARTEE will take active part in the Platform.

House Approved the formation and ARTEE's Participation in it.

(b). State Secretary Punjab mentioned a case of unfortunate death of a camera man in DDK Jalandhar (Punjab). In this case Employee did the contribution to send the dead body and other arrangement. He demanded that in such case all such arrangements should be done by Office on humanitarian ground. House agreed with the demand and President assured to raise this issue.

(c). House expressed its disappointment on no participation from North East Zone and expected that in future NEZ office bearers will be responsive towards the call of the Association and the to raise the concerns of ARTEE Members of NE Zone.

(d). Sh. Manjit Singh (Ex SS Punjab) suggested that on the lines of many other states the Member posted in Jalandhar should be allowed to contest State Secretary of Punjab and Chandigarh.

(e). Sh. Ashok Kumar, Sh. L.K.Choudhary and Sh. R.K.Tripathy, Active Members from Bihar also demanded that similarly Member posted in Muzaffarpur (Bihar) should be allowed to contest State Secretary of Bihar.

President assured that when Byelaws will be amended next time these suggestions will be taken into consideration.

With the permission of the chair.

Funding after March 2017 for AIR and DD.

House discussed the issue. President informed the house that he wrote a detailed letter addressed to Hon'ble Prime Minister. He also informed that our representation is forwarded to MIB by PMO.

As per information a cabinet note is likely to send by MIB. We are keeping a close watch.

House Resolved to monitor the development and to keep close watch on the situation.

House wholeheartedly thanked and expressed gratitude to Sh. O.P.Sikarwar, Sh. Ashok Kumar and Sh. Vikram Singh who made this CWC Meeting possible in such a short time. President also thanked CWC Members for their Active Participation.

At the end House unanimously expressed its full faith in the Central body under the leadership of President and Resolved to fight out negative and Anti Association forces with determination at the same time working for welfare of Members with keeping the spirit of Unity High.

Meeting ended with Slogans of ARTEE ZINDABAD and LONG LIVE ARTEE.

**Rajesh Kumar Gautam,
General Secretary.
(Officiating).**