

**BHARAT SANCHAR NIGAM LTD.**  
(A Govt. of India Enterprise)  
**PENSION SECTION**  
Bharat Sanchar Bhawan,  
Janpath, New Delhi-1.

**Circular No. 16**

No. 40-20/2010- Pen (B)

Dated: 04-10-2011

To

All Heads of Telecom Circles/Telecom District/  
Other Administration Offices/  
Telecom Stores/ Telecom Factories.  
Bharat Sanchar Nigam Ltd.,

- Sub:-(1) Retirement benefits in respect of Government service to persons dismissed/removed from service after absorption in BSNL.  
(2) Pension cut cases in respect of absorbed/Retired employees.

Sir,

It has come to notice that dismissal/removal from service orders in respect of the absorbed employees of BSNL are being issued by the SSA/Circles without taking approval of the Administrative Ministry. As per Para 24 (c) of Rule 37-A of CCS (Pension) Rule 1972 which is reproduced below approval of administrative Ministry is required to be taken before dismissed/removal of absorbed employees:-

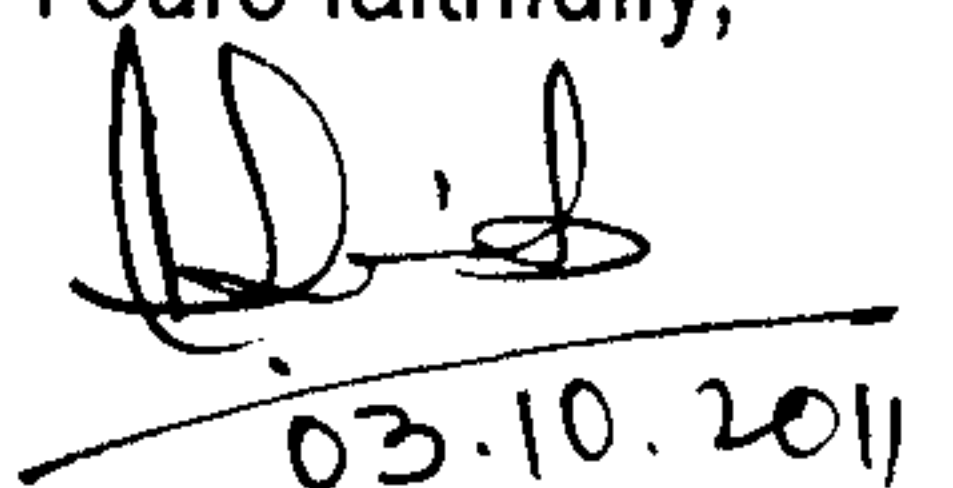
**"the dismissal or removal from service of the Public Sector Undertaking or Autonomous Body of any employee after his absorption in such undertaking or body for any subsequent misconduct for the service rendered under the Government and in the event of his dismissal or removal or retrenchment, the decisions of the undertaking or body shall be subject to confirmation by the Ministry Administratively concerned with the undertaking or body".**

2. It is therefore requested that it may kindly be ensured by the disciplinary authority/appointing authority that before issuance of dismissal/removal orders, approval of DOT, Ministry of Communications & IT is invariably taken in each and every case. Such cases shall be routed through CVO, BSNL to DOT, MOC&IT.

3. Further, it has been decided that pension cut cases in respect of retired BSNL absorbed employees shall be decided by the DoT, Ministry of Communications & IT. In this regard, cases have been referred by the o/o CVO, BSNL to Estt. Branch, BSNL CO for supply of necessary information as per enclosed format in respect of absorbed retired employees. All concerned circles are, therefore requested to ensure that the requisite information is sent within one week to Estt. Branch for its onward transmission to CVO, BSNL so that these pensions cut cases may be decided expeditiously.

Encl: As above.

Yours faithfully,

  
03.10.2011

(A. Sinha)

Asstt. General Manager (Pension)

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**Check List for Pension cut cases referred to DoT for under Rule 61(4)(1) of BSNL CDA Rule**

Sl. No	Item	Details	Remarks
1.	Name of the Charged Officer (CO)		
2.	Date of Birth		
3.	Date of Joining the Govt service		
4.	Date of joining the BSNL		
5.	Details of CO at the time of incidence of charge:		
	(i) Designation		
	(i) Place of Posting		
	(ii) Period of Charge		
6.	Details of the CO at the time of retirement:		
	(i) Designation		
	(ii) Place of Posting		
	(iii) Grade & Pay Scale		
	(iv) Date of Superannuation		
	(v) Period of Suspension & date of last review, if any		
7.	Charges in Brief		
8.	Name of the dealing section in DoT		
9.	Whether DoT Vigilance was consulted earlier, if yes, when?		
	DoT's previous advice in brief		
10.	Whether CVC were consulted for their first stage advice and when		
	CVC's First Stage Advice in brief		
11.	If CVC were consulted for second stage advice, if so, their advice in brief		
	Whether CVC's advice has been accepted by Disciplinary Authority		
12.	Details of conviction/ in progress criminal cases, if any		
13.	Whether any CAT/Court case is involved. If so, brief thereof		
14.	Any direction issued by CAT/Court on the case, details thereof		
15.	BSNL's Recommendation for Penalty :		
	(i) Nature & amount of the proposed pension cut		
	(i) Due amount of Pension of the employee for his service in Govt ie. upto the date of his absorption		
	(ii) Amount of admissible Combined Pension without penalty		
	(iii) Amount of Pension after imposition of proposed penalty		
	(iv) Does the proposed cut in pension effect the pension for service rendered under govt.		

**Signature of AGM level officer of BSNL CO**