To

All Heads of Circles/Telecom Districts/ Regions/Projects/
Telecom Stores/Telecom Factories & Other Administrative Offices
Bharat Sanchar Nigam Limited

Sub: Release of retirement benefits during pendency of criminal appeal in respect of
BSNL absorbed/recruited employees – regarding.

Sir,

I am directed to refer to this Office letter of even no. dated 24/05/2018, vide
which the direction of the Administrative Ministry i.e. DOT was conveyed with regard
to withholding of DCRG during the pendency of judicial proceedings including
criminal appeal/revision in respect of BSNL absorbed employees.

2. Now, this Office has received fresh guidelines from DOT intimating that the
position mentioned in the aforesaid letter has been reviewed in consultation with
Vigilance Branch of DOT. In this regard, it has been decided by DOT that unless
there is a stay on the orders of acquittal, a pensioner should not be put to
disadvantage. Accordingly, DOT has decided to go by the advice rendered by
Department of Pension and Pensioners’ Welfare, wherein it has stated that “if a
pensioner is acquitted by a Trial Court, notwithstanding the appeal filed against this
acquittal, the fact remains that with the acquittal, the judicial proceedings should be
considered to be concluded in accordance with the rules ibid, and the Department may
take action and issue orders accordingly.” Such order may, however, be subject to the
outcome of any Appeal/Revision Petition filed against the acquittal and the position
may be reviewed by the Department on the outcome of the Appeal/Revision Petition.

3. Accordingly, all Units of BSNL are requested that the similar cases under their
respective jurisdiction may be dealt in accordance with the aforesaid revised
guidelines issued by DOT.

Yours faithfully,

(Rabin Sarkar)
Asstt. General Manager (Estt.-I)
Tele. No. 011-23037477

Copy to :-
1. PS to Dir (HR)/Dir (F)/Dir (Ent.)/Dir (CFA)/Dir (CM), BSNL Board
2. DDG (Estt.), DOT
3. PGMs/Sr. GMs/GMs (Pers./FP/BW/Elect./Arch/Civil), BSNL CO
4. BSNL CO Intranet Portal

(Sudhanshu Shekhar Ray)
Deputy Manager (Pension)