

# Association of Radio & Television Engineering Employees

Post Box No. 422, New Delhi - 110 001

Regd. & Recognised by Govt. of India  
(Affiliated to U.N.I. Geneva)

Largest Employees Association of Electronic Media in India



www.arteeindia.org

Ref. ARTEE/GS/M(P)/PBB/2011/05

Dated. 03/05/2011

Sh. V. Shiva Kumar  
Member (Personnel)  
Prasar Bharati  
New Delhi

*3/5*

**Sub:** Request for Correction of Pay scales of Diesel Engine Drivers as per the AIR manual and to grant MACP to them as per the corrections.

- Ref:**
1. Meeting of ARTEE with your goodself on 19/1/2011;
  2. Meeting of representatives of DED along with ARTEE office bearers in November 2010
  3. Verdict dated 22/3/2011 by Hon'ble CAT Ernakulam in OA No.234 of 2011
  4. Oral Order dated 10/8/2004 of Hon'ble High Court Ahmedabad
  5. Verdict dated 31.12.2003 in OA No.791 & dated 05.09.2000 in OA No.722 of Hon'ble CAT Ahmedabad.
  6. Various representations from our members and this Association

Sir,

With due regards I request your kind attention to the following few points:

1. As per the AIR Manual which defines the Recruitment Rules and Service Conditions of the employees working in All India Radio & Doordarshan, the pay scale of Diesel Engine Driver is Rs. 330-8-370-10-400-EB-10- 480 as per the recommendations 3<sup>rd</sup> Pay commission and Rs.1200-30-1440-EB-30-1800 as per the recommendations of 4<sup>th</sup> Pay Commission. *Copy of AIR Manual attached as Annexure - I.*
2. Some stations like AIR Rajkot followed the AIR manual in letter and spirit and appoint DED with the pay scale as per AIR manual which is again revised as Rs.4000 – 6000 after the recommendations of 5<sup>th</sup> CPC, But some stations appointed with the pay scale of Rs.950 – 1500. - *Copies of fixation - Annexure II & III*
3. In various orders the department has been mentioning the pay scale of Rs.950 – 1500 to this cadre.
4. AIR Rajkot, vide its order dated 06.09.1999 made efforts to withdraw the pay scales of DED and revise it to Rs. 950- 1500
5. Hon'ble CAT, Ahmedabad, in its verdict dated 05.09.2000 quashed the above said order and directed the CE, WZ and Sg Engineer, AIR Rajkot to issue an appropriate order only after issuing a show cause notice and its examination. *Copy of verdict- Annexure IV*
6. When AIR Rajkot started the process to revise the pay scales to Rs. 950 – 1500 and issued orders for the recovery of the amount already paid to its employees, the Diesel Engine Drivers of AIR Rajkot once again approached Hon'ble CAT Ahmedabad vide OA No. 791 of 2000.
7. Hon'ble CAT Ahmedabad, in its verdict dated 31.12.2003 quashed & sat aside the order of recovery and directed to refund the recovery made, if any.
8. While challenging the verdict of Hon'ble CAT in the Hon'ble High Court of Ahmedabad, the DG:AIR & the SD, AIR Rajkot demanded to stay implementation & execution of the order of Hon'ble CAT, till final disposal of the case.
9. Hon'ble High Court Ahmedabad, in its order dated 10/8/2004 directed department that " there shall not be recovery of the excess amount paid to the respondents and re-fixation of the against the pay scale shall be as per the directions of the Tribunal". Copy attached. Case is till pending for a final decision. - *Annexure V*

## Zonal Offices

East Zone  
Post Box No-2713  
Kolkata (WB)  
PIN-700001

North Zone  
Post Box No-331  
New Delhi  
PIN-110001

North-East Zone  
Post Box No-83  
Guwahati (Assam)  
PIN-781001

South Zone  
Post Box No-176  
Triplicane, Chennai (TN)  
PIN-600005

West Zone  
Post Box No-11228  
Mumbai (MS)  
PIN-400020

10. O/o DG:AIR replied on 13/5/2010 in RTI application that the Pay scale of Diesel Engine Driver as per the recommendations of 4<sup>th</sup> Central Pay Commission is Rs. 1200 – 1800. *Copy attached as Annexure VI*
11. The Diesel Engine Drivers of various stations like AIR Calicut, HPT, AIR Kingsway Delhi, AIR Ratnagiri, AIR Hyderabad etc have been repeatedly requesting the department to extend justice to them by granting the Pay scale of Rs. 1200 – 1800 (as per 4<sup>th</sup> CPC) as assured in the AIR Manual.  
*- Copies of some representations attached as Annexure VII*
12. Due to the ignorance of the department to the repeated requests, Shri. Subhekshanan, Diesel Engineer Driver of AIR Calicut approached Hon'ble CAT Ernakulam, vide OA No.234 of 2011 seeking the pay scales as assured in the AIR Manual.
13. Hon'ble CAT Ernakulam vide its verdict dated 22.03.2011 directed the department to consider the applications and pass appropriate orders within a period of two months from the date of receipt of the order.  
- *Copy of the verdict attached as Annexure VIII*  
- *Copies applications dated 30/3/1995, 10/11/1993, 02/06/2010 & 10/02/2011 as Annexure – IX,X,XI & XII*
14. Your goodself was kind enough to extent a sympathetic approach on the pay scales and ACP/MACP of Diesel Engine Drivers, whenever we approached you, including the meeting with representatives of Diesel Engine Drivers on 23<sup>rd</sup> December 2010, along with the representatives of ARTEE.
15. It may kindly be noted that as per the data available with the department, the total sanctioned posts in Diesel Engine Driver is 131 (One hundred and thirty one) only and 71 Nos of posts are lying vacant.
16. It may kindly be noted that the department has already declared the cadre of Diesel Engine Driver as a Dying cadre. Accordingly no recruitments taking place in cadre for more than last 10 years.

**Under the circumstances, mentioned above, I request your good self to kindly advise the O/o DG:AIR to take immediate steps for the implementation of the verdicts of various courts, including the Hon'ble CAT Ernakulam and to extend the pay scales as envisaged in the AIR manual to the Diesel Engine Drivers of AIR & DD. Accordingly the Pay scale of Diesel Engine Driver may be implemented as Rs. 1200–1800 (as per 4<sup>th</sup> CPC),Rs.4000 - 6000( as per 5<sup>th</sup> CPC) & PB 2 with GP of Rs.2400/- (as per 6<sup>th</sup> CPC).**

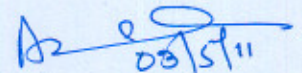
Further it may also be noted that as per the order for granting ACP, the benefit should be granted as per the pay scale of the promotional cadre if they are eligible for regular promotion. Since the post of Diesel Engine Driver is the feeder cadre for Diesel Technician, the DED are eligible for the pay scale of Diesel Technician as the 1<sup>st</sup> pay upgradation under ACP scheme. More over the order issued by Ministry of I&B, dated 25.2.1999 ensures that the departmental candidates on promotion will be granted the revised (mentioned as upgraded in the order) scales of the promotional cadre.

**With this back ground I request your good self to kindly advise the O/o DG:AIR to grant the pay scale of Diesel Technician as 1<sup>st</sup> upgradation under ACP Scheme and further upgradations as per rules under ACP/ MACP scheme.**

**I am confident that your personal intervention will make the difference**

Thanking you,

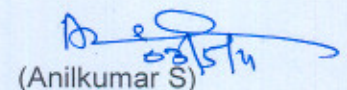
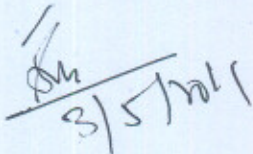
Sincerely Yours



(Anilkumar S)  
General Secretary  
Ph: 9818759192

Copy for kind information to:

1. Shri. L.D. Mondloi, Director General, All India Radio, Akashvani Bhawan, New Delhi



(Anilkumar S)

o/c