

No. A-11013/47/2011-Abs. Cell
Government of India
Ministry of Communications & IT
Department of Telecommunications
20, Ashoka Road, Sanchar Bhawan, New Delhi-110001
Dated: 16 April, 2014

Subject: Writ Petition Nos. 25511/2005, 25531/2005, 26712/2005 and 12161/2006 filed by ITS officers before Hon'ble High Court of Andhra Pradesh in the matter of absorption of Group A officers in BSNL/MTNL – Orders dated 12.2.2014 passed by the Hon'ble Court.

The petitioners in the above writ petitions had challenged the order dated 31.10.2005 passed by CAT, Principal Bench in OA No. 1963/2005 and 16 connected OAs as also the terms and conditions of absorption incorporated in the first option letter dated 24.3.2005. In three of these writ petitions, viz. WP Nos. 25511/2005, 25531/2005 and 26712/2005, interim orders were passed by the Hon'ble High Court of Andhra Pradesh to the effect that there shall be interim suspension of the operation and implementation of the process of absorption of Group 'A' officers initiated by DoT vide option letter dated 24.3.2005 and the judgement dated 31.10.2005 of CAT, Principal Bench and all further proceedings pursuant thereto including repatriation of the officers to their parent Department.

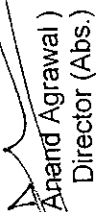
2. The above writ petitions have since been disposed of by the Hon'ble High Court of Andhra Pradesh by two separate orders dated 12.2.2014. As per these orders, all the 4 writ petitions have been disposed of in terms of the judgement rendered by the Delhi High Court dated 17.4.2012 in WP No. 22515/2005 and also subsequent orders, if any, passed by the Delhi High Court. In writ petition No. 26712/2005, the petitioners' counsel prayed to the Hon'ble Court to dismiss the writ petition in so far as the petitioner Nos. 10, 12 to 14, 23 and 26 are concerned. The Hon'ble Court accordingly dismissed this writ petition in so far as the said petitioners are concerned. A copy each of the common order passed by the Hon'ble Court in WP Nos. 25511/2005, 25531/2005 and 12161/2006 and the separate order passed in WP No. 26712/2005 is enclosed for information/ necessary action.

3. Attention, in this context, is invited to the following orders, among others, issued by DoT on 11.3.2013 in pursuance of the Cabinet decision dated 13.2.2013 in the matter of absorption of Group 'A' officers including ITS officers in BSNL/MTNL:-

- i) Repatriation of all Group 'A' officers including ITS officers currently on deemed deputation to BSNL and MTNL with immediate effect subject to any interim/stay orders passed by High Courts/CAT Benches in certain cases filed by Group 'A' officers.
- ii) Deployment of ITS officers in BSNL and MTNL for a period of 10 years on year-to-year diminishing basis as per their requirement plan on the terms and conditions approved by the Cabinet with effect from the date BSNL and MTNL relieve officers in pursuance of (i) above subject to any interim/stay orders passed by High Courts/CAT Benches in cases filed by Group 'A' officers.
4. As specifically made clear in the above orders issued by DoT, unabsorbed ITS officers working on deemed deputation in BSNL/MTNL in whose cases interim/stay orders passed by the Courts were in force were neither repatriated to DoT nor were they deployed in BSNL/MTNL on year to year diminishing basis in pursuance of the Cabinet decision.

: 2 :

5. Now that the interim orders passed by the Hon'ble High Court of Andhra Pradesh in the above writ petitions stand vacated, the orders issued by DoT dated 11.3.2013 become applicable to such of the officers who were petitioners in the matter before the Hon'ble High Court of Andhra Pradesh. Necessary orders may, therefore, be issued by BSNL and DDG (Establishment), DoT for repatriation of the concerned officers to DoT and their deployment in BSNL on year to year diminishing basis in compliance with the orders dated 11.3.2013.


(Anand Agrawal)
Director (Abs.)
Tele: 23036032

To

1. CMD, BSNL
2. DDG (Estt.), DoT

Copy to:

✓ Director (IT), DoT – With the request that this order along with a scanned certified copies of the orders dated 12.2.2014 passed by Hon'ble High Court of Andhra Pradesh may be posted on the website of DoT at www.dot.gov.in under the link "Absorption Related Issues".

IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

WEDNESDAY, THE TWELFTH DAY OF FEBRUARY
TWO THOUSAND AND FOURTEEN

PRESENT
THE HON'BLE SRI JUSTICE K.C.BHANU
AND
THE HON'BLE SMT JUSTICE ANIS

W.P.Nos.25511 and 25531 of 2005 and 12161 of 2006

W.P.NO: 25511 OF 2005

Between:

1. P.S.R.Krishna, S/o. P. Satyanarayana, Principal General Manager Hyderabad Telecom District Bharat Sanchar Nigam Limited, R/o. Hyderabad.
2. B.V.Ramana Murthy S/o. B. Purushottamaiah Occ: General Manager (Planning) Circle Office A.P.Circle, Bharath Sanchar Nigam Limited R/o. Hyderabad.
3. M.S.S.Rao, S/o. Late Sri Venkatappaiah, General Manager (Business Development) Bharath Sanchar Nigam Limited R/o. Hyderabad.
4. K. Damodara Rao S/o. K.S.S..Nageswara Rao General Manager (Central), Hyderabad Bharath Sanchar Nigam Limited R/o. Hyderabad.
5. Binod Kumar Mishra S/o. Late Kshetrabasi Pani General Manager (Maintenance) Southern Telecom Region, Bharat Sanchar Nigam Limited R/o. Hyderabad.
6. G.Venkateswara Reddy S/o. G. Ramachandra Reddy General Manager (Operations) Cellone, Bharat Sanchar Nigam Limited R/o. Hyderabad.
7. P.V.Muralidhar S/o. P. Gangi Reddy General Manager (Marketing) Cellone, Bharat Sanchar Nigam Limited R/o. Hyderabad.
8. T.Durga Prasad S/o. P. Gangi Reddy, General Manager Telecom District Mahaboobnagar, Bharat Sanchar Nigam Limited R/o. Mahaboobnagar
9. A. Ganapati Ram, D/o. Late A. Ramanaiah General Manager Telecom District, Nizamabad, Mahaboobnagar, Bharat Sanchar Nigam Limited R/o. Nizamabad.
- 10.M.S.R.Sarma S/o. M. Venkata Rao General Manager Telecom District, Guntur, Mahaboobnagar, Bharat Sanchar Nigam Limited R/o. Guntur.
11. L. Anantharam S/o. Late Venkatachalam, General Manager (West), Hyderabad Telecom District Mahaboobnagar, Bharat Sanchar Nigam Limited R/o. Hyderabad.
- 12.A. Govindarajulu S/o. Late Sri Kuppalaiah Chetty General Manager (South) Hyderabad Telecom District, Mahaboobnagar, Bharat Sanchar Nigam Limited R/o. Hyderabad.

.....PETITIONERS

AND

1. Union of India, rep. by its Secretary, Ministry of Government and Information Technology, Department of Telecommunications 421, Sanchar Bhavan, 20, Ashok Road, New Delhi-110001.
2. Union of India, rep. by its Secretary, Department of Personnel and Training, Ministry of Personnel, Public Grievances and Pension Government of India, New Delhi-110001
3. Bharat Sanchar Nigam Limited, Rep.by its Chairman & Managing Director, Statesman Building, New Delhi-110001

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be

pleased to issue a writ, order or direction more particularly one in the nature of writ of Certiorari a) calling for the record related to an connected with the judgment rendered by the Central Administrative Tribunal, Hyderabad Bench, Hyderabad in OA.No.358 of 2005 that was renumbered as O.A.No.1954 of 2005, dated 31-10-2005 on the file of the Central Administrative Tribunal, Principal Bench, and quash the same b) Consequently, direct the 1st respondent to provide point wise clarifications sought by the petitioners to the terms and conditions on service already circulated by the respondent under which ITS Group-A officers like the petitioners would be absorbed in MTNL/BSNL before calling them to make their option for absorption; c) Direct the respondents to notify terms and conditions that would be applied to ITS Group-A officers who do not opt for either MTNL/BSNL and opt to remain in Government service to enable the petitioners to exercise a right to exercise a right of option on an effective and informed basis; d) direct the respondents to order the absorption of ITS Group-A officers in MTNL or BSNL on and from the date of acceptance of their option as stipulated in Rule 37 A(4) of the CCS (Pension) Rules and e) Direct the respondents to allow the petitioners to retire from service and settle all their terminal benefits and thereafter, absorb the petitioners into service of BSNL/MTNL, if they so choose, in the grade equivalent to the grade in which the petitioners were serving at the time of retirement protecting the pay and allowances of the petitioners duly giving weightage to the service rendered by the petitioners in the grade at the time of retirement by granting increments while ensuing that their pay and allowances are at least equal to or above the last pay and allowances drawn.

WPMP NO. 32807 OF 2005

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to suspend the operation of the judgment rendered by the Central Administrative Tribunal, Hyderabad Bench, Hyderabad in OA.No.358/2005 that was re-numbered as OA.No.1954/2005 dated 31-10-2005 on the file of the Central Administrative Tribunal, Principal Bench, including the order No.A-11013/1/2005-Admin.II(ITS/TTS/TFS), dated 24-03-2005 of the 1st respondent.

WPMP NO. 42469 OF 2013

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to permit the petitioners/respondents to file additional affidavit in the above WP No. 25511 of 2005.

WPMP NO. 3382 OF 2005

Between

1. Union of India, rep. by its Secretary, Ministry of Government and Information Technology, Department of Telecommunications 421, Sanchar Bhavan, 20, Ashok Road, New Delhi-110001.

2. Union of India, rep. by its Secretary, Department of Personnel and Training, Ministry of Personnel, Public Grievances and Pension Government of India, New Delhi-110001
 ...PETITIONERS/RESPONDENT NO.1

AND

1. P.S.R.Krishna, S/o. P. Satyanarayana, Principal General Manager Hyderabad Telecom District Bharat Sanchar Nigam Limited, R/o. Hyderabad.
2. B.V.Ramana Murthy S/o. B. Purushottamaiah Occ: General Manager (Planning) Circle Office A.P.Circle, Bharath Sanchar Nigam Limited R/o. Hyderabad.
3. M.S.S.Rao, S/o. Late Sri Venkataappaiah, General Manager (Business Development) Bharath Sanchar Nigam Limited R/o. Hyderabad.
4. K. Damodara Rao S/o. K.S.S. Nageswara Rao General Manager (Central), Hyderabad Bharath Sanchar Nigam Limited R/o. Hyderabad.
5. Binod Kumar Mishra S/o. Late Kshetrabasi Pani General Manager (Maintenance) Southern Telecom Region, Bharat Sanchar Nigam Limited R/o. Hyderabad.
6. G.Venkateswara Reddy S/o. G. Ramachandra Reddy General Manager (Operations) Cellone, Bharat Sanchar Nigam Limited R/o. Hyderabad.
7. P.V.Muralidhar S/o. P. Gangi Reddy General Manager (Marketing) Cellone, Bharat Sanchar Nigam Limited R/o. Hyderabad.
8. T.Durga Prasad S/o. P. Gangi Reddy, General Manager Telecom District Mahaboobnagar, Bharat Sanchar Nigam Limited R/o. Mahaboobnagar
9. A. Ganapati Ram, D/o. Late A. Ramanaiah General Manager Telecom District, Nizamabad, Mahaboobnagar, Bharat Sanchar Nigam Limited R/o. Nizamabad.
10. M.S.R.Sarma S/o. M. Venkata Rao General Manager Telecom District, Guntur, Mahaboobnagar, Bharat Sanchar Nigam Limited R/o. Guntur.
11. L. Anantharam S/o. Late Venkatachalam, General Manager (West), Hyderabad Telecom District Mahaboobnagar, Bharat Sanchar Nigam Limited R/o. Hyderabad.
12. A. Govindarajulu S/o. Late Sri Kuppaiiah Cheethy General Managar (South) Hyderabad Telecom District, Mahaboobnagar, Bharat Sanchar Nigam Limited R/o. Hyderabad.RESPONDENTS/PETITIONERS
13. Bharat Sanchar Nigam Limited, Rep.by its Chairman & Managing Director, Statesman Building, New Delhi-110001
 (R13 is not necessary party in this petition) ...RESPONDENT/RESPONDENT

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to vacate the interim stay granted in WPMP NO. 32807/2005 in WP No. 25511/2005 dt. 13-11-2005.

Counsel for the Petitioners : SRI ABHINAND KUMAR SHAVILI

Counsel for Respondent Nos.1&2 :SRI PONNAM ASHOK GOUD(ASST SOL GEN)

Counsel for Respondent No.3 : SRI T.VENKAT RAJU GOUD

W.P.NO: 25531 OF 2005

Between:

1. R.M. Juothirlingam, S/o. M.Parvataiah, DGM (Billing), BSNL, Telephone Bhavan, Saifabad, Hyderabad, R/o. Hyderabad.
2. Y.Siva Sankara Reddy, S/o. Subba Reddy, DGM(PLG), BSNL, O/O. GMTD, Kurnool, R/o. Kurnool Dist.
3. A.V. Sirkumar, S/o. A. Raman, DGM(Mtce), BSNL O/o. GMTD, Chittoor, R/o. Tirupathi.
4. Y. Venkata Narayana, S/o. Chennappa, DGM(Plg), BSNL O/o. GMTD, Chittoor, R/o. Tirupathi.
5. C. Ramachandran, S/o. S. Chellaiah, DGM, O/o. PGMT, HTD, Kavadiguda, Hyderabad, R/o. Hyderabad.
6. K.M. Dorai Swamy, S/o. Madhava Reddy, GM O/o. GM STP, Hyderabad, R/o. Hyderabad.
7. Mahendra Dhakar, S/o. A.S. Dhakar, DGM O/o. GM, STP, Hyderabad, R/o. Hyderabad.
8. G. Ratna Kumar, S/o. G.V.Ratnam, DGM(PLG), O/O. GMTD, Mahabubnagar, Mahabubnagar.
9. C.V.Ramana Babu, S/o.C. Tatacharylu, DGM(QA), TEC Building, Cherlapalli, Hyderabad R/o. Hyderabad.
10. Ch. Sreenivasu, S/o. Ch. Krishna, DGM, O/O. GMTD, Adilabad, R/o. Adilabad.
11. I.N.Y. Prasad, S/o. i. Kondanda Ramaiah, GM, BSNL R/o. P&T Staff Quarters, Secunderabad.
12. P.V.V.V. Prasada Rao, S/o. Narasimha Murthy, DGM, O/o. GMTD, East Godavari Dist, Rajahmundry, R/o. Rajahmundry.
13. C.A.Reddy, S/o.C.V.R. Reddy, DGM, O/o. GMTD, Anantapur, Anantapur Dist.
14. R. Pavana Murthy, S/o. R. Narsimhulu, DGM, O/O. GMTD, Anantapur, Anantapur, R/o. Anantapur Dist.
15. MD. Naimuddin, S/o. MD. Raheemuddin, DGM, O/O. GMTD, Anantapur, R/o. Anantapur Dist.
16. M.V. Ramanaiah, S/o. M.Narayudu, DE(Offtg), O/o. GMTD, Anantapur, R/o. Anantapur.
17. M.Ravishankar, S/o. M.S.R. Krishnaiah, DGM Cellone, CTC Compound, Secunderabad, R/o. Hyderabad.
18. M.T. Rajasekhar, S/o. M.Hanumantha Rao, DE(Billing) Cellone, BSNL Telephone Bhavan, Saifabad, Hyderabad, R/o. Hyderabad.
19. M.Bhadru, S/o. M.Nagya, DE(Billing) Cellone, BSNL Telephone Bhavan, Saifabad, Hyderabad, R/o. Hyderabad.
20. G. Suresh Reddy, S/o. G. Ranga Reddy, DE Cellone, BSNL, Telephone Bhavan, Saifabad, Hyderabad, R/o. Hyderabad.
21. K.Murali Krishna, S/o. K. Chinnaiah, DGM, O/O. GMTD, Cuddapah, R/o. Cuddapah.
22. V. Balasubrahmanyam, S/o. V.S. Sastry, DGM(CS&Sales) O/O. CGMT, BSNL, AP Circle, R/o. Hyderabad.
23. G. Srinivas, S/o. Narayana, DGM(DOTSOFT), O/O. CGMT, BSNL AP Circle, R/o. Hyderabad.
24. Monisha Biswas, W/o. S.K.Biswas, GM(MKTG) O/O. CGMT, AP Circle, Hyderabad, R/o. Hyderabad.
25. V.Rambabu, S/o. Ramachandraiah, GM(PLG) O/O. CGMT, AP Circle, Hyderabad, R/o. Hyderabad.
26. B.Ravi Kumar, S/o. B. Sampatha Rao, DGM(PLG), O/O. GMTD, West Godavari, Eluru, R/o. Eluru.
27. P.Raju, S/o. P. Ganneyya, DGM O/O. GMTD, West Godavari, Eluru, R/o. Eluru.
28. S. Mujib Pasha, S/o. Allah Baksh, DGM, O/O. GMTD, Guntur, R/o. Guntur.
29. K.V. Choudary, S/o. K.Seshaiah, DGM, O/O. GMTD, Guntur, R/o. Guntur.
30. M.L.N. Rao, S/o. M.V. Rao, DGM, O/O. GMTD, Guntur, R/o. Guntur.

31. B.Chandra Sena, D/o. B.Sambasiva Reddy, DE O/O. GMTD, Guntur, R/o. Guntur.
32. P.R.B.Kumar, P.V. Subbaiah, GM O/O. GMTD, Guntur, R/o. Guntur.
33. N.Satyanandam, S/o. N. Benny, Area Manager (Rural), O/O. PGM, HTD, R/o. Hyderabad.
34. U. Srinivas, S/o. U. Sessa Rao, DGM, O/O. PGM < HTD, R/o. Hyderabad.
35. K. Naveen Kumar, S/o. Subba Rao, DGM, O/O. (TM), O/O. PGM, HTD, R/o. Hyderabad.
36. O.S.N. Reddy, S/o. Veera Reddy, DGM, O/O. (TM), O/O. PGM, HTD, R/o. Hyderabad.
37. B. Jagadish Kumar, S/o. B. Raja Rao, DGM(TM), O/o. PGM, HTD R/o. Hyderabad.
38. C. Srinivas, S/o. C.V.S. Prakasa Rao, Area Manager, Gowliguda O/O. PGM, HTD, R/o. Hyderabad.
39. M. Seshachalam, S/o. M.V. Subbaiah, DGM, O/O. PGM, HTD, R/o. Hyderabad.
40. M. Vijayakumar, S/o. Satyanandam, DGM, O/O. PGM, HTD, R/o. Hyderabad.
41. P. Satyanarayana, S/o. P. S. Sama, GM, O/o. PGM, HTD, R/o. Hyderabad.
42. V. Venkateswari, S/o. V. Varadaiah, DGM O/O. GMTD, Karimnagar. R/o. Karimnagar.
43. D.M. Bhaskar, S/o. D.E. Murugan, DGM O/O. GMTD, Khammam, R/o. Khammam
44. G.V. Manoj Kumar, S/o. G. Chaiapati Rao, DGM O/O. GMTD, Mahabubnagar, R/o. Mahabubnagar.
45. C.V.Rama Raju, S/o. C. Veeraiah, DGM O/o. GMTD, Nalgonda, R/o. Nalgonda.
46. G. Raja Ram Mohan, S/o. G. Veera Swamy, DGM O/o. GMTD, Nalgonda, R/o. Nalgonda.
47. G. Babuji, S/o. G. Venkanna, GM O/o. GMTD, Nalgonda, R/o. Nalgonda.
48. A. Gopala Krishna Rao, S/o. A. Rangaiah, DGM O/O. GMTD, Nellore, R/o. Nellore.
49. A. Venkateswara Rao, S/o. A. Bhushanam, DGM O/O. GMTD, Nellore, R/o. Nellore.
50. C.V.Ratnam, S/o. C.Papaiah, GM O/O. GMTD, Nellore, R/o. Nellore.
51. V. Sridhar, S/o. V. Viswanatham, DGM O/O. GMTD, Nizamabad, R/o. Nizamabad.
52. K. Madhu Mohan Kumar, S/o. Asinwadam, DGM O/O. GM, STP, Tirupati.
53. R.M.M. Krishna, S/o. R. Satyanarayan, GM O/o. GMTD, East Godavari, Rajahmundry.
54. D.V. Ramana Murthy, S/o. D. Rama Mohana Rao, DGM O/o. GMTD, Srikakulam, R/o. Srikakulam.
55. R. Mani, S/o. L.Rama Lyer, GM, O/o. GMTD, Chittoor, R/o. Tirupati.
56. R.V.S.S. Ramanjaneyulu, S/o. R. Laxmikantham, DGM O/O. GMTD, Vijayawada, R/o. Vijayawada
57. A. Hanumantha Rao, S/o. Audisheshaiah, DGM O/O. GMTD, Vijayawada, R/o. Vijayawada
58. P. Bala Gangadhara Rao, S/o. P. Bhaskara Rao, GM O/O. GMTD, Vijayawada, R/o. Vijayawada
59. C.K. Radha Krishna, S/o. C.N. Krishna Murthy, GM O/O. GMTD, Vijayawada, R/o. Vijayawada
60. M. Srinivasulu Reddy, S/o. M. Abbi Reddy, DGM O/O. GMTD, Visakhapatnam, R/o. Visakhapatnam.
61. G.V. Rama Krishna, G.V. Srirama Murthy, DGM O/O. GMTD, Visakhapatnam, R/o. Visakhapatnam.
62. G. Surendra Babu, S/o. Dayakaram, DGM O/O. STP, Hyderabad, R/o. Hyderabad.
63. J. Ganta, S/o. J. Chakrapani, GM O/O. GMTD, Visakhapatnam, R/o. Visakhapatnam.

64. P.S. Subrahmanyam, S/o. P. Venu Gopala Rao, DGM O/o. GMTD, Vizianagaram, R/o. Vizianagaram.
65. K. Neelayya, S/o. K.Srinivasa Rao, GM O/o. GMTD, Vizianagaram, R/o. Vizianagaram.
66. K.Ramesh, S/o. K. Tirupataiah, DGM, O/o. GMTD, Warangal R/o. Warangal.
67. K.K. Thakur, S/o. Y.N. Thakur, GM, O/o. GMTD, Warangal R/o. Warangal.
68. M. Chandra Mouli, S/o. M.Ramaiah, DGM, STR, O/o. GM, STR, Hyderabad, R/o. Hyderabad.
69. P. Sarath Babu, S/o. Pandu, DGM, STR, O/o. GM, STR, Hyderabad, R/o. Hyderabad.
70. D.Srinivas Rao, S/o. Dalayya, DGM, STP, Vijayawada, R/o. Vijayawada.
71. P. Sitarama Raju, S/o. P. Bhooloka Raju, DGM(T&D), Hyderabad, R/o. Hyderabad.

.....PETITIONERS

AND

1. Union Of India Rep.By Secretary, Department Of Telecommunications, Sanchar Bhavan, Ashok Road, New Delhi.
2. Member (Services), Telecom Commission, Department Of Telecommunications, Sanchar Bhavan, Ashok Road, New Delhi.
3. Secretary, Department Of Personnel & Training, New Delhi.
4. Bharat Sanchar Nigam Limited, Rep.By its Chairman & Managing Director, Statesman House, New Delhi.
5. Union Public Service Commission, Dholpur House, Shajahan Road, New Delhi.
6. N.Rama Krishna, S/o. N.Venkata Swamy, DGM(O), BSNL, (O), BSNL, O/O CGMT, AP Circle, Nampally Station Road.
7. N. Janardhana Rao, S/o. Kutumba Rao, DGM (SW.PLG), BSNL, O/o. PGM, HTD, R/o. Hyderabad.
8. K. Madhusudhan Rao, S/o. Parthasarathi Rao, DGM(Admn), BSNL O/O. PGM, HTD, R/o. Hyderabad.
9. B.Gopal, S/o. Yandaiah, DGM (NS) O/O.GM (North), Secunderabad, R/o. Hyderabad.
10. V.Ramesh, S/o. V.G.k. Murthy, DGM(NS) O/o. CGMT, AP Circle, Hyderabad, R/o. Hyderabad
11. V. Munidranath, S/o. Eswaraiah, DGM (MKTG),O/o. CGMT, AP Circle, Hyderabad, R/o. Hyderabad
12. K.Hanumantha Rao, S/o K.Veeraiah, DGM(CS), Cellone, CTO Compound, Secunderabad, R/o. Hyderabad.
13. V. Rajahamsa, S/o. Sanyasi Raju, DGM (NC) O/O. CGMT, AP Circle, Hyderabad, R/o. Hyderabad.
14. T.V.Ramesh, S/o. Rajeshwara Rao, DGM, Hyderabad Telecom Dist, R/o. Hyderabad.
15. A. Muni Sekhar, S/o. Rama Murthy, DGM, Hyderabad Telecom Dist, R/o. Hyderabad.
16. K.V.N.Rao, S/o. Kataiah, DGM, O/o. GMTD, Sanga Reddy, R/o. Panga Reddy.
17. G.Gouri Shankar, S/o. Malleshwaraiyah, DGM (P&A), GMTD, Cuddapah, R/o. Cuddapah.
18. J.Ravi Chandra, S/o. Kotaiah, DGM(CS& Sales), O/O.CGMT, AP Circle, R/o. Hyderabad.
19. G. Nageswara Rao, S/o. Raghavulu, Area Manager, Charminar, HTD, Hyderabad, R/o. Hyderabad.
20. N.Murali, S/o. Kutumba Rao, DGM (OP), Cellone CTO Compound, Secunderabad.
21. N.Sujatha, W/o. N.Murali, DGM(PLG) O/O. CGMT, APCircle, Hyderabad, R/o. Secunderabad.
22. P.Kondaiah, S/o. Venkatesu, DGM (P&A) O/O. GMTD, Ongole, R/o. Ongole.

23. K.Raja Sekhar, S/o. Nagarathnam, DGM(OP), Cellone, Vijayawada, R/o. Vijayawada
24. T.S.Rama krishna, S/o. Divakara Rao, DGM (MKTG), O/o. PGM Hyderabad, Telecom Dist, R/o. Hyderabad.
25. M.Chadra Sekhar, S/o. Venkata Reddy, Area Maager, Sarcor Nagar, Hyderabad, Telecom Dist, R/O.Hyderabad.
26. D. Bhaskara Rao, S/o. Raghavulu, DGM(AN) O/o. CGMT, AP Circle, Hyderabad, R/o. Hyderabad.
27. J.Ramesh, S/o. Rajaratnam, DGM (Rural), O/O. GMTD, Kurnool, R/o. Kurnool.
28. P.L. Yashodhara, W/o. S. Gangadhar, Area Manager, Tirumulgherry, HTD, R/o. Hyderabad.
29. L. Sreenu, S/o. Harilal, DGM(U), O/o. GMTD, Vijayawada, R/o. Vijayawada.
30. P.Krishnaiah, S/o. Yellaiah, DGM(Instn), Cellone, CTO Compound, Secunderabad, R/o. Hyderabad.
31. B. Sudhakara Rao, S/o. Bala Kotaiah, DGM(NSS), Cellone, Telephone Bhavan, Saifabad, Hyderabad, R/o. Hyderabad.
32. Y. Ravindranath, S/o. Y.S. Murthy, DGM, (A&U), O/O. GMTD, Kurnool, R/O. Kurnool.
33. M.Eshwar, S/o. Pentaiah, DGM(A), O/O. CGMT. AP Circle, Hyderabad, R/o. Hyderabad.
34. DR. Rajeswari, W/o. P. Srinivasa Rao, DGM(PP), O/o. PGM. HTD, R/o. Hyderabad.

(RESPONDENTS 6 TO 34 NEED NOT BE NECESSARY PARTIES TO THIS PETITION).

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased (A) Call for the relevant records through which the absorption process of ITS Group A officers was contemplated on 24-03-2005 and which ultimately resulted in issuing the letter No.A-11013/1/2005-Admn.II (ITS/TTS/TF's) dated 24-03-2005 along with the consolidated general terms and conditions circulated vide letter No.A-110131/2005-Admn.II/Absorptioncell dated 04-10-2005 and passing the order dated 31-10-2005 passed by the Hon'ble Central Administrative Tribunal, Principal Bench, New Delhi in OA 1959/2005 and consequently quash or set aside the above order as bad, illegal, arbitrary; (B) Issue a writ, order or directions, more particularly in the nature of Mandamus, Directing the respondents to constitute an Empowered committee with regard to framing the terms and conditions for absorption into BSNL /MTNL; and to give a fair chance to the petitioners to choose from either BSNL or I/TNL by publishing all the service conditions in both the options instead of calling mere preferences so as to complete the absorption process in a reasonable and fair manner without any coercive measures.

WPMP NO. 6330 OF 2006

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to amend the prayer as follows:- (A) Call for the relevant records through which the absorption process of ITS Group A Officers was contemplated on 24-3-2005

and which ultimately resulted in issuing the letter No. A-11013/1/2005-Admn.II(ITS/TTS/TFS) dated 24-3-2005 along with the consolidated general terms and conditions vide letter No. A-11013/1/2005-Admn-II/Absorption Cell dated 04-10-2005 and the order dated 31-10-2005 passed by the Hon'ble Central Administrative Tribunal, Principal Bench, New Delhi in O.A.No. 1959/2005 & other connected batch cases & the order dated 28-2-2006 passed by the Hon'ble Central Administrative Tribunal, principal Bench, New Delhi in O.A.No. 299/2006 (O.A.No. 858/2005-Hyderabad Bench) & Other connected batch cases and consequently quash or set aside the above orders as bad, illegal, arbitrary: (B) Issue a Writ, order or directions, more particularly in the nature of Mandamus, directing the Respondents to constitute an Empowered Committee with due participation of the Petitioners to consider and resolve the grievances of the Petitioners with regard to framing the terms and conditions for absorption into BSNL/MTNL; and to give a fair chance to the Petitioners to choose from either BSNL or MTNL by publishing all the service conditions in both the options instead of calling mere preferences so as to complete the absorption process in a reasonable and fair manner without any coercive measures; and issue any other appropriate writ, order or directions as this Hon'ble Court deems fit under the facts and circumstances of the case, in the interest of justice and equity"

WPMP NO. 32832 OF 2005

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to stay the operation and implementation of the impugned letter No.A-11013/1/2005 -Admn.II(ITS/TTS/TFS) dated 24-03-2005 together with the consolidated general terms and conditions circulated vide letter No.A-11013/1/2005-Admn.II/Absorption cell dated 04-10-2005 and the order dated 31-10-2005 passed by the Central Administrative Tribunal, Principal Bench, New Delhi in OA 1959/2005 & other connected batch matters; and all further proceedings pursuant thereto including the repatriation of the petitioners to their parent department, in the interest of justice and equity.

WVMP NO. 3397 OF 2005

Between

1. Union Of India Rep.By Secretary, Department Of Telecommunications, Sanchar Bhavan, Ashok Road, New Delhi.
2. Member (Services), Telecom Commission, Department Of Telecommunications, Sanchar Bhavan, Ashok Road, New Delhi.
3. Secretary, Department Of Personnel & Training, New Delhi.

...PETITIONER/RESPONDENT No.1 TO 3

AND

1. R.M. Juothirlingam, S/o. M.Parvataiah, DGM (Billing), BSNL, Telephone Bhavan, Saifabad, Hyderabad, R/o. Hyderabad.
2. Y.Siva Sankara Reddy, S/o. Subba Reddy, DGM(PLG), BSNL, O/o. GMTD, Kurnool, R/o. Kurnool Dist.

3. A.V. Sirkumar, S/o. A. Raman, DGM(Mtce), BSNL O/o. GMTD, Chittoor, R/o. Tirupathi.
4. Y. Venkata Narayana, S/o. Chennappa, DGM(P'g), BSNL O/o. GMTD, Chittoor, R/o. Tirupathi.
5. C. Ramachandran, S/o. S. Chellaiah, DGM, O/o. PGM, HTD, Kavadi, Hyderabad, R/o. Hyderabad.
6. K.M. Dorai Swamy, S/o. Madhava Reddy, GM O/o. GM STP, Hyderabad, R/o. Hyderabad.
7. Mahendra Dhakar, S/o. A.S. Dhakar, DGM O/o. GM, STP, Hyderabad, R/o. Hyderabad.
8. G. Ratna Kumar, S/o. G.V.Ratnam, DGM(PLG), O/O. GMTD, Mahabubnagar, Mahabubnagar.
9. C.V.Ramana Babu, S/o.C. Tatacharylu, DGM(QA), TEC Building, Cherlapalli, Hyderabad R/o. Hyderabad.
10. Ch. Sreenivasu, S/o. Ch. Krishna, DGM, O/O. GMTD, Adilabad, R/o. Adilabad.
11. I.N.Y. Prasad, S/o. I. Kondanda Ramaiah, GM, BSNL R/o. P&T Staff Quarters, Secunderabad.
12. P.V.V. Prasad Rao, S/o. Narasimha Murthy, DGM, O/o. GMTD, East Godavari Dist, Rajahmundry, R/o. Rajahmundry.
13. C.A.Reddy, S/o.C.V.R. Reddy, DGM, O/o. GMTD, Anantapur, Anantapur Dist.
14. R. Pavana Murthy, S/o. R. Narsimhulu, DGM, O/O. GMTD, Anantapur, R/o. Anantapur Dist.
15. MD. Naimuddin, S/o. MD. Raheemuddin, DGM, O/O. GMTD, Anantapur, R/o. Anantapur Dist.
16. M.V. Ramanaiah, S/o. M.Narayudu, DE(Offg), O/o. GMTD, Anantapur, R/o. Anantapur.
17. M.Ravishankar, S/o. M.S.R. Krishnaiah, DGM Cellone, CTO Compound, Secunderabad, R/o. Hyderabad.
18. M.T. Rajasekhar, S/o. M.Hanumantha Rao, DE(Billing) Cellone, BSNL Telephone Bhavan, Saifabad, Hyderabad, R/o. Hyderabad.
19. M.Bhadru, S/o. M.Naga, DE(Billing) Cellone, BSNL Telephone Bhavan, Saifabad, Hyderabad, R/o. Hyderabad.
20. G. Suresh Reddy, S/o. G. Ranga Reddy, DE Cellone, BSNL, Telephone Bhavan, Saifabad, Hyderabad, R/o. Hyderabad.
21. K.Murali Krishna, S/o. K. Chinniah, DGM, O/O. GMTD, Cuddapah, R/o. Cuddapah.
22. V. Balasubrahmanyam, S/o. V.S. Sastry, DGM(CS&Sales) O/O. CGMT, BSNL, AP Circle, R/o. Hyderabad.
23. G. Srinivas, S/o. Narayana, DGM(DOTSOFT), O/O. CGMT, BSNL, AP Circle, R/o. Hyderabad.
24. Monisha Biswas, W/o. S.K.Biswas, GM(MKTG) O/O. CGMT, AP Circle, Hyderabad, R/o. Hyderabad.
25. V.Rambabu, S/o. Ramachandraiah, GM(PLG) O/O. CGMT, AP Circle, Hyderabad, R/o. Hyderabad.
26. B.Ravi Kumar, S/o. B. Sampatha Rao, DGM(PLG), O/O. GMTD, West Godavari, Eluru, R/o. Eluru.
27. P.P.Raju, S/o. P. Ganneyya, DGM O/O. GMTD, West Godavari, Eluru, R/o. Eluru.
28. S. Mujib Pasha, S/o. Allah Baksh, DGM, O/O. GMTD, Guntur, R/o. Guntur.
29. K.V. Choudary, S/o. K.Seshaiah, DGM, O/O. GMTD, Guntur, R/o. Guntur.
30. M.L.N. Rao, S/o. M.V. Rao, DGM, O/O. GMTD, Guntur, R/o. Guntur.
31. B.Chandra Sena, D/o. B.Sambasiva Reddy, DE O/O. GMTD, Guntur, R/o. Guntur.
32. P.R.B.Kumar, P.V. Subbaiah, GM O/O. GMTD, Guntur, R/o. Guntur.
33. N.Satyanandam, S/o. N. Benny, Area Manager (Rural), O/O. PGM, HTD, R/o. Hyderabad.
34. U. Srinivas, S/o. U. Sesha Rao, DGM, O/O. PGM< HTD, R/o. Hyderabad.

35. K. Naveen Kumar, S/o. Subba Rao, DGM,O/O. (TM), O/O. PGM,HTD, R/o. hyderabad.
36. O.S.N. Reddy, S/o. Veera Reddy, DGM,O/O. (TM), O/O. PGM,HTD, R/o. hyderabad.
37. B. Jagadish Kumar, S/o. B. Raja Rao, DGM(TM), O/o. PGM, HTD R/o. Hyderabad.
38. C. Srinivas, S/o. C.V.S. Prakasa Rao, Area Manager, Gowfiguda O/O. PGM, HTD, R/o. Hyderabad.
39. M. Seshachalam, S/o. M.V. Subbaiah, DGM, O/O. PGM,HTD, R/o. Hyderabad.
40. M.Vijayakumar, S/o. Satyanandam, DGM, O/O. PGM,HTD, R/o. Hyderabad.
41. P. Satyanarayana, S/o. P.S. Sarma, GM, O/o. PGM. HTD.
42. V. Venkateswarlu, S/o. V.Varadaiah, DGM O/O. GMTD, Karimnagar, R/o. Karimnagar.
43. D.M. Bhaskar, S/o. D.E. Murugan, DGM O/O. GMTD, Khammam, R/o. Khammam
44. G.V. Manoj Kumar, S/o. G. Chalapati Rao, DGM O/O. GMTD, Mahabubnagar, R/o. Mahabubnagar.
45. C.V.Rama Raju, S/o. C. Veeraiah, DGM O/o. GMTD, Nalgonda, R/o. Nalgonda.
46. G. Raja Ram Mohan, S/o. G. Veera Swamy, DGM O/o. GMTD, Nalgonda, R/o. Nalgonda.
47. G. Babuji, S/o.G. Venkanna, GM O/o. GMTD, Nalgonda, R/o. Nalgonda.
48. A. Gopala Krishna Rao, S/o. A. Rangaiah, DGM O/O. GMTD, Nellore, R/o. Nellore.
49. A. Venkateswara Rao, S/o. A. Bhushanam, DGM O/O. GMTD, Nellore, R/o. Nellore.
50. C.V.Ratnam, S/o. C.Papaiah, GM O/O. GMTD, Nellore, R/o. Nellore.
51. V. Sridhar, S/o. V.Viswanatham, DGM O/O. GMTD, Nizamabad, R/o. Nizamabad.
52. K. Madhu Mohan Kumar, S/o. Asinwadam, DGM O/O.GM, STP, Tirupati.
53. R.M.M. Krishna, S/o. R. Satyanarayan, GM O/o. GMTD, East Godavari, Rajahmundry.
54. D.V. Ramana Murthy, S/o. D. Rama Mohana Rao, DGM O/o. GMTD, Srikakulam, R/o. Srikakulam.
55. R. Mani, S/o. L.Rama Lyer, GM, O/o. GMTD, Chittoor, R/o. Tirupati.
56. R.V.S.S. Ramanjaneyulu, S/o. R. Laxmikantham, DGM O/O. GMTD, Vijayawada, R/o. Vijayawada
57. A. Hanumantha Rao, S/o. Audishesalah, DGM O/O. GMTD, Vijayawada, R/o. Vijayawada
58. P. Bala Gangadhara Rao, S/o. P. Bhaskara Rao, GM O/O. GMTD.
59. C.K. Radha Krishnan, S/o. C.N. Krishna Murthy, GM O/O. GMTD, Vijayawada, R/o. Vijayawada
60. M. Srinivasulu Reddy, S/o. M. Abbi Reddy, DGM O/O. GMTD, Visakhapatnam, R/o. Visakhapatnam.
61. G.V. Rama Krishna, G.V. Sriirama Murthy, DGM O/O. GMTD, Visakhapatnam, R/o. Visakhapatnam.
62. G. Surendra Babu, S/o. Dayakaram, DGM O/O. STP, Hyderabad, R/o. Hyderabad.
63. J. Ganta, S/o. J. Chakrapani, GM O/O. GMTD, Visakhapatnam, R/o. Visakhapatnam.
64. P.S. Subrahmanyam, S/o. P. Venu Gopala Rao, DGM O/o. GMTD, Vizianagaram, R/o. Vizianagaram.
65. K. Neelayya, S/o. K.Srinivasa Rao, GM O/o. GMTD, Vizianagaram, R/o. Vizianagaram.
66. K.Ramesh, S/o. K. Tirupataiah, DGM, O/o. GMTD, Warangal R/o. Warangal.

67. K.K. Thakur, S/o. Y.N. Thakur, GM, O/o. GMTD, Warangal
R/o. Warangal.
68. M. Chandra Mouli, S/o. M.Ramaiah, DGM, STR, O/o. GM, STR,
Hyderabad, R/o. Hyderabad.
69. P. Sarath Babu, S/o. Pandu, DGM, STR, O/o. GM, STR, Hyderabad,
R/o. Hyderabad.
70. D. Srinivas Rao, S/o. Dalaya, DGM, STP, Vijayawada, R/o. Vijayawada.
71. P. Sitarama Raju, S/o. P. Bhooloka Raju, DGM(T&D), Hyderabad,
.....RESPONDENTS/PETITIONERS IN W.P
R/o. Hyderabad.
72. Bharat Sanchar Nigam Limited, Rep. By its Chairman & Managing
Director, Statesman House, New Delhi.
73. Union Public Service Commission, Dholpur House, Shajahan Road,
New Delhi.
74. N. Rama Krishna, S/o. N. Venkata Swamy, DGM(O), BSNL, (O), BSNL,
O/O CGMT, AP Circle, Nampally Station Road.
75. N. Janardhana Rao, S/o. Kutumba Rao, DGM (SW.PLG), BSNL,
O/o. PGM, HTD, R/o. Hyderabad.
76. K. Madhusudhan Rao, S/o. Parthasarathi Rao, DGM(Admn), BSNL O/O.
PGM, HTD, R/o. Hyderabad.
77. B. Gopal, S/o. Yandaiah, DGM (NS) O/O. GM (North), Secunderabad,
R/o. Hyderabad.
78. V. Ramesh, S/o. V.G.k. Murthy, DGM(NS) O/o. CGMT, AP Circle,
Hyderabad, R/o. Hyderabad
79. V. Munidranath, S/o. Eswaraiah, DGM (MKTG), O/o. CGMT, AP Circle,
Hyderabad, R/o. Hyderabad
80. K. Hanumantha Rao, S/o. K. Veeraiyah, DGM(CS), Cellone, CTo
Compound, Secunderabad, R/o. Hyderabad.
81. V. Rajahamsa, S/o. Sanyasi Raju, DGM (NC) O/O. CGMT, AP Circle,
Hyderabad, R/o. Hyderabad.
82. T.V. Ramesh, S/o. Rajeshwara Rao, DGM, Hyderabad Telecom Dist,
R/o. Hyderabad.
83. A. Muni Sekhar, S/o. Rama Murthy, DGM, Hyderabad Telecom Dist.
R/o. Hyderabad.
84. K.V.N. Rao, S/o. Kataiah, DGM, O/o. GMTD, Sanga Reddy, R/o. Ranga
Reddy.
85. G. Gouri Shankar, S/o. Malleshwaraiah, DGM (P&A), GMTD, Cuddapah,
R/o. Cuddapah.
86. J. Ravi Chandra, S/o. Kotaiah, DGM(CS & Sales), O/O. CGMT, AP Circle,
R/o. Hyderabad.
87. G. Nageswara Rao, S/o. Raghavulu, Area Manager, Charminar, HTD,
Hyderabad, R/o. Hyderabad.
88. N. Murali, S/o. Kutumba Rao, DGM (OP), Cellone CTO Compound
Secunderabad.
89. N. Sujatha, W/o. N. Murali, DGM(PLG) O/O. CGMT, APCircle,
Hyderabad, R/o. Secunderabad.
90. P. Kondaiah, S/o. Venkatesu, DGM (P&A) O/O. GMTD, Ongole,
R/o. Ongole.
91. K. Raja Sekhar, S/o. Nagarathnam, DGM(OP), Cellone, Vijayawada,
R/o. Vijayawada
92. T. S. Rama krishna, S/o. Divakara Rao, DGM (MKTG), O/o. PGM
Hyderabad, Telecom Dist, R/o. Hyderabad.
93. M. Chandra Sekhar, S/o. Venkata Reddy, Area Maager, Saroor Nagar,
Hyderabad, Telecom Dist, R/O. Hyderabad.
94. D. Bhaskara Rao, S/o. Raghavulu, DGM(AN) O/o. CGMT, AP Circle,
Hyderabad, R/o. Hyderabad.
95. J. Ramesh, S/o. Rajaratnam, DGM (Rural), O/O. GMTD, Kurnool,
R/o. Kurnool.
96. P. L. Yashodhara, W/o. S. Gangadhar, Area Manager, Tirumigherry, HTD,
R/o. Hyderabad.
97. L. Sreenu, S/o. Harilal, DGM(U), O/o. GMTD, Vijayawada, R/o.
Vijayawada.

98. P. Krishnaiah, S/o. Yellaiah, DGM(Instrn), Cellone, CTO Compound, Secunderabad, R/o. Hyderabad.
 99. B. Sudhakara Rao, S/o. Bala Kotaiah, DGM(NSS), Cellone, Telephone Bhavan, Saifabad, Hyderabad, R/o. Hyderabad.
 100. Y. Raviniranath, S/o. Y.S. Murthy, DGM, (A&U), O/O. GMTD, Kumool, R/O. Kumool.
 101. M. Eshwar, S/o. Pentaiah, DGM(A), O/O. CGMT, AP Circle, Hyderabad, R/o. Hyderabad.
 102. DR. Rajeswari, W/o. P. Srinivasa Rao, DGM(PP), O/o. PGM, HTD, R/o. Hyderabad.

...RESPONDENTS

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to vacate the order dt. 30-11-2005 in WPMP NO. 32832/2005 in W.P.NO. 25531/2005

Counsel for the Petitioner: SRI JONNALAGADDA SUDHEER

Counsel for Respondent Nos. 1&5 : SRI PONNAM ASHOK GOUD (ASST SOL GEN)

Counsel for Respondent Nos. 2 to 4 : SRI KOTI REDDY IDAMAKANT

W.P.NO. 12161 OF 2006

Between:

G. Parameshwar Reddy, S/o. Venkat Reddy, General Manager (West), Hyderabad, Telecom District, Bharath Sanchar Nigam Ltd., Hyderabad.PETITIONER

AND

1. Union of India, rep. by Secretary, Ministry of Communications & Information Technology Dept, of Telecommunications, 421, Sanchar Bhavan 20, Ashoka Road, New Delhi.
2. Union of India, rep. by its Secretary, Department of Personnel & Training, Ministry of Personnel, Public Grievances and Pension, New Delhi.
3. Bharath Sanchar Nigam Ltd., rep. by its Chairman & Managing Director, Statesman Building, New Delhi-1.RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ or order or direction more in the nature of Writ of certiorary to call for the relevant records in the order dt. 31.10.2005 passed by the Hon'ble Central Administrative Tribunal, Principal Bench, New Delhi in O.A.No.1954/2005 and other connected batch cases and quash the above order as bad, illegal, arbitrary and consequently hold that the absorption process of ITS Group "A" officers which was contemplated on 24.03.2005 through the letter No.A-11013/1/2005-Admn. II (ITS./TTS/TFS) dt. 24.03.2005 as bad, illegal and arbitrary. b) issue a consequential writ, order or direction, more particularly in the nature of mandamus, directing the responde its. i) To call option afresh for the group "A" officers of ITS cadre with prospective date of absorption by notifying all the service conditions such as recruitment Rules;

Rules for lateral Entry, promotion Policy; Avenues; Conduct, Discipline and Appeal Rules; Guidelines/instructions for cross functional Postings; pension rules etc., in all the three options i.e., BSNL/MTNL and Government Service. ii) to notify the vacancies and number of posts in each of the option along with clear guidelines for allocation of the officers on exercising their options; and issue any other appropriate writ, order or directions as this Hon'ble Court deems fit under the facts and circumstances of the case, in the interest of justice and equity.

WPMP NO. 15130 OF 2006

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to suspend the operation and implementation of process of absorption of ITS group "A" officers initiated by the respondents vide their letter dated 24.3.2005 and the judgment of Hon'ble Central Administrative Tribunal, principal Bench, New Delhi dated 31.10.2005 in OA.No.1954/2005 and other connected batch cases and all further proceedings pursuant thereto including the repatriation of the officers to their parent department pending disposal of the above writ petition in the interest of justice and equity.

WPMP NO. 39321 OF 2011

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to here the W.P.M.P.NO.15130 of 2006 (stay application) out of turn, and pass

Counsel for the Petitioner: SRI V.HARI HARAN

Counsel for Respondent Nos.1&2 : SRI PONNAM ASHOK GOUD(ASSISTANT SOL GEN)

Counsel for Respondent No.3 : SRI KOTI REDDY IDAMAKANTI

The Court made the following: COMMON ORDER

**THE HON'BLE SRI JUSTICE K.C.BHANU
AND
THE HON'BLE SMT JUSTICE ANIS**

**WRIT PETITION Nos.25511 AND 25531 OF 2005 AND
12161 OF 2006**

COMMON ORDER: (per the HON'BLE SRI JUSTICE K.C.BHANU)

These writ petitions are filed under Article 226 of the Constitution of India challenging the order, dated 31-10-2005, in O.A.Nos.1954, 1959 and 1954 of 2005 respectively on the file of the Central Administrative Tribunal (for short 'CAT'), Principal Bench, New Delhi.

2. Several Original Applications (for short 'O.As.') were filed before several benches of Tribunal in the country. In view of the fact that the issue involved in all the O.As. is similar, all the O.As were transferred to CAT, Principal Bench, New Delhi. The CAT after considering the material on record, passed the impugned order, dated 31-10-2005. Challenging the same, the petitioners filed these writ petitions in their individual capacity.

3. It is not in dispute before this Court that the Indian Telecom Service Association also filed W.P.No.22515 of 2005 challenging the very same order before the Delhi High Court. It is also not in dispute that the Delhi High Court rendered judgment in W.P.No.22515 of 2005 on 17-04-2012. It is also not in dispute that the present petitioners are the members of Indian Telecom Service Group 'A' officers. Therefore, the petitioners cannot be permitted to prosecute two parallel proceedings in two different forums.

4. In view of the fact that the issue has been resolved by the Delhi High Court, no further adjudication is necessary as the petitioners are bound by the judgment rendered by the Delhi High Court. However, it is brought to the notice of this

Court that judgment of the Delhi High Court is under challenge before the Supreme Court under S.L.P.

5. Therefore, these writ petitions are disposed of in terms of the judgment rendered by the Delhi High Court, dated 17-04-2012, in W.P.No.22515 of 2005 and also subsequent orders, if any, passed by the Delhi High Court. No order as to costs. Miscellaneous petitions, if any, pending in these writ petitions shall stand closed.

SD/-CH.V.SIVA PRASAD
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to Sri Abhinand Kumar Shavali , Advocate (OPUC)
2. One CC to Sri Ponnamm Ashok Goud, Assistant Solicitor General (OPUC)
3. One CC to Sri T.Venkat Raju, Advocate (OPUC)
4. One CC to Sri V.Hari Haran , Advocate (OPUC)
5. One CC to Sri Koti Reddy Idamakanti , Advocate (OPUC)
6. One CC to Sri Jonnalagadda Sudheer, Advocate (OPUC)
7. Two CD Copies

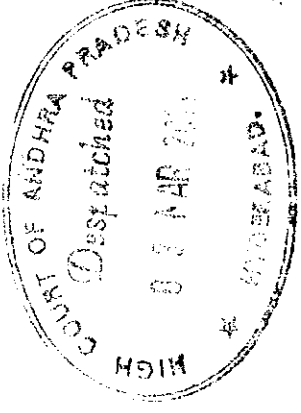
ks

ks

HIGH COURT

KCB, J & ANIS, J

DATED: 12/02/2014



ORDER

W.P.Nos.25511 and 25531 of 2005 and 12161 of 2006

Copy of Application Filed on 12/2/14
 Copy of order on 3/3/14
 Copy delivered on 4/3/14

Section officer
 Current Section
 High Court of Andhra Pradesh
 Hyderabad

[Handwritten signature]

Disposing of the W.Ps
Without costs.

[Handwritten initials]

3/3/2014

K. T. V.

IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWELFTH DAY OF FEBRUARY
TWO THOUSAND AND FOURTEEN

PRESENT
THE HON'BLE SRI JUSTICE K.C.BHANU
AND
THE HON'BLE SMT. JUSTICE ANIS

WRIT PETITION NO: 26712 OF 2005

Between:

1. N.Janaradhan Rao, S/o.Kutumba Rao, DGM (Sw.Plg), BSNL, C/o.PGM, HTD, R/o.Hyderabad.
2. K.Madhusudhana Rao, S/o.Parthasarathi Rao, DGM (Admn), BSNL, C/o.PGM, HTD, R/o.Hyderabad.
3. B.Gopal, S/o.Yanadaiah, DGM (Tech), North, O/o.GM (North), Secunderabad, R/o.Hyderabad.
4. V.Ramesh, S/o.V.G.K.Murthy, DGM (NS), O/o.CGMT, A.P.Circle, Hyderabad, R/o.Hyderabad.
5. V.Mumindranath, S/o.Eswaraiah, DGM (Mktg), BSNL, O/o.CGMT, A.P.Circle, Hyderabad, R/o.Hyderabad.
6. K.Harumantha Rao, S/o.Veeraiah, DGM (CS), Cellone, CTO Compound, Secunderabad, R/o.Hyderabad.
7. A.Muni Sekhar, S/o.Rama Murthy, DGM, Hyderabad Telecom District, R/o.Hyderabad.
8. K.V.N.Rao, S/o.Kataiah, DGM, O/o.GMTD, Sangareddy, R/o.Sangareddy.
9. G.Gouri Shankar, S/o.Malleswaraiah, DGM, (P & A), O/o.GMTD, Cuddapah.
10. J.Ravi Chandra, S/o.Kotaiah, DGM, (CS & Sales), O/o.CGMT, AP Circle, R/o.Hyderabad.
11. G.Nageswar Rao, S/o.Raghavulu, Area Manager, Charminar, HTD, Hyderabad, R/o.Hyderabad.
12. N.Murali, S/o.Kutumba Rao, DGM (OP), Cellone, CTO Compound, Secunderabad, R/o.Secunderabad.
13. N.Sujatha, W/o.N.Murali, DGM (Plg), Cellone, O/o.CGMT, A.P.Circle, Hyderabad, R/o.Secunderabad.
14. P.Kondaiah, S/o.Venkatesu, DGM (P & A), O/o.GMTD, Ongole, R/o.Ongole.
15. K.Raja Sekhar, S/o.Nagaratnam, DGM (OP), Cellone, Vijayawada, R/o.Vijayawada.
16. T.S.Rama Krishna, S/o.Divakara Rao, DGM (Mktg), O/o.PGM, Hyderabad Telecom District, R/o.Hyderabad.
17. M.Chandra Sekhar, S/o.Venkata Reddy, Area Manager, Saroor Nagar, Hyderabad Telecom District, R/o.Hyderabad.
18. D.Bhaskara Rao, S/o.Raghavulu, DGM (AN), O/o.CGMT, A.P.Circle, Hyderabad, R/o.Hyderabad.
19. J.Ramesh, S/o.Rajaratnam, DGM(Rural), O/o.GMTD, Kurnool, R/o.Kurnool.
20. P.L.Yashodhara, W/o.S.Gangadhar, Area Manager, Timmalgherry, HTD, R/o.Hyderabad.
21. L.Sreene, S/o.Harilal, DGM(U), O/o.GMTD, Vijayawada, R/o.Vijayawada.
22. P.Krishnaiah, S/o.Yellaiah, DGM(Instm), Cellone, CTO Compound, Secunderabad, R/o.Hyderabad.
23. E.Sudhakara Rao, S/o.Bala Kotaiah, DGM(NSS), Cellone, Telephone Bhavan, Saifabad, Hyderabad, R/o.Hyderabad.
24. Y.Ravindranath, S/o.Y.S.Murthy, DGM(A & U), O/o.GMTD, Kurnool, R/o.Kurnool.
25. M.Eshwar, S/o.Pentaiah, DGM(A), O/o.CGMT, A.P.Circle, Hyderabad, R/o.Hyderabad.

26. D.R. Rajeswari, W/o.P. Srinivasa Rao, DGM(PP), O/o.PGM, HTD,
R/o.Hyderabad.

(Writ Petition is dismissed insofar as the petitioner Nos. 10, 12 to 14, 20, 23 and 26 are concerned as per Court Order dated 12-02-2014 in Writ Petition)

.....PETITIONERS

AND

1. Union of India, Rep by its Secretary, Department of Telecommunications, Sanchar Bhavan, Ashok Road, New Delhi.
2. Member (Services), Telecom Commission & Chairman, Allocation Committee Department of Telecommunications, Sanchar Bhavan, Ashoka Road, New Delhi.
3. Secretary, Department of Personnel & Training, New Delhi.
4. Bharat Sanchar Nigam Limited, Rep by its Chairman & Managing Director, Statesman House, New Delhi.
5. Union Public Service Commission, Dholpur House, Shajahan Road, New Delhi.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to

A) to issue a writ order or direction to call for the relevant records in the order dated 31-10-2005 passed by the Hon'ble Central Administrative Tribunal, Principal Bench, New Delhi in OA.1959 / 2005 & other connected batch cases and set aside the above order as bad, illegal, arbitrary; and consequently hold that the absorption process of ITS Group A officers which was contemplated on 24-03-2005 through the letter no.A-11013/1/2005-Admn.II (ITS/TTS/TFS) dated.24-03-2005 as bad and arbitrary;

B) issue a consequential writ order or directions, more particularly in the nature of mandamus, directing the Respondents

(i) To call option afresh for the Group A officers of ITS cadre with prospective date of absorption by notifying all the service conditions such as Recruitment Rules; Rules for Lateral Entry; Promotion Policy; Promotional Avenues; Conduct, Discipline and Appeal Rules; Guidelines / Instructions for cross functional postings; pension rules etc., in all the three options i.e., BSNL, MTNL and Government Service;

(ii) To notify the vacancies and number of posts in each of the option along with clear guidelines for allocation of the officers on exercising their options; and issue any other appropriate writ, order or directions as this Hon'ble Court deems fit under the fact and circumstances of the case, in the interest of justice and equity.

WPMP NO. 34334 OF 2005: Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to suspend the operation and implementation of process of absorption of ITS Group A officers initiated by the respondents vide their letter dated.24-03-2005 and the judgment of Hon'ble Central Administrative Tribunal, Principal Bench, New Delhi dated.31-10-2005 in OA.1959/2005 & other connected batch cases; and all further proceedings pursuant thereto including the repatriation of the officers to their parent department.

Counsel for the Petitioner: SRI V. HARI HARAN

Counsel for Respondent No. 1: SRI PONNAM ASHOK GOUD
ASSISTANT SOLICITOR GENERAL

Counsel for Respondent Nos. 2 to 4: SRI KOTI REDDY
SC FOR BSNL

Counsel for Respondent No. 5: SRI B. NARASIMHA SARMA

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE K.C.BHANU
AND
THE HON'BLE SMT JUSTICE AXIS

WRIT PETITION No.26712 OF 2005

ORDER: (per the HON'BLE SRI JUSTICE K.C.BHANU)

This writ petition is filed under Article 226 of the Constitution of India challenging the order, dated 31-10-2005 in O.A.No.1959 of 2005 on the file of the Central Administrative Tribunal (for short 'CAT'), Principal Bench, New Delhi.

2. Several Original Applications (for short 'O.As.') were filed before several benches of the Tribunal in the country. In view of the fact that the issue involved in all the O.As. is similar, all the O.As were transferred to CAT, Principal Bench, New Delhi. The CAT after considering the material on record, passed the impugned order, dated 31-10-2005. Challenging the same, the petitioners filed this writ petition in their individual capacity.

3. It is not in dispute before this Court that the Indian Telecom Service Association also filed W.P.No.22515 of 2005 challenging the very same order before the Delhi High Court. It is also not in dispute that the Delhi High Court rendered judgment in W.P.No.22515 of 2005 on 17-04-2012. It is also not in dispute that the present petitioners are the members of Indian Telecom Service Group 'A' officers. Therefore, the petitioners cannot be permitted to prosecute two parallel proceedings in two different forums.

4. In view of the fact that the issue has been resolved by the Delhi High Court, no further adjudication is necessary as the petitioners are bound by the judgment rendered by the Delhi High Court. However, it is brought to the notice of this

Court that judgment of the Delhi High Court is under challenge before the Supreme Court under S.L.P.

5. Therefore, the writ petition is disposed of in terms of the judgment rendered by the Delhi High Court, dated 17-04-2012, in W.P.No.22515 of 2005 and also subsequent orders, if any, passed by the Delhi High Court. No order as to costs. Miscellaneous petitions, if any, pending in this writ petitions shall stand closed.

6. Learned counsel for the petitioners prays to dismiss the writ petition insofar as the petitioner Nos.10, 12 to 14, 20, 23 and 26 are concerned. In view of the said submission, the writ petition is dismissed insofar as the petitioner Nos.10, 12 to 14, 20, 23 and 26 are concerned.

SD/- CH.V. SIVA PRASAD
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To, 1. One CC to Sri Ponnamb Ashok Goud, Assistant Solicitor General (CPUC)
2. One CC to Sri I. Koti Reddy, Standing Counsel for BSNL (OPUC)
3. One CC to Sri B. Narasimha Sarma, Advocate (OPUC)
4. One CC to Sri V. Hari Haran, Advocate (OPUC)
5. Two CD Copies

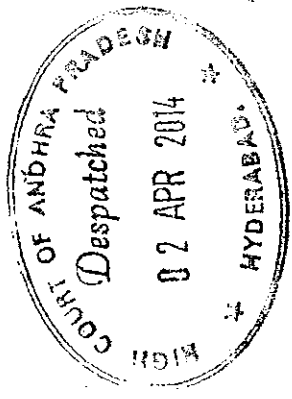
MBC

8

HIGH COURT

DATED: 12/02/2014

T. Suman



ORDER

WP.No.26712 of 2005

Copy Application Filed on... *12/2/14*
 Copy Ready on... *2/6/14*
 Copy Delivered on... *2/11/14*

[Signature]
 Section officer
 Current Section
 High Court of Andhra Pradesh
 Hyderabad.

03/04/14

DISPOSING OF THE WRIT PETITION

WITHOUT COSTS

RSR
 6
 01/4/14