

Congratulations, No Re fixation Reported this month, Re fixation/downgradation for July 18 thwarted by the well thought Strategy of ARTEE

ARTEE Central Office congratulate dedicated ARTEEians, that due to the well thought and well devised timely implemented strategy, no Re fixation Reported for the month of July'18, Re fixation/downgradation thwarted.

We all know that the OA 2479/15 was allowed by Learned Tribunal on 01/12/17. We would like to mention that in this OA was filed in 2015 and an Absolute Stay was obtained on 08/9/2014 Order by Hon'ble MIB. It was due to this stay that all were saved from Downgradation for 3 years. Unfortunately this OA was clubbed with Shaymali Biswas Case which is pending in Hon'ble High Court Delhi and being handled by some self styled leaders.

After the disposal of our OA 2479/15 the Absolute Stay was removed and taking advantage of removal of absolute stay, Hon'ble MIB issued 31/1/18 order. PB issued order to DG(AIR) to comply this on 06/4/18. We approached H'ble High Court and high Court asked us to approach CAT since 31/1/18 order is a fresh cause of action, till then protection was provided.

But before we file OA in CAT, DG(AIR) released the 26/6/18 order. After the release of 26/6/18 Order by DG(AIR), 27th and 28th , we were sitting with our Advocate and a Contempt Petition in OA 2479/15 was prepared since in our case Department is neither implementing the order nor challenging it in Hon'ble High Court but issuing negative orders one after another.

The contempt was listed on 29/6/18. After hearing Ld. Judge Ordered the Respondents "not to take any coercive action" and to file Reply upto 2/08/18. This Order is for all. This was the fastest possible action by ARTEE that Stay was obtained on 29/06/18 on an order released on 26/6/18.

30th / 01st were Saturday and Sunday and we got copy of Order on 02/07/18. Same day copies of Contempt Petition with the order were got received by hand to all Respondents i.e. Secretary, I&B, CEO, PB, DG(AIR), PAO, DoPT. We uploaded format of a covering letter and asked our representatives to submit the copy of CAT order to their Station head with a clear Clause that in case of any effort of Downgradation/Refixation, we shall make him as contemnor in our contempt 371/18 in OA 2479/15.

Some of the station head refused to receive it due to lack of Recognition, there we asked our People to submit it individually and to send a copy of order to Station Head through speed post.

It has created much required ample pressure and the efforts of Re fixation stopped throughout the country were stopped. We were continuously monitoring the developments. In third week two stations were reported doing Re fixation, we immediately managed it to stop. Purposefully we can not disclose that name of Stations and method that how we got it stopped.

On the other hand, we have come through big claims of some people that they have stopped the Re fixation.

We all know that Salary is prepared in third week and it is uploaded on PFMS system in either 3rd or 4th Week. The time these people submitted their Order the Salary was already prepared. Their Order had no effect on July Salary at all. It was only and only ARTEE order which has created pressure and stopped the Re fixation well on time.

Another important thing their Order is of maintaining Status Quo (Yatha Stithi), it means that If Re fixation would have been done it could have been very difficult to reverse that due to their order. Another thing, they are claiming to do a big wise thing by making CCA, DoPT and DoLA as Party. In that also they followed our footsteps. In Our OA 2479/15, we already made PAO, I&B and DoPT as Respondents. DoLA is not there since DoLA Advise came in 2016. DoLA advise is also came by rigorous persuasion and efforts of ARTEE.

So it was ARTEE all the way and we congratulate, all ARTEEians for a united show of strength in stopping the implementation of derogatory order 26/06/18.

Long Live ARTEE

Central Office