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आकाशवाणी एवं दूरदर्शन तकनीकी कर्मचारी संघ A.I.R. & D.D. Technical Employees Association

(भारत सरकार द्वारा पंजीकृत एवम् मान्यता प्राप्त)
(Registered and Recognised by Govt. of India)

No. 2298/63

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Ref. No.: ADTEA/2018/067

Date: 03.12.2018

To,
Shri. Amit Khare (IAS),
Secretary to the Govt. of India,
Ministry of Information & Broadcasting,
Shastri Bhawan, New delhi-110001



Subject: Request to amend the Gazette Notification of 1972 of Class-1 and Class-2 Engineering Posts (amended in 1982 and 1985 also) for Senior Engineering Assistants, as per the Prasar Bharti Amendment act 2012.

Respected Sir,

We most humbly request to His Excellency Hon'ble President of India, to exercise the power conferred by provision of article 309 of the Constitution of India, for the following Amendment in the Recruitment Rules 1972 of Class-1 and Class-2 Engineering Posts, for Senior Engineering Assistants who are working in Prasar Bharti as Central Govt. Employee on deemed deputation :-

Revision of scale of Senior Engineering Assistants in The Gazette of India-

Scale of Senior Engineering Assistant should be revised to Rs. 2000-3275 (in IVth CPC); Rs. 6500-200-10500 (in Vth CPC) ; Rs. 9300-34800, G.P.RS 4600, PB-2 (in VIth CPC) due to following reasons.

- That is, Govt. revised the pay scale of Engineering Assistant to Rs. 2000-32000 through MIB order No. 310/15/93-B(D) dated 15.05.1995, at par with Sound Recordist after the Hon'ble Apex Court order dated 25.11.1994, upheld the CAT, Madras Judgement passed in O.A. No. 654/89 dated 29.6.90. (Copy of MIB order as Annexure 01)
- That is, The pay scale of SEA has been revised on 10.06.2002 by the MIB order No. 310/50/99-B(D)/BA(E), as per the verdict dated 07.12.2001 by Hon'ble Apex Court in the SLP No. CC 5902-5908/2001 (upheld the Hon'ble CAT Bangalore order in OA 22/99), to Rs. 2000-3275 from 01.01.1986 and up to 31.12.1995.

(Copy of MIB order as Annexure-2)

Anil Gupta
03/12/18

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A (2)

- c. That is, as per 4th CPC, pay scale granted to EA was 2000-3200 (through Hon'ble CAT Madras), SEA was 2000-3275 (through Hon'ble CAT Bangalore), and AE was 2000-3500. The 5th CPC recommended the single pay scale of Rs. 6500-10500 (S-12) after the rationalisation of the two scales i.e. 2000-3200 & 2000-3500. Needless to say, the pay scale of Rs. 2000-3275 (generated for SEA after the Hon'ble Bangalore CAT judgement) being the scale in between, should also be merged with these scales.

The above development of Senior Engineering Assistants, clearly states that the scale of Senior Engineering Assistant should be revised to Rs. 2000-3275 (in IVth CPC); Rs. 6500-200-10500 (in Vth CPC) ; Rs. 9300-34800, G.P.RS 4600, PB-2 (in VIth CPC) in The Gazette of India.

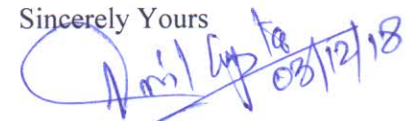
Though a court's verdict has to be implemented *suo motu* in case of all similarly situated employees without forcing every one of them to approach courts of law for the same relief, the Ministry of I&B has always been trifling with the judgments if it belonged to subordinate engineering employees. On the contrary, the Ministry has been implementing the CAT judgments in individual cases to all of the officers and to all the cadres if it belonged to Class A officers, also amended the RRs through Gazette Notification in 2013 for group 'A' posts, without filing any review application or challenging in higher courts.

Hence, a similar action is humbly requested in Senior Engineering Assistant cadre, pending from long time, for the amendment in Gazette notification of 1972 of Class-1 and Class-2 Engineering Posts, for Senior Engineering Assistants for the above entry i.e. **revision of scale of Senior Engineering Assistants in The Gazette of India**, as explained.

Thanking you sir.

Encls.: (02) as stated above.

Sincerely Yours

 08/12/18

(Anil Kumar Gupta)

General Secretary

Ph. 9695976376

Annexure (1)

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No. 310/15/93-B(D)
Government of India
Ministry of Information and Broadcasting

New Delhi, the 15th May, 1995

To
Director General,
All India Radio,
NEW DELHI.

Director General,
Doordarshan,
NEW DELHI.

SUBJECT:- Revision of pay scale in respect of
Engineering Assistant of AIR and
Doordarshan in pursuance of Supreme Court
orders dated 25.11.1994.

Sir,

I am directed to say that in pursuance of the
(Hon'ble) Judgement of the/supreme Court in Civil Appeal Nos. _____ /94
dated 25.11.94 upholding the CAT, Madras judgement
passed on O.A. No. 654/89 dated 29.6.90, the President
is pleased to revise the pay scale for the post of
Engineering Assistant as follows:

<u>Name of the post</u>	<u>Revised Scale of pay (in ₹)</u>	<u>Effective from</u>
Engineering Assistant	550-900	1.1.1978
- do -	2000-3200	1.1.1986

2. The officers who held and are holding above mentioned grades during the respective period are entitled to the benefit of arrears of pay as a result of this revision and refixation with effect from the dates as mentioned in the para (1) above.

3. This issues with the concurrence of Integrated Finance Branch of the Ministry vide their U.O. No.791/95-Fin-1 dated 15.5.1995.

Yours faithfully,



(SHYAMALIMA BANERJEE)
UNDER SECRETARY TO THE GOVT. OF INDIA
Tel: 38 79 30

Contd...p..2/-

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Annexure (2)

No.310/50/99-B(D)/BA(E)
Government. of India
Ministry of Information and Broadcasting
NEW DELHI

Dated : 10.06.2002

To
Chief Executive Officer,
Prasar Bharati
(Broadcasting Corpn. Of India)
New Delhi

Subject : Revision of pay scale of the post of Senior Engineering Assistant of Prasar Bharati.

* * * *

Sir,

I am directed to say that in pursuance to the orders dated 7.12.2001 passed by the Hon'ble Supreme Court in the SLP No.CC 5902-5908/2001 (from the judgement and order dated 14.02.2001 in the Writ Petition No.28528/00 etc. of the Hon'ble High Court of Karnataka at Bangalore) upholding the judgement dated 16.2.2000 of the Hon'ble Central Administrative Tribunal's Bangalore Bench passed in OA No.22/99 in the matter of Shri N. Rangaiah and others V/s Union of India and others and also in OA No.983/98 in the matter of Ms. Sasikala Selvaraju and others V/s Union of India and others, the President is pleased to revise the pay scale for the post of Senior Engineering Assistant of Prasar Bharati to Rs.550-930 with effect from 1.1.1978 and to Rs.2000-3275 with effect from 1.1.1986 and upto 31.12.1995.

2. The officers who held the post of Senior Engineering Assistant during the period from 1.1.1978 to 31.12.1995 are entitled to the benefits of arrears of pay as a result of this upgradation and refixation of their pay in the revised pay scale, as per relevant rules for this period.

3. This issues with the concurrence of the Integrated Finance Branch of the Ministry of I&B vide their u.o. Note No... 486/2002-Fin.I dated 7.6.2002.

Yours faithfully,


(P.K. MITTAL)

UNDER SECRETARY TO THE GOVT. OF INDIA
TELE: 3384406