

UNI



NATIONAL UNION OF TELECOMMUNICATIONS WORKERS (NUTW)

CHQ-(Regd. No. 4897)

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(Camp Office at Hyderabad - 094400 75366)

INTUC



From NU/CHQ/Con-Case/58

Dtd 27-09-2013

The Chairman and Managing Director,  
Bharat Sanchar Nigam Limited,  
Corporate Office, 8<sup>th</sup> floor, Bharat Sanchar Bhawan,  
Harish Chander Mathur Lane, Janpath,  
New Delhi 110 001.

Dear Sir,

We are to invite your kind attention to the stand of the BSNL reflected in the Counter Affidavit filed in the Hon'ble High Court of Kerala in W P (C) No. 13605 of 2013. The statement in the counter affidavit reads as follows:-

*"The averment in paragraph 3 of the affidavit filed in support of the above interlocutory application that it is not mandatory that the nominations to the Councils must be made from among the members of the respective Unions making the nominations is not correct. Exhibit P1 Rules do not permit nomination of members of the Unions who did not secure minimum 7% of votes cast in the referendum. What is stated in Paragraph VII Clause 5 of Exhibit P1 is that for nomination to the Councils, preference is given to the serving members of the Union than those members were not in service. the nomination is not correct. The said contention will go against the spirit and intention of the referendum conducted in an industry. On the issue of formation of cartel by the Unions at the time of referendum, it was clarified by this respondent that BSNL does not recognize any form of alliance by the Unions but gives recognition only to the majority Unions and that the formation of any alliance/consortium will not confer any right to its member Unions for grant of recognized representative status and facilities which are meant only for the majority Union in whatsoever manner. The representation in the Councils from the Staff side is given by the Management only to recognize representative Unions and not to other unrecognized Unions."*

Contrary to the aforesaid stand made in the affidavit it is gathered that nominations were proposed to be made from other Unions who have not secured enough number of votes in the referendum. The same is clearly contrary to the affidavit filed by the BSNL. If the BSNL proceeds contrary to the affidavit, it will amount to grave Contempt of Court as the BSNL has misrepresented before the High Court that it is not going to nominate any one other than from recognized unions.

We have come across an order No. CRO/BSNL/2013 dated 19.2.2013, which was issued prior to the affidavit. The said order therefore, does not survive the affidavit and is clearly contrary to the stand reflected in the affidavit.

We would therefore, request the BSNL to stick to the stand in the affidavit filed before the High Court and not to nominate from other Unions who have not secured enough number of votes in the referendum as otherwise, we will be constrained to file an application in contempt.

Thanking you,

Yours sincerely

(K.Jayaprakash)  
General Secretary  
NUBSNLW (FNTO)

Copy to:-

1. Director (HR) BSNL HQ for information please.
2. PGM (SR) BSNL HQ for information please.

27/11/13  
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Letter No NU/CHQ/KL/3/2013

Dated 23-09-2013

To

The Director (HR), BSNL  
Bharat Sanchar Bhawan, Janpath,  
New Delhi-110001.

R/Sir,

Sub: - Discrimination of LDCE for Telecom Mechanic for the Recruitment Year 2012 held on 11-8-2013 -Reg.

Our Union is getting many representations from the staff who were attended the LDCE for Telecom Mechanic for the recruitment year 2012 held on 11-8-2013, regarding Mistakes & Discrepancies are noticed in the Question Papers.

The following are the Mistake discrepancies are noticed.

1. Part-1

General Science & Mathematics

Question No.1- The answer given in the key is 'D' which is incorrect. The correct answer is choice 'B'.

Question No.2- The correct answer is choice 'D'. The answer key is 'B' which is incorrect.

Question No.3- The answer key is given as 'D'. But all the answers are correct because choice A,B,C, are the units of mass.

Question No.6- The answer key is given as choice 'C' which is meaningless. The correct answer is 'A'

Question No.8- The answer key is given as 'D'. which is incorrect. Calorie is the unit of heat. It should have been erg or joule.

Question No.18- The answer key is given as 'A' which is incorrect.

Question No.20- Although the answer key is correct it is an out of syllabus question.

Question No.45- Although the answer key B is correct the answer key D is also correct which is absurd.

2. Section-II

Departmental Practices

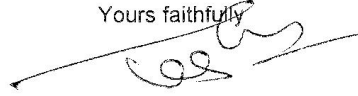
Question No. 65- The answer key is given as 'A' which is not in order. It should have been white, red, black, yellow.

Question No. 91- Although the answer key is correct it is an out syllabus question because air conditioning is not included in the syllabus.

Hence this union requesting you sir kindly look in to the matter personally and consider the candidates requests that the marks may be awarded to the out of syllabus questions, incorrect keys, anomaly in the answer keys (Q No.3,Part-1) to all candidates whether they attempt the question or not and save the candidates from disadvantageous position.

With regards,

Yours faithfully



(K.Jayaprakash)  
General Secretary

Copy to- The Circle Secretary, NUBSNLW (FNT0), Kerala Circle for information