

ARTEE's View Point on Smt. Syamali Biswas Case

At the very outset we congratulate Smt. Syamali Biswas, SEA (Rtd) and Ex ARTEEian for her brave and relentless fights against injustice.

As you are aware, The WPC 2034/2017 and WPC 11639/2017 came up for hearing on 12.11.2018.

Few points we want to make clear which are evident from the order of hearing of the above cases in Hon'ble High Court Delhi.

(1). There was no discussion at all on the vital issue of 25.02.1999 Upgradation and ignoring EA to SEA promotion for the grant of MACP. So both these crucial issues will be decided in the further hearings. We wish that these issues also will be decided in favor of Employees.

(2). Only the interim order in WPC 2024/2017, which stayed the implementation of verdict of learned tribunal in OA 1117/2015 by Smt. Syamali Biswas is modified to the extent that her dues of Rs. 6,90,104/- to be paid with 9% interest to Smt. Syamali Biswas in two weeks as the issue is squarely covered under the Supreme Court verdict in Rafiq Masih Case. It is a welcome development.

(3). The benefit of the Court order in this Case will be directly extended only to Smt. Syamali Biswas, as she is the only Applicant. Case filed by ARTEE OA 2479/2015 is clubbed with this case and any verdict in Smt. Syamali Biswas case will be implemented for all ARTEE Members since the OA 2479/2015 filed by our Association also disposed of in terms of the judgment of the Tribunal in Smt. Syamali Biswas case (OA No.1118/2015) dated 31.03.2016 and the same is subject to the orders passed in Writ Petition No.2034/2017. We shall soon file a Writ for generalizing this Court order for us after obtaining legal advice

(4). A section of people trying to spread confusion that we have not supported Smt. Syamali Biswas. We want to make it clear that she filed the case in CAT without our knowledge and we ourselves offered all kind of support to her including fielding Sr. Advocate for the case. We are always ready for any support if she require.

We once again congratulate Smt. Syamali Biswas as the good work should always be appreciated. We also wish her good health and fortune.

[Click here for the verdict dated 12.11.18 in W.P. \(C.\) No. 11639/2017](#)

[Click here for the interim Court Order dated 11.04.17 in W.P. \(C.\) No. 2034/2017](#)

[Click here for Delhi CAT Order dated 01.12.2017 in OA 2479/2015 filed by ARTEE](#)

[Click here for Delhi CAT Order dated 31.03.16 in OA 1117/2015 by Smt. Syamali Biswas](#)

Central Office