



**PROGRAMME STAFF ASSOCIATION
OF
ALL INDIA RADIO & DOORDARSHAN
(Recognised Association)**

भारतीय डाक



India Post

SP SANSAD MARG HO <110001>
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From:DASHRATH . NO

Wt:30grams.

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14.03.2017

SP SANSAD MARG HO <110001>

ED673696036 IN

Counter No:7.OP-Code:SHUB
To:SECRETARY.

NEW DELHI. PIN:110001

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भारतीय डाक



India Post

No: PSA/OC/5/UPSC/2017/03

To,
The Hon'ble Chairman,
Union Public Service Commission,
Dholpur House, Shahjahan Road,
New Delhi.

Sub: Long pending JTS DPCs in the IBPS cadre of AIR & DD.

Ref: PB CAT Delhi directions on 19.05.2005, 04.11.2015 and 01.03.2017 Contempt Petition
No.39/2004 (MA.No.774/2017)

Respected Sir,

We wish to thank UPSC for having finally convened the review DPC for the years 1990 – 93 in the JTS cadre of IBPS in August 2016. The review DPC had been delayed for more than 12 years due to a variety of reasons including a maze of litigations. Lack of clarity on the DPC convening Authority and insufficient documents due to superannuation of several persons in the eligibility list. By the time the review DPC for the years 1990 – 93 got over in August 2016, only around 20 officers among the original list of 270 promotees were in service. Due to severe stagnation in Programme cadres, more than 97% of the Group-A posts in IBPS are lying vacant because of which the overall revenue and audience share of AIR and DD has shrunk to a very low level. This is primarily due to lack of proper supervisory staff in the Group-A level to take care of the core activity in AIR and DD all over the country i.e Programme Administration.

A. In the context of the above issues, we submit an extract of some of the observation by the Hon'ble CAT Delhi in the Contempt petition filed by us for convening the long pending DPCs in IBPS.

" 3. As regards the other categories of the employees are concerned, Counsel for respondents submits that since applicants counsel under other categories have not completed the ACRs. So it is not possible to complete their record for convening DPC meeting. However, as per this plea is concerned, this plea cannot be sustained because if

PROGRAMME STAFF ASSOCIATION OF ALL INDIA RADIO & DOORDARSHAN

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a particular ACR is not available then the department can proceed with the DPC as per instructions of the DOPT in case of non-availability of particular ACRs".

(CAT Principle Bench Direction dated 21.08.2003 in CP.No.55/2003 of OA.No.243/2002)

B. Later the Hon'ble CAT once again issued the following direction in the same contempt case,

".....In our view whereas Respondent No.2 had complied with our directions, we do not appreciate the conduct of UPSC in bringing up several other points through their letter dated 18.05.2005. It has been stated by learned proxy counsel for UPSC that if the meeting between the representatives of the Ministry of Information & Broadcasting and UPSC is directed to be held all these points shall be resolved and DPC conducted without further loss of time. UPSC has taken a long period of more than a month since 21.04.2005 and now brought up additional points stated in their letter dated 18.05.2005"

(CAT Principle Bench Direction dated 19.05.2005 in CP.No.39/2004 of OA.No.243/2002)

C. Again the Hon'ble CAT issued the following direction in the same contempt case to resolve the deadlock between Prasar Bharti, Ministry and UPSC,

"10. Having regard to the aforesaid position, in our considered opinion, the following directions are required to be issued so that the fruit of the order dated 29.01.2002 passed in OA.No.243/2002 can be enjoyed by the applicants,

- i) The UPSC shall conduct the DPC for the purpose of consideration of the persons for promotion to the posts of JTS till 31.03.2000.
- ii) The Prasar Bharti shall conduct such DPC for the purpose of promotion to the post of JTS after 01.04.2000.
- iii) The aforesaid DPC by UPSC as well as Prasar Bharti shall be held within three months from today. Consequential orders would be passed granting all consequential benefits to the persons deserve to be promoted. The entire exercise including passing consequential orders shall be carried out within four months from today"

(CAT Principle Bench Direction dated 04.11.2015 in CP.No.39/2004 of OA.No.243/2002)

D. Finally the Hon'ble CAT New Delhi has passed the beow extracted direction on 01.03.2017 in the same Contempt Petition (CP.No.39/2004, MA.No774/2017).


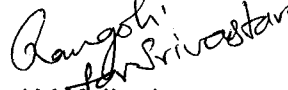

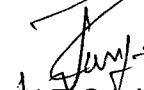
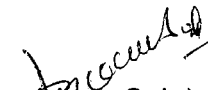
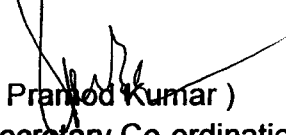
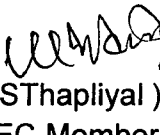
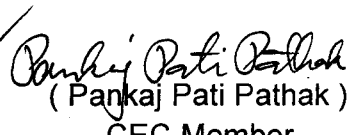


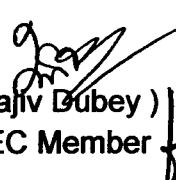

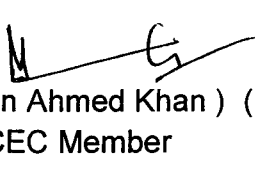
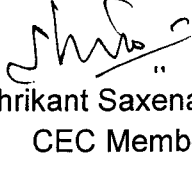
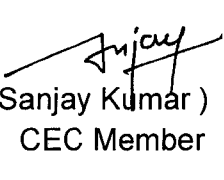
" ...The said process is yet to be completed by UPSC as a large number of officers and considerable period is involved and the cadre controlling authority has to act thereafter.

In the above circumstances, the applicant seeks time upto 30th June, 2017 for compliance of the judgment in its entirety. The other side has no objection to the extension of time.

In this view of the matter, the time for compliance of the judgment is extended upto 30.06.2017. We make it clear that since the judgment was passed in the year 2015, no further extension shall be granted. MA is disposed of.

(CAT Principle Bench Direction dated 01.03.2017 in CP.No.39/2004 of OA.No.243/2002)

Hence we submit to your kindself that keeping in mind the superannuation of several officers every month, sinking revenue and audience share of AIR and DD due to frustration amongst the core cadres and delay in convening of DPCs for more than 23 years, we pray that the JTS DPCs for the period 1994 to 2000 be convene dat the earliest, and not later than 30.06.2017 as directed by the Hon'ble CAT Delhi on 01.03.2017.

 (Dr.S.K.Nahar) Vice-President	 (V.K.Jha) General Secretary	 (Dasrath Prasad) Executive Vice-President	 (R. Srinivasan) President	 (Arun Sah) Treasurer
 (Pramod Kumar) Secretary Co-ordination	 (P.S.Thapliyal) CEC Member	 (Pankaj Pati Pathak) CEC Member	 (Shirley Jacob) CEC Member	 (Dilip Jha) CEC Member
 (Rajiv Dubey) CEC Member	 (Shalini Mittal) CEC Member	 (Mobin Ahmed Khan) CEC Member	 (Shrikant Saxena) CEC Member	 (Sanjay Kumar) CEC Member

Copy to,

1. The Secretary, Ministry of Information & Broadcasting, Shastri Bhavan, New Delhi.
2. The Secretary, UPSC, Dhoolpur House, Shahjahan Road, New Delhi.
3. The CEO, Prasar Bharti, PTI Building, Sansad Marg, New Delhi-110001.
4. The Director General, All India Radio, Akashvani Bhavan, New Delhi.
5. The Director-General, Doordarshan, Copernicus Marg, New Delhi-110001.
6. The Additional Director General- A, Doordarshan, Copernicus Marg, New Delhi.
7. The Additional Director General – A, All India Radio, Akashvani Bhavan, New Delhi.
8. The Deputy Secretary, Ministry of Information & Broadcasting, Shastri Bhavan, New Delhi.



14/3/17

17/12/17

**CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH,
61/35, COPERNICUS MARG, NEW DELHI-110001**

ORDER SHEET

COURT NO. : 1

01/03/2017 M.A./744/2017 in OA 243/2002

PROGRAMME STAFF ASSN ALL INDIA DOORDARSHAN & OTHERS

-V/S-

UNION OF INDIA

ITEM NO:11

FOR APPLICANTS(S) Adv. : Shri Rajeev Sharma, counsel for misc. applicant

FOR RESPONDENTS(S) Adv.: Shri R. Srinivasan, President of the applicants' Association, in person.

Notes of The Registry Order of The Tribunal

MA No.744/2017

Notice

Shri R. Srinivasan, President of the applicants' Association, who is present in the court, accepts notice on behalf of the Association.

Through the medium of this MA, the respondents are seeking extension of four months' time for compliance of the directions contained in the order dated 04.11.2015 passed in CP No.39/2004 in OA No.243/2002. The respondents have explained in the application that in order to comply the directions, UPSC was required to hold review DPC for the years 1990-1993 and regular DPC thereafter upto the year 2000. The said process is yet to be completed by UPSC as a large number of officers and considerable period is involved and the cadre controlling authority has to act thereafter.

In the above circumstances, the applicant seeks time upto 30th June, 2017 for compliance of the judgment in its entirety. The other side has no objection to the extension of time.

In this view of the matter, the time for compliance of the judgment is extended upto 30.06.2017. We make it clear that since the judgment was passed in the year 2015, no further extension shall be granted. MA is disposed of.

(K.N. SHRIVASTAVA)
MEMBER (A)

(JUSTICE PERMOD KOHLI)
CHAIRMAN