

ASSOCIATION OF RADIO & TELEVISION ENGINEERING EMPLOYEES



Office : Room No. 134, Tower-B, Doordarshan Bhawan,
Copernicus Marg, Mandi House, New Delhi - 110001

Largest Employee Welfare Association of Electronic Media in India

Web Site : www.arteindia.org



Golden Jubilee Year

Regd. & Recognised by Govt. of India

RSA Re Verification in ProgressS

Ref. No. ARTEE/P/164/11/2017

Date..... 21/11/17

Madam Smriti Zubin Irani,
Hon'ble Minister of I&B,
Shastri Bhawan,
New Delhi-110001

Subject : Reminder to solve long pending issue of merge the post of EA with SEA in the scale Rs. 6500-10500 (G.P. of Rs. 4600 and Tech with Sr.Tech. for in the Scale of Rs. 5000-8000 (GP 4200) respectively.

Reference [1] : This Association's letter ARTEE/P/34/02/2016 Dated 02.02.2016

Reference [2] : This Association's letter ARTEE/P/124/11/2015 Dated 02.11.2015 Addressed to Joint Secy. (B-II), Hon'ble Ministry of I & B.

Reference [3] : This Association's letter to Merge Tech with Sr. Tech in the light of DG(AIR) Order dated 14/03/2014 and dated 12/5/17 granting re revised Pay Scale of Rs. 5000-8000 in Pay Parity with Lighting Assistants.

Respected Sir,

With regards this is in continuation of our previous letters as mentioned above on the subject stated above. There have some significant development on the issue which are given as below

As we are aware that All EA working in Scale of Rs. 5000-8000 have been placed in pre revised scale of Rs. 6500-10500 (Grade Pay Rs. 4600). So as on today there is no EA in placed in 5000-8000 scale.

Issue of Merger of EA and SEA

The issue of EA and SEA Merger started with Deptt. of Expenditure OM dated 13.11.2009 . As per this O.M. the staff working in the scale of Rs. 6500-10500 and Rs. 7450-11500 (if the scale exists in the deptt.) had to be merge and to be given Grade Pay 4600. (copy enclosed as Annexure I, PI. see last line Para 1).

On the persuasion of ARTEE this clause was executed and all incumbent EAs working in the scale Rs. 6500-10500 were granted GP 4600 at par with SEAs working in scale of Rs. 7450-11500. DG(AIR) and DG(DD) issued orders subsequently for this purpose. (Copy enclosed as Annexure III, IV & V).

All Engineering Assistants Working in Grade Pay Rs. 4200 (Pre revised Scale Rs. 6500-10500) Granted Grade Pay Rs. 4600 (Pre Revised Rs. 7450-11500) as per DOE OM dated 13.11.2009 and MACP is granted accordingly.

Unfortunately in 2012 deptt. tried to misinterpret this in such a way to down grade all EAs and SEAs in Grade Pay 4200 and placing extra Amount in Personal Pay in the Designation Jr.Engr. When we came to know we expressed our strong Resentment through sending E-Mails to Hon'ble Minister of I & B and Our CEO, Prasar Bharati.

Prasar Bharati
21/11/17

Now since the Engg. Asstts. working in pre revised scale of Rs. 5000-8000 (G.P 4200) have been granted pre revised scale of Rs. 6500-10500 (Grade Pay 4600) so Merger of EAs and SEAs is possible in Grade Pay Rs. 4600 only.

So we again request you to merge the twin cadres of EA and SEA in Grade Pay 4600 and take urgent steps for this.

Issue of Merger of Tech and Sr. Tech

Request to Merge Tech with Sr.Tech in the light of DG(AIR) Order dated 14/03/2014 and dated 12/5/17 for granting pay parity to Technicians with Lighting Assistants w.e.f 01/01/1996.

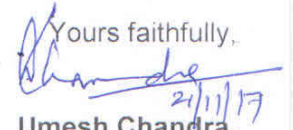
DG(AIR) has issued order no. 8/8/2006-SIV(A)/Part-I/107 Dated 11th March 2014 (copy enclosed) to grant pay parity to **Technicians/Sr. Technicians** the scale of Rs. 425-700 from 01-07-1983 to 31.12.1985 and the scale of Rs. 1400-2300 from 01.01.1986 to 31.12.1995.

Later DG(AIR) issued order dated 12/5/17 for **granting pay parity to Technicians with Lighting Assistants w.e.f 01/01/1996.**

It is pertinent to mention that DG(AIR) has already approved merger of Tech/Sr.Tech in 5000-8000 scale i.e. Grade pay 4200.

Henceforth we requested to issue instructions to take urgent steps to merge the post of Technicians and Sr. Technicians in the scale of Rs. 5000-8000 i.e. Grade Pay 4200.

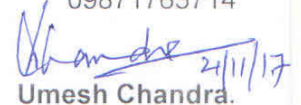
We request to take immediate action as the issues are pending since quite long time.

Yours faithfully,


Umesh Chandra,
President, ARTEE
09871765714

Enclosed as above :

Office Copy


Umesh Chandra.

Reminder and Request to solve long pending issues of EA-SEA and Tech-Sr.Tech Mergers

Umesh C Sharma <umsharma01@gmail.com>

1:57 PM (0
minutes ago)

to mib.inb, Bimal, ceo.pbi, LAL

Hon'ble Madam,

With warm regards this is to request you to settle the long pending issues of Merger of Twin cadres of EA/SEA and Tech/Sr.Tech. This issues are pending since last 7 years.

We request your high office to issue instructions to solve these two issues in a time bound manner.

Regards.

Umesh Chandra,
President, A.R.T.E.E.
+919871765714
www.arteeindia.org
Unity is Strength
6 Attachments

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
Largest Employee Welfare Association of Electronic Media in India

Affiliated to Bhartiye Majdoor Sangh (B.M.S.)
Affiliated to Union Network International, Geneva
www.arteeindia.org

Ref : ARTEE/P/58/03/2016

Date 07.03.16

The Director General,
All India Radio,
[Kind Attention : Sh. Ajay Kumar KP, DDA(E)]
Akashwani Bhawan,
New Delhi-110001

Subject : [1]. Reminder to settle issue of EA and SEA Merger in the light of implementation of grant of scale Rs. 6500-10500 (G.P. of Rs. 4600) for EAs working in the Scale of Rs. 5000-8000 as per OA 4012/2014 filed by ARTEE.

Reference : This Association's letter ARTEE/P/34/02/2016 Dated 02.02.2016

This Association's letter ARTEE/P/124/11/2015 Dated 02.11.2015 Addressed to Joint Secy. (B-II), Hon'ble Ministry of I & B.

[2]. Request to Merge Tech with Sr.Tech in the light of DG(AIR) Order dated 14/03/2014 and recent court verdicts for grant of Notional Fixation from 1983-1995 to Technicians.

Respected Sir,

With regards this is in continuation of our previous letters as mentioned above on the subject stated above. There have some significant development on the issue which are given as below :

Orders to grant scale of Rs. 6500-10500 (Grade Pay Rs. 4600) to for all EA(5K) who are Members of ARTEE as per OA 4012/2014 filed by ARTEE by DG(AIR) after the approval of Hon'ble Ministry of I & B in concurrence of Nodal Ministries like DoLA, DoLA and DoEXP etc.(copy of order enclosed as Annexure II).

So all EAs working in the pre revised scale of Rs. 5000-8000 are not granted pre revised scales of Rs. 6500-10500 with all consequential benefits.

Issue of Merger of EA and SEA

The issue of EA and SEA Merger started with Deptt. of Expenditure OM dated 13.11.2009 . As per this O.M. the staff working in the scale of Rs. 6500-10500 and Rs. 7450-11500 (if the scale exists in the deptt.) had to be merge and to be given Grade Pay 4600. (copy enclosed as Annexure I, Pl. see last line Para 1).

On the persuasion of ARTEE this clause was executed and all incumbent EAs working in the scale Rs. 6500-10500 were granted GP 4600 at par with SEAs working in scale of Rs. 7450-11500. DG(AIR) and DG(DD) issued orders subsequently for this purpose. (Copy enclosed as Annexure III,IV & V).

All Engineering Assistants Working in Grade Pay Rs. 4200 (Pre revised Scale Rs. 6500-10500) Granted Grade Pay Rs. 4600 (Pre Revised Rs. 7450-11500) as per DOE OM dated 13.11.2009 and MACP is granted accordingly.

..... Contd.

Unfortunately in 2012 deptt. tried to misinterpret this in such a way to down grade all EAs and SEAs in Grade Pay 4200 and placing extra Amount in Personal Pay in the Designation Jr.Engr. When we came to know we expressed our strong Resentment through sending E-Mails to Hon'ble Minister of I & B and Our CEO, Prasar Bharati.

Now since the Engg. Asstts. working in pre revised scale of Rs. 5000-8000 (G.P 4200) have been granted pre revised scale of Rs. 6500-10500 (Grade Pay 4600) so Merger of EAs and SEAs is possible in Grade Pay Rs. 4600 only.

Deptt. is facing acute shortage of Assistant Engineers as SEA to AEs examination is not being conducted since last six years and as per a rough estimate around 500+ vacancies are laying vacant.

Issue of Merger of Tech and Sr. Tech

Request to Merge Tech with Sr.Tech in the light of DG(AIR) Order dated 14/03/2014 for grant of Notional Fixation from 1983-1995 to Technicians :

DG(AIR) has issued order no. 8/8/2006-SIV(A)/Part-I/107 Dated 11th March 2014 (copy enclosed) to grant pay parity to Technicians/Sr. Technicians the scale of Rs. 425-700 from 01-07-1983 to 31.12.1985 and the scale of Rs. 1400-2300 from 01.01.1986 to 31.12.1995.

It is pertinent to mention that the Pay Parity which was granted by Hon'ble Supreme Court verdict and restored by DG(AIR) as per order dated 11/03/2014 and mentioned above was disturbed again as Lighting Assistants were granted the scale of Rs. 5000-8000 w.e.f 01/01/996 with all consequential benefits.

From 01.01.1996 Technicians are working in the scale of Rs. 4500-7000 and as recent verdict in OA 1861/2014 by Sh. Ashok Yadav & Ors and OA 4424/2014 by ARTEE for its Members to grant Pay Parity with Lighting Assistants in the scale of Rs. 5000-8000.

It is clear that DG(AIR) has itself accepted that w.e.f. 01-07-1983 Tech and Sr. Tech post stands merged since both the posts are granted same scale.

It is requested to merge the post of Technicians and Sr. Technicians in the scale of Rs. 5000-8000.

We request to take immediate action as the issues are pending since quite long time.

Yours faithfully,



Umesh Chandra,
President, ARTEE
09871765714


Umesh Chandra.

Enclosed as above :

Office Copy

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
Largest Employee Welfare Association of Electronic Media in India

Affiliated to Bhartiye Majdoor Sangh (B.M.S.)

Affiliated to Union Network International, Geneva

www.arteeindia.org

Ref: ..ARTEE/P/34/02/2016

Date 02.02.16

The Director General,

All India Radio,

[Kind Attention : Sh. Ajay Kumar KP, DDA(E)] →
Akashwani Bhawan,
New Delhi-110001

Subject : Request to settle issue of EA and SEA Merger in the light of implementation of grant of scale Rs. 6500-10500 (G.P. of Rs. 4600) for EAs working in the Scale of Rs. 5000-8000 as per OA 4012/2014 filed by ARTEE.

Respected Sir,

With regards this is in continuation of our previous letters as mentioned above on the subject stated above. There have some significant development on the issue which are given as below This Association has also wrote a letter to Hon'ble Ministry of I & B (Sh. Puneet Kansal, JS-BII) :

Current Scenario

- (1). Hon'ble Ministry of I & B has issued orders to grant scale of Rs. 6500-10500 (Grade Pay Rs. 4600) to for all EA(5K) who are Members of ARTEE as per OA 4012/2014 filed by ARTEE.
- (2). DG(AIR) has also issued subsequent orders. (Enclosed as Annexure II).

So all the EAs who were working in pre revised scale of Rs. 5000-8000 are now granted pre revised scale of Rs. 6500-10500.

Issue of Merger of EA and SEA

The issue of EA and SEA Merger started with Deptt. of Expenditure OM dated 13.11.2009 . As per this O.M. the staff working in the scale of Rs. 6500-10500 and Rs. 7450-11500 (if the scale exists in the deptt.) had to be merge and to be given Grade Pay 4600. (copy enclosed as Annexure I, PI. see last line Para 1).

On the persuasion of ARTEE this clause was executed and all incumbent EAs working in the scale Rs. 6500-10500 were granted GP 4600 at par with SEAs working in scale of Rs. 7450-11500. DG(AIR) and DG(DD) issued orders subsequently for this purpose. (Copy enclosed as Annexure III,IV & V).

All Engineering Assistants Working in Grade Pay Rs. 4200 (Pre revised Scale Rs. 6500-10500) Granted Grade Pay Rs. 4600 (Pre Revised Rs. 7450-11500) as per DOE OM dated 13.11.2009 and MACP is granted accordingly.

OA 2940/2010 Praveen Kumar and Others

In 2010 when SEA to AE Exam was declared Praveen Kumar and eight others Eight EAs approached Principle Bench CAT Delhi through OA 2940/2010n with the prayer to allow them to appear in SEA to AE Exam as their G.P. is also 4600. CAT gave them interim Relief. And asked Deptt. To Amend RRs accordingly.

..... Contd.

ajp
2/2 O/c

Unfortunately in 2012 deptt. tried to misinterpret this in such a way to down grade all EAs and SEAs in Grade Pay 4200 and placing extra Amount in Personal Pay in the Designation Jr.Engr. When we came to know we expressed our strong Resentment through sending E-Mails to Hon'ble Minister of I & B and Our CEO, Prasar Bharati.

Now since the Engg. Asstts. Working in pre revised scale of Rs. 5000-8000 (G.P 4200) have been granted pre revised scale of Rs. 6500-10500 (Grade Pay 4600) so Merger of EAs and SEAs is possible in Grade Pay Rs. 4600 only.

Deptt. is facing acute shortage of Assistant Engineers as SEA to AEs examination is not being conducted since last six years and as per a rough estimate around 400+ vacancies are laying vacant.

Applicability of Amendments in RRs :

It is also very disappointing that some segments in Management are misinterpreting that Deptt. Examination for the Post of AEs can not be conducted without the Merger of EAs and SEAs.

Sir I want to mention that it is established by so many rulings of various courts that Any Amendment in Recruitment Rules can not be retrospective and it has to be implemented from the date Amendment takes place. Some of the court Rulings are mentioned below :

COURT RULINGS ABOUT IMPLEMENTATION OF AMENDMENT IN RRs PROSPECTIVELY

On 28.9.1983 KPSC invited applications for recruitment of Motor vehicle Inspectors (MVI). The KPSC commenced the holding of interview in august. 1984 but the process of selection got delayed due to some litigation and stay orders granted by the Karnatak hight Court (KHC). Finally the selection was completed by 2nd june,1987 and result declared on 22.06.1987.The selected candidates were also given intimation of their selection .

In the meanwhile the state GOVT.amended the RR, by NOTIFICATON dated 4th may 1987, omitting the qualification of Dip. In Mech. Engg. For for the MVIs. Consequent to this amendment ,the Holder of Dip. in Automobile engg. Became exclusively eligibly for the post of MVI and the holder of Dip. In Mech. Engg. ceased to be eligible for selection and appointment to the said post.

Thereupon ,some of unsuccessful candidates preferred application befor KAT for quashing the select List on the ground that after the amendment of rule in 1987 no person holding Dip. In Mech.Engg. was qualified for appointment to the said post and hence fresh selection should be made in accordance with the amended rules. The KAT allowed the application and quashed the Advt.issues for the post on 28.9.1983 as well as the select list and directed the KPSC to make fresh selection in accordance the with the amended rules.

The matter came up before the SC in appeal ,and also means of of WP filed under Atr.32 by some of the selected candidates. Hon'ble Supreme Court set aside the order of the KAT and held "that the amending rule of 1987 did not contain any express provision giving the amendment retrospective effect nor there was anything therein showing the necessary intendment for enforcing the rule with retrospective effect."

There was also laid down by the Hon'ble Supreme Court earlier in *Y.V.Rangaiah case (AIR 1983 SC 852)* and *A.A. Calton case (AIR 1983 11453)*. the selection had validly been made in accordance with the unamended rule. (*P.Mahendra v.State of karnataka, AIR 1990 SC 405 Recruitment Rules cannot be amended retrospectively so as to affect or impair the vested rights employees*

It was so held in *T.R. kapur V. State of Haryana,AIR 1987 SC 415)* and *M.T.Puttalingappa V state of Karnataka,1996 AIR SCW 3127.*

However,a circular clarificatory in nature does not amount to amendment of the rules (*O.P.Lather v.Sathish kumar kakkar,(C.A. Nos.1012-1013 of 2001)* decided by Hon'ble Supreme Court on 2.2.2001 **Amendmend to RR- vacancies which occurred prior to the amended rules would be governed by old Rules and not by Amended rules**

“ Y.V. Rangaiah v. J.sreenivasa Rao, AIR 1983 SC 852”

“ Bevin Katti v. KPSC , AIR 1983 SCR 239”

“ Ramehs kumar Choudha V. State of M.P.91996) 7 SCALE 619”

It is very much clear that the vacancies are to be filled by the Rule of that year which vacancies belongs to. In such case that vacancies of previous years since that exam is not conducted are to be filled up with existing Rule. It is pertinent to mention that so many of Asstt. Engrs. are laying vacant due to not conducting the examination. It is highly unjustifiable and injustice with the aspirants waiting to appear in Examination and Exam is not being conducted since last three years.

Henceforth in the light of above mentioned facts It is requested that :

[1]. EA and SEA should be merged in Grade Pay Rs. 4600 in the light of DOPT OM Dated 13/11/2009 and subsequent orders issued by MIB and DG(AIR).

[2]. The Examination should be conducted immediately for vacancies of previous years after 2009 as the Amendments in RR shall be applicable prospectively.

[3]. The 25% Seniority cum fitness quota should be filled immediately subjected to fixing the seniority as per examination results later.

We request to take immediate action as the issue is pending since last six years and people are facing hardships due to this and department is also suffering from acute shortage of Assistant Engineers.

Thanking You,

Yours faithfully,


Umesh Chandra,

President, ARTEE

09871765714

umsharma01@gmail.com



Umesh Chandra.

Enclosed as above :

Office Copy



ASSOCIATION OF RADIO & TV ENGG. EMPLOYEES (A.R.T.E.E.)

(Largest Employee Welfare Organization of Akashwani & Doordarshan)
Affiliated to Bhartiye Majdoor Sangh, (BMS)
Affiliated to Union Network International, Geneva

ARTEE/P/124/11/2015

02.11.2015

The Hon'ble Secretary I & B,

[Kind Attention : Sh. Puneet Kansal, Joint Secy (B-II)
6th Floor, Shastri Bhawan,
New Delhi-110001



Subject : Request to settle issue of EA and SEA Merger in the light of implementation of grant of scale Rs. 6500-10500 (G.P. of Rs. 4600) for EAs working in the Scale of Rs. 5000-8000 as per OA 4012/2014 filed by ARTEE.

Respected Sir,

With regards this is in continuation of our previous letters as mentioned above on the subject stated above. There have some significant development on the issue which are given as below :

Current Scenario

(1). **Hon'ble Ministry of I & B has issued orders to grant scale of Rs. 6500-10500 (Grade Pay Rs. 4600) to for all EA(5K) who are Members of ARTEE as per OA 4012/2014 filed by ARTEE.**

(2). **DG(AIR) has also subsequent order. (Enclosed as Annexure II).**

So all the EAs who were working in pre revised scale of Rs. 5000-8000 are now granted pre revised scale of Rs. 6500-10500.

Issue of Merger of EA and SEA

The issue of EA and SEA Merger started with Deptt. of Expenditure OM dated 13.11.2009 . As per this O M. the staff working in the scale of Rs. 6500-10500 and Rs. 7450-11500 (if the scale exists in the deptt.) had to be merge and to be given Grade Pay 4600. (copy enclosed as Annexure I, Pl. see last line Para 1).

On the persuasion of ARTEE this clause was executed and all incumbent EAs working in the scale Rs. 6500-10500 were granted GP 4600 at par with SEAs working in scale of Rs. 7450-11500. DG(AIR) and DG(DD) issued orders subsequently for this purpose. (Copy enclosed as Annexure III,IV & V).

All Engineering Assistants Working in Grade Pay Rs. 4200 (Pre revised Scale Rs. 6500-10500) Granted Grade Pay Rs. 4600 (Pre Revised Rs. 7450-11500) as per DOE OM dated 13.11.2009 and MACP is granted accordingly.

OA 2940/2010 Praveen Kumar and Others

In 2010 when SEA to AE Exam was declared Praveen Kumar and eight others Eight EAs approached Principle Bench CAT Delhi through OA 2940/2010n with the prayer to allow them to appear in SEA to AE Exam as their G.P. is also 4600. CAT gave them interim Relief. And asked Deptt. To Amend RRs accordingly.

Unfortunately in 2012 negative elements in the deptt. tried to misinterpret this in such a way to down grade all EAs and SEAs in Grade Pay 4200 and placing extra Amount in Personal Pay in the Designation Jr.Engr. When we came to know we expressed our strong Resentment through sending E-Mails to Hon'ble Minister of I & B and Our CEO, Prasar Bharati.

o/c

.... Contd.

This resulted in jamming of Email boxes President was called by Prasar Bharati and a Meeting was held in the Chamber of the than Member(P) Sh. V.A.M. Hussain, in the presence of Sh. R.Venketeshwarulu, Sr.G.M.(P) at that time. President explained the losses to employees if MIB/PB proposal is implemented. Member(P) and Sr.G.M.(P) has agreed to review it and to send a fresh proposal to M.I.B.

Now since the Engg. Asstts. Working in pre revised scale of Rs. 5000-8000 (G.P 4200) have been granted pre revised scale of Rs. 6500-10500 (Grade Pay 4600) so Merger of EAs and SEAs is possible in Grade Pay Rs. 4600 only.

Deptt. is facing acute shortage of Assistant Engineers as SEA to AEs examination is not being conducted since last six years and as per a rough estimate around 400+ vacancies are laying vacant.

We request to take immediate action as the issue is pending since last six years and people are facing recoveries also due to this.

Yours faithfully,

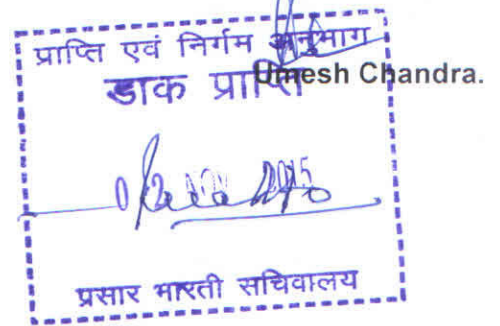
Umesh Chandra
02/11/15

Umesh Chandra,
President, ARTEE
09871765714

Enclosed as above :

Cc for information to :

- [1]. The Chief Executive Officer, Prasar Bharati, New Delhi-110001
- [2]. DG, All India Radio, New Delhi
- [3]. Office Copy



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

Largest Employee Welfare Association of Electronic Media in India
ARTEE/P/276/08/2014

Date 25.08.2014

Ref :

Zonal
Offices

The Hon'ble Secretary I & B,
6th Floor, Shastri Bhawan,
New Delhi-110001



Subject : Request to settle long pending issue of Merger of EA and SEA in G.P. 4600 as per Court Verdict in OA 2940/2010, Praveen Kumar and Others, CAT DELHI.

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

Respected Sir,

With regards this is to bring in your kind information some facts about long pending issue of Merger of EA and SEAs.

Granting Grade Pay Rs. 4600 (Pre Revised Rs. 7450-11500) to Engg. Asstts. for Working in Grade Pay Rs. 4200 (Pre revised Scale Rs. 6500-10500)

N.E.Zone
PO Box-83
Guwahati
(Assam)
781001

The issue of EA and SEA Merger started with Deptt. of Expenditure OM dated 13.11.2009. As per this O.M. the staff working in the scale of Rs. 6500-10500 and Rs. 7450-11500 (if the scale exists in the deptt.) had to be merge and to be given Grade Pay 4600. (copy enclosed as Annexure I, PL. see last line Para 1).

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

On the persuasion of ARTEE this clause was executed and all incumbent EAs working in the scale Rs. 6500-10500 were granted GP 4600 at par with SEAs working in scale of Rs. 7450-11500. DG(AIR) and DG(DD) issued orders subsequently for this purpose. (Copy enclosed as Annexure II & III).

All Engineering Assistants Working in Grade Pay Rs. 4200 (Pre revised Scale Rs. 6500-10500) Granted Grade Pay Rs. 4600 (Pre Revised Rs. 7450-11500) as per DOE OM dated 13.11.2009.

OA 2940/2010 Praveen Kumar and Others

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

in 2010 when SEA to AE Exam was declared Praveen Kumar and eight others Eight EA approached Principle Bench CAT Delhi through OA 2940/2010n with the prayer to allow them to appear in SEA to AE Exam as their G.P. is also 4600. CAT gave them interim Relief. And asked Deptt. To Amend RRs accordingly.

West Zone
PO Box
-11228
Mumbai
(Maharashtra)

o/c
27/8/2014

Unfortunately in 2012 negative elements in the deptt. tried to misinterpret this in such a way to down grade all EAs and SEAs in Grade Pay 4200 and placing extra Amount in Personal Pay in the Designation Jr.Engr. When we came to know we expressed our strong Resentment through sending E-Mails to Hon'ble Minister of I & B and Our CEO, Prasar Bharati. This resulted in jamming of Email boxes President was called by Prasar Bharati and a Meeting was held in the Chamber of Member(P) (Now Principle Advisor) in the presence of Sh. R.Venketeshwarulu, Sr.G.M.(P) at that time. President explained the losses to employees if MIB/PB proposal is implemented. Member(P) and Sr.G.M.(P) has agreed to review it and to send a fresh proposal to M.I.B.

Prasar Bharati sent a new proposal dated A-10/66/2010-PPC 15th March 2013 (copy enclosed) and as per option 3 C of this proposal which is reproduced below

MIB to issue orders in respect of incumbents who are in receipt of upgraded pay scales as per order dated 25/02/1999, that there scale of pay along with grade pay of Rs. 4600 will be protected on personal basis to them and they will continue to be in the scale of 9400-34800 4600 Grade Pay personal to them for all purposes as was done in the case of Sound Recordists.

In the same proposal clause 4 clearly says ***"It is however requested that order to protect scale and Grade Pay has to be issued first to remove any apprehension in the minds of employees"***. (Copy enclosed as Annexure IVI)

In his article "Recent Initiatives" our respected CEO also assured to grant protection to Incumbent EA and SEA. (Clause 3 IV). (Copy enclosed as Annexure V).

Ministry of I & B wrote to DG(AIR) to calculate Financial Implications of Granting Protection to Incumbent EAs and SEAs in Grade Pay Rs. 4600.

As per note of Ministry of I & B Diary no. F 122/06-BA(E) dt. 12/12/06 clarified that the upgradation of the pay scale as per Executive Order 25/2/1999 was in continuation of the recommendation made by 5th Pay Commission. These recommendation were made after consultation with DOPT and Ministry of Finance.

The Committee formed for framing Recruitment Rules for Merged post of EA and SEA under the chairmanship of DG(AIR) has also recommended the merger in Grade Pay 4600.

SCALES OF SR.ENGINEERING ASSISTANTS

Sr.Engg. Asstts which has been higher post and having higher scale corresponds to various Pay Commissions has been brought at par with Engg. Asstts in Grade Pay Rs. 4600 as per Deptt. of Expenditure OM Dated 13.11.2009.

So SEA is a higher Cadre working in Grade Pay 4600 and can not be merged in lower Grade Pay i.e. 4200 as per DOPT Rules.

Grant of Scale Rs. 6500-10500 to Engg. Asstts. recruited after 25/02/1999 and working in Grade Pay Rs. 4200 (Pre revised scale Rs 5000-8000)

The Cause of Grant of Scale Rs. 6500-10500 to Engg. Asstts. recruited after 25/02/1999 and working in Grade Pay Rs. 4200 (Pre revised scale Rs 5000-8000) is being fought and decided to finality. In Contempt proceedings Hon'ble Ministry has informed Hon'ble CAT Delhi that Law Ministry already given their consent for implementation of GP 4600(pre revised scale 6500-10500) to the applicants of the OAs. Accordingly its establish that there will be no Engg Asstt in the GP 4200 after implementation of court verdict. So Merger of EA and SEA is not possible in Grade Pay Rs. 4200.

Solution about EA and SEA Merger


It is pertinent to mention that in OA 2940/2010, Praveen Kumar & Others, EAs in the Grade Pay of Rs. 4600 approached Court of Law with the prayer to allow them to appear in SEA to AE Examination. Hon'ble Court accepted the Prayer and asked Deptt to Amend the Recruitment Rules. So as per the Court verdict EA and SEA working in Grade Pay 4600 (Incumbent EA and SEAs) should be done in new Designation Broadcast Assistant and Recruitment Rules should be framed. It is also worthy to mention SEA is already working in Grade Pay 4600 as per 6th CPC and as per DOPT the merger of Higher post can not be done in lower cadre.

Scale of Incumbent Sound Recordist with whom EA is having historic Pay Parity, on the basis of which these scales were granted is still protected (Copy enclosed).

So we request you to settle the issue by merging incumbent EAs and SEAs working in Grade Pay 4600 in New Designation like Broadcast Engg.Asstt. and Amend RRs accordingly.

The issue is very sensitive and it has serious implications as DA, HRA, Increment, Conveyance, All eligibility criteria of LTC, Tours TA/DA, Medical treatment, ACP/MACP, Pension, 7th Pay Commission benefits shall be reduced for around 15000 employees of 20 cadres shall effected by this and in past Mgmt. and Associations have reached on the brink of Agitations.

Yours faithfully,


Rajesh Kr. Gautam
Addl.Gen.Secy.,ARTEE
09810387105

Enclosed as above :

- Cc for information to
- [1]. The Chief Executive Officer, Prasar Bharati, New Delhi-110001
 - [2]. DG, All India Radio, New Delhi
 - [3]. Office Copy
- DK 26/81*


Rajesh Kr. Gautam