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BHARAT PENSIONERS' SAMAJ

(All India Federation of Pensioners' Associations)
(Registered No. 2023 of 1962-63)

Member International Federation on Ageing, Montreal (Canada)

2/13-A - LGF Backside, Jangpura - 'A', New Delhi - 110 014

Mobile : 09868488199 | Telephone : 011-24376642

E-mail : bharatpensioner@gmail.com | Website : www.bharatpensioner.org

Correspondence Address : 410-A/411-A, Swaminarayan Avenue, Near A.E.C. Over Bridge, 132 ft. Ring Road, Naranpura, Ahmedabad - 380013.
Ph. : (O) 079-27476566 | (M) +91 98790 90682 | E-mail : didimistry@gmail.com | Web : www.bdpa.in

No:BPS/BDPA-I/CAT/E-INCMT/2026

Dated 18th June, 2026

To:

Shri Ashutosh Gupta,

Chief General Manager, BSNL,

Gujarat Telecom Circle,

7th Floor, Telephone Bhavan,

Ellis Bridge Ahmedabad. 380006

REMINDER

COURT MATTER.

Sub: **A request to implement CAT Ahmedabad verdict in O.A. No.348/2017 dated 05.03.2026.**

Ref: Our letter No: BPS/BDPA-I/CAT/E-INCMT/2026 Dated 12.05.2026.

Respected Sir,

1. We enclose here with a copy of of our letter No: BPS/BDPA-I/CAT/E-INCMT/2026 Dated 12.05.2026, which was containing all required details.
2. We are addressing this letter to you as we have been informed by that office of the PGMTD has sought for your advice to implement the said judgment.
3. Since more than one month is passed to our letter and also the time limit given by he CAT Ahmedabad is nearing, we request you kindly instruct the office of the PGMTD AHMEDABAD to implement and save the pensioner from approaching the CAT Ahmedabad with CONTEMPT application.
4. It is needless to say that similar issue have been settled as mentioned in this letter by the Ernakulum, Chandigarh as cited the judgment. Extracts below:

4. Further, by following the aforesaid order passed by the CAT Ernakulam Bench, the CAT Chandigarh Bench in an identical case in MA No.060/00583/2017 in OA No.060/00079/2017 vide order dated 24.01.2018 directed the respondents to grant the benefit of one increment, prior to one year of their retirement to the applicants therein and the same cannot be withdrawn or annulled and as such, the one extra increment should be treated as part and parcel for calculation of pensionary benefits. In case, if the applicants are not paid the pension amount reckoning the increment so granted, the same shall be revised and paid deducting the actual amount paid within stipulated time limit.

10. At the outset, it is required to state that issue involved in the present case in respect of grant of one extra increment in BRC Grade-III one year prior to retirement is now not in *res integra*. It can be seen that the CAT Ernakulam Bench in OA No.91/2011 vide order dated 15.03.2012 have categorically held as noted hereinabove. The same has been followed by CAT- Chandigarh Bench and subsequently followed by CAT Madras Bench in OA No.2018/2017 vide order dated 17.2.2017. It suffices to state that the decision of the DoT dated 04.11.2011 (Annexure R/1) which has been referred to by the CAT Ernakulam to justify their stand to deny the claim of the applicant therein and after considering the same, CAT Ernakulam Bench passed the order as referred hereinabove. In absence of any material contrary to it, we have no hesitation to accept the submission of the learned counsel for the applicants.



5. We reproduce herewith the operative portion of the judgment for ready reference and implement the same within prescribed time limit as as to save them from fiscal expenditure from their hard earned pension for contempt petition.

4. Further, by following the aforesaid order passed by the CAT Ernakulam Bench, the CAT Chandigarh Bench in an identical case in MA No.060/00583/2017 in OA No.060/00079/2017 vide order dated 24.01.2018 directed the respondents to grant the benefit of one increment, prior to one year of their retirement to the applicants therein and the same cannot be withdrawn or annulled and as such, the one extra increment should be treated as part and parcel for calculation of pensionary benefits. In case, if the applicants are not paid the pension amount reckoning the increment so granted, the same shall be revised and paid deducting the actual amount paid within stipulated time limit.

We therefore request you kindly give your approval and ensure the justice to the pensioners who are struggling since long for their legitimate demand.

With regards,

Yours Sincerely,



(D.D.MISTRY)

Secretary BSNL/PSU

Encl: as stated.

Copy to:

(1) The Pr. G.M.T.D. Ahmedabad (2) The CMD BSNL New Delhi (3) SG BPS New Delhi