

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



ARTEE/PB/02/07/2021

Regd. & Recognised by Govt. of India

Ref. No. ....

Date 03.08.2021

To,  
Sh. Shashi S. Vempati  
The Chief Executive Officer  
Prasar Bharati Secretariat  
Prasar Bharati House, Copernicus Marg,  
New Delhi - 110001.



**Sub:** Pension Case of Sh. B.L. Rawal, AE, HPT Jodhpur, Rajasthan - Letter by PAO, Doordarshan, Delhi No. PAO/DD-ND/PEN/BLR/2021-22/617-18 Dated 25-06-2021- Reg.

Respected Sir,

Most respectfully, your kind attention is invited to the order issued by PAO, Doordarshan Delhi reducing the pay of Shri B.L. Rawal AE, HPTV Jodhpur, Rajasthan and to make things worse, the PAO is also affecting recovery too vide letter dated 25.06.2021. Sh. Rawal has already represented against this very disappointing and negative letter which is in violation of various judicial pronouncements and departmental orders. [Letters Copy Attached as Annexure 1]. *Page No. 3-5*

It is informed that Shri B.L. Rawal was granted 1<sup>st</sup> and 2<sup>nd</sup> MACP in Grade pay of Rs. 4800 and Rs. 5400 respectively on 01-09-2008. He was not granted 3<sup>rd</sup> MACP even after completing 34 years of service.

Further, 6<sup>th</sup> CPC recommended the merger of the pay scales of Rs. 6500-10500 and Rs. 7450-11500 the Grade Pay of Rs. 4600 w.e.f. 1.1.2006 which was implemented vide Do-EXP Order dated 13/11/2009 [Copy Attached as Annexure 2]. *Page No. 6-7*

PAO, New Delhi vide order dated 25.06.2021 has offset first MACP against promotion from Engineering Assistant to Senior Engineering Assistant which carry the same grade pay after the Do-EXP Order dated 13/11/2009, which is in violation of the guidelines issued by DOPT. As per DOPT guideline dated 19-05-2009 (Annexure-1 Clause 5), promotions earned in the past to those grades which now carry the same grade pay due to up gradations of posts recommended by the Sixth Pay Commission shall be ignored for the purpose of granting up gradations under Modified ACPS. [Copy Attached as Annexure 3]. *Page No. 8-16*

ARTEE had filed C.P. No. 371/2018, against the order dated 26-06-2018 of DG AIR in which, the Hon'ble CAT, Delhi had directed vide order dated 29.06.2018 that the respondents shall



not take any further coercive steps against the petitioners. This order is still in force as on date. [Copy Attached as Annexure 4].

**The aforesaid order of PAO, Delhi is also in contravention to the Ministry of I&B order dated 15-06-2020 and the Prasar Bharati order dated 14-07-2020 to stop re-fixation and recovery from the retiring employees. [Copy Attached as Annexure 5].**

Further, it is in contravention to the Prasar Bharati Speaking Order dated 03.06.2016 directing PAOs to desist from re-fixing the pay of employees of AIR & DD. As per the same order, it was clearly instructed not to make any recovery from the pay or pensionary benefits without specific instructions from the concerned administrative authorities of AIR & DD. [Copy Attached as Annexure 6].

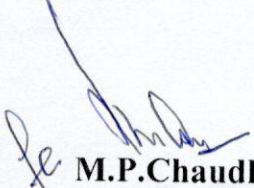
As you are aware, recovery from retiring or due to retire employee is against the directions of the Honorable Apex Court in State of Punjab & Others Vs Rafiq Masih (White washer) in Appeal NO. 11527 of 2014 [Copy Attached as Annexure 7]. DOPT had summarized these directions in its OM Dated 02-03-2016. [Copy Attached as Annexure 8].

We also seek your kind attention to the Hon'ble Delhi High Court's order in WP (C) No.11639/2017, Smt. Syamali Biswas Vs. D.G., All India Radio & Others which was based on the Honorable Apex Court judgment in Rafiq Masih case. **The High Court has held that no recovery can be made from the retired employee and further directed the Department to release the due amount with 9% interest. As per this order, DG AIR had to return the entire amount recovered from Ms Syamali Biswas with 9% interest.** [Copy Attached as Annexure 9].

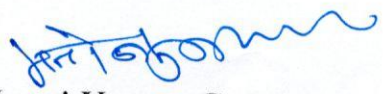
In view of the above, it is earnestly requested to your high office to direct PAO Doordarshan, Delhi to issue pension papers in respect of Shri B.L. Rawal AE, HPTV Jodhpur, Rajasthan without any recovery and reduction of pay. Since Shri B.L. Rawal AE, HPTV Jodhpur, Rajasthan has retired on 31 July 2021, therefore, your kind and urgent intervention is solicited.

Thanking you & with sincere regards,

Yours faithfully,

  
**M.P. Chaudhari**  
President, ARTEE  
Secretary, ARTEE  
9415759575

arteepresident2020@gmail.com

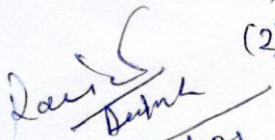
  
**Manoj Kumar Gupta**  
General

9868344894

arteeindia@gmail.com

CC:- 1) ~~IAAG~~ (B&A)

(2) DDG (B&A) Shri C K Jain

  
Ravi S. Deshpande  
4/8/2021

Received.  
o/o DDG (B&A)  
Marked  
4/8/2021

0/C