



No: 404-37/2009-Pers.(Legal)

Dated: 11.11.2009

Court Cases
Most Urgent

To,

All Heads of Circle
BSNL.

Subject: Recruitment of Management Trainees – regarding.

BSNL has issued Management Trainees Recruitment Rules (MTRR – 2009) vide notification No. 400-106/2007/Pers.I(Pt.) dated 01.09.2009. This was advertised on BSNL corporate website and in newspapers vide no. 2-2/2009-Rectt dated 03.09.2009 for recruitment of 600 MTs (300+300) in BSNL. Since then this office is in receipt of Court cases from various Benches of Tribunals all over India for modification in MTRRs. A list of such court cases received so far is enclosed as Annexure – I.

In these court cases, issues involved are relaxation in age, qualification, experience etc. for internal candidates in Management Trainees examination. Different Tribunals are issuing different directions on the same subject matter, which has created difficulties in dealing with the cases. As such it has been decided by the competent authority to transfer all court cases on the subject matter to CAT Principal bench New Delhi to have a common judgment in the matter. Necessary action in this regard is being taken.

It is requested not to file counter reply before the Hon'ble Courts. The fact of transferring the cases to Principal Bench Delhi may be brought to the notice of Hon'ble Courts wherever case comes up for hearing. However, time extension wherever necessary in view of above development, may be sought from the Hon'ble Court.

Encls: as above.

[R.K.Verma]

Assts. General Manager (Pers.I)

Court cases on MT RRs and recruitment

Annexure - I

Category	S.No.	Case No.	Court	Filed by	Issue	Judgment/ NDH date
A	1	OA No.690/09	CAT Ernakulam	AIBSNLEA & 7 ors.	To relax age and qualification bar for the post of MT.	Allowed application to be submitted by all executives within 10 days. 2. No age restriction for BSNL executives. 3. No qualification restriction for BSNL executives. 4. Allow provisionally in examination NDH is 30.11.2009.
	2	OA No.672/09	CAT Ernakulam	SNEA & ors.	To relax age and qualification bar for the post of MT.	No interim orders. NDH is 19.11.2009.
	3	OA No. 367/09	CAT Ahmedabad	Sh. Shankar Lal Kumhar AO	To allow age relaxation to internal candidates in the category of Ex- Serviceman	No interim orders. NDH is on 24.11.2009
	4	OA No.814/09	CAT Chandigarh	Sh. Pradeep Kumar & 62 ors.	To allow qualified TTAs(non executives) for the post of MT.	Court has allowed the TTA (non executive) applicants to provisionally sit for the examination but not to declare their final results. NDH is on 12.11.2009
B	5	OA No. 2899/09	CAT PB New Delhi	Sh. Neeraj Jain & 27 ors.	To allow qualified TTAs(non executives) for the post of MT. On the same lines as CAT Chandigarh	Court has allowed the TTA (non executive) applicants to provisionally sit for the examination but their result and eligibility thereof shall remain subject to the final outcome of the OA. NDH is on 10.12.2009
	6	OA No.665/09	CAT Jabalpur	Sh. Manish Samadhiya & 10 ors.	To allow qualified TTAs(non executives) for the post of MT.	Court has allowed the TTA (non executive) applicants to provisionally sit for the examination but not to declare the results without leave of this court. NDH is on 18.11.2009
	7	OA No.1473/09	CAT Kokata	Sh.Jagadish Paul & 7 ors.	To allow qualified TTAs(non executives) for the post of MT.	No interim orders. NDH is on 23.12.2009

Court cases on MT RRs and recruitment

Category	S.No.	Case No.	Court	Filed by	Issue	Judgment/ NDH date
C	8	OA No.552/09	CAT Patna	Sh. Vinay Kumar Singh & 17 ors.	To allow qualified TTAs(non executives) for the post of MT.	No interim orders. NDH is on 17.11.2009
	9	OA No.553/09	CAT Patna	Sh. Bhupendra Kumar & 7 ors.	To allow qualified TTAs(non executives) for the post of MT.	No interim orders. NDH is on 17.11.2009
	10	OA No.1281/09	CAT Allahabad	Smt. Akendra Kumari	To allow qualified TTAs(non executives) for the post of MT.	No interim orders. NDH is on 11.11.2009
	11	OA No.899/09	CAT Chandigarh	Sh. Navdeep Garg & 21 others	To allow qualified TTAs(non executives) for the post of MT.	No interim orders. NDH is on 12.11.2009
	12	OA No.844/09	CAT Chandigarh	Sh. Dev Prakash Jhang & 26	JTOs claiming relaxation in 4 years experience for the post of MT.	Court has allowed the applicants to submit their applications provisionally for the examination, however they will not be allowed to appear in the examination until further orders. NDH is on 12.11.2009
D	13	OA No. 878/09	CAT Chandigarh	Sh. Vikas Bansal & 9 ors.	JTOs of 2005 & 2007 batch claiming relaxation in 4 years experience for the post of MT.	In the meantime respondents are directed to receive the applications of the applicants or similarly situated persons to enable them to compete in the exam of MT. NDH is on 12.11.2009
	14	OA No. 663/09	CAT Jabalpur	Sh. Dinesh Krishnan & 15 ors.	Against BSNL MT RRs 2009	NDH is on 18.11.2009
	15	OA No. 560/09	CAT Patna	Sh. Uday Pratap Singh & 13 ors.	MTNL is recruiting MTs at JTO level whereas BSNL is recruiting MTs at Sr. SDE level. Against BSNL MT RRs 2009	NDH is on 17.11.2009