

ALL INDIA GRADUATE ENGINEER TELECOM OFFICERS ASSOCIATION

(An Association of Gr. Er. Telecom Officers of B.S.N.L./M.T.N.L.)

Regd. Office: Office No. 4 & 5, Near Sethi Hospital, Bawal Chowk, Rewari-123401 (Haryana)

UP (East) Circle, Lucknow

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No: UP(E)/ AIGETOA/2008-09/3

Date:- 17/06/2008

To

The Chief General Manager Telecom

UP(East) Telecom Circle

Lucknow.

Sub:- Regarding Employee Provident Fund Issue related to BSNL recruited GEJTOs

Ref.:- AIGETOA UP(East)

1. Lr.No. UP(E)/ AIGETOA/2007-08/1 Dated 08/06/2007
2. Lr.No. UP(E)/ AIGETOA/2007-08/2 Dated 11/09/2007
3. Lr.No. UP(E)/ AIGETOA/2007-08/3 Dated 11/12/2007
4. Lr.No. UP(E)/ AIGETOA/2007-08/4 Dated 20/03/2008

Sir,

With due respect this is to state that, the BSNL recruited GEJTOs, in their past service period of more than six years, have maintained their faith in the BSNL Management with patience. But the sluggish pace with which the BSNL Management is handling the EPF issue has pushed the patience of GEJTOs to its limit. The persistent ignorance regarding where about of the money deducted from the salary on account of EPF subscription and inability (which do not seems to be ending) of BSNL Management in furnishing the respective EPF details has enraged the BSNL recruited GEJTOs. The pathetic situation of EPF issue is evident from the facts given below:

1. The deduction of employee contribution towards EPF commenced much after the date of joining.
2. The BSNL Management has not been able to furnish the EPF Account Number to all the GEJTOs in UP(E) Telecom Circle.

3. **The Annual Statement depicting the EPF Account details (Employee Contribution + Employer Contribution + Yearly Accrued Interest) till date has not been provided.**
4. The BSNL Management has been citing the deduction of EPF subscription from a date later than the date of joining service as the reason for delay in providing EPF account number and respective account details. The reason being cited is the anomaly committed by the BSNL Management.

In this regard this is to state that, above is the case with the GEJTOs of recruitment year 2001 & 2002. But this is not the case with the GEJTOs recruited in year 2005 which is evident from the details given below in respect of some of the concerned GEJTOs.

S.No	Name	Year Of Rectt	Date of Joining BSNL (After Phasel Training) dd/mm/yyyy	Joined in SSA(Circle)	SSA (Present posting)	Date since when EPF deduction commenced
1	Sunil Bellani	2005	12/2/2007	Unnao [UP(E)]	Unnao [UP(E)]	12/2/2007
2	Jai Prakash Yadav	2005	1/4/2007	Basti[UP(E)]	Basti[UP(E)]	1/4/2007
3	Atm Prakash	2005	1/4/2007	Gonda[UP(E)]	Gonda[UP(E)]	1/4/2007
4	Umesh Chand	2005	5/4/2007	Basti[UP(E)]	Basti[UP(E)]	5/4/2007
5	Sushil Kumar Chauhan	2005	31/3/2007(A/N)	CMTS Lucknow [UP(E)]	CMTS Lucknow [UP(E)]	April, 2007
6	Dinesh Kumar Gupta	2005	17/2/2007	Hamirpur [UP(E)]	Hamirpur [UP(E)]	February,2007
7	Sumesh T S	2005	14/5/2007	Hamirpur [UP(E)]	Hamirpur [UP(E)]	May,2007
8	Manish Kumar Gaur	2005	2/4/2007	Sultanpur [UP(E)]	Sultanpur [UP(E)]	April,2007

Despite EPF deduction being made since the date of joining service, the BSNL recruited GEJTOs of 2005 Batch are still waiting for the receipt of their EPF account numbers and respective details.

5. The BSNL Management is making the GEJTOs to pay for the irregularity committed on its part in implementing the provisions of Employee Provident Fund Scheme by recovering the arrears of employee's EPF contribution for the period in which no deduction of EPF subscription was made from the monthly salaries.

In this regard the association demanded for immediate stoppage of any of such recovery as it is in violation of Para-32 of the Employees' Provident Funds Scheme, 1952 as per which the employer has no right to recover any amount with retrospective date. It was also demanded that the recovery made till date may also be refunded to respective employees. But no step has been taken in this regard till date.

The association has regularly communicated the above said anomalies to your good self vide association's reference cited above and also during association's representations made in person. But even after having passed one year since your assurance the EPF issue remains unresolved.

In the said matter we also had a meeting with General Manager (Finance) O/o CGMT UP(E) on dated December 27, 2007 wherein the EPF issue and concerned anomalies were discussed in detail. In the said meeting the General Manager (Finance) promised the association that the EPF issue will be resolved at the earliest and assured that the EPF statement for this year will positively be provided to the GEJTOs. But the reality is that the month of June has arrived & the GPF slip of the BSNL employees absorbed from DOT has been issued and still the resolution of EPF issue related to BSNL recruited GEJTOs seems to be a distant reality. The worst example is that the GEJTOs posted in Circle Office (the office that should have set an example for other units/SSAs) are waiting for the settlement of EPF issue.

The inactive and indifferent attitude of BSNL Management has become a matter of serious concern for the BSNL recruited GEJTOs as it is affecting their and their families well being as Employee Provident Fund caters various needs in a person's life viz. housing, medical, family obligation, education of children, financing of insurance policies, retirement benefit etc.

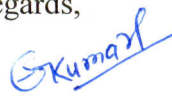
However, at this belated stage also, I once again request your honor that the below listed demands of BSNL recruited GEJTOs may please be realized within fifteen days time.

1. The EPF Account number and requisite EPF statements till date may be furnished to the GEJTOs.
2. The recovery of arrears of employee's EPF contribution (In respect of the period in which no deduction of EPF subscription was made from the monthly salaries) being made from the salaries of BSNL recruited GEJTOs may be stopped with immediate effect and the amount recovered till date may be refunded at the earliest.

In this regard this is to state that, in a case similar to that of GEJTOs in UP(East) Telecom Circle, the Assistant Provident Fund Commissioner (Enf.), Indore, Madhya Pradesh has ordered refund of recovered EPF arrears and has sought explanation from concerned Account Personnel of BSNL involved in recovery of arrears of EPF.(Copy of order enclosed).

At this state of discontentment, I urge that the BSNL Management may fulfill the genuine demands of BSNL recruited GEJTOs within fifteen days. Any delay will prompt the association to take up the case of mishandling EPF issue of GEJTOs with the concerned EPF Authorities.

Regards,


(S.K.Gautam)

Copy to:-

1. General Manager (Finance), O/o CGMT, UP(East) Telecom Circle, Lucknow
2. All SSA/ Unit Heads in UP(East) Telecom Circle
3. General Secretary, AIGETOA



EMPLOYEES' PROVIDENT FUND ORGANISATION,

श्रम मंत्रालय, भारत सरकार,
(Ministry of Labour, Govt. of India),
क्षेत्रीय कार्यालय, 7, रेसकोर्स रोड,
Regional Office, 7, Race Course Road,

Phone No. R.C. 1 : 0731- 2331923 Fax : 0731- 2531923, PRO : 0731 - 2540057,

R.C. (R&R): 0731- 2435669 Fax : 0731- 2435669, A.C. (Inf): 0731- 2541603

इन्दौर (मध्यप्रदेश)
INDORE (M.P.)

No. PFC/MP/17087/Enf.

Date

To,

The Chief Accounts Officer
Accounts Wing BSNL
Old C.T.O. Building, Radio Colony
Indore (M.P.)

Sub: - Complaint regarding recovery of Provident Fund Contribution.

Sir,

Complaints are being received in this office that you are indulging in recovering the arrears of statutory dues under the Employees Provident Fund and Miscellaneous Provisions Act, 1952 which you have not recovered and deposited in the prescribed time limit and as you are aware it is in contravention of the mandatory provisions of the Employees Provident Fund and Miscellaneous Provisions Act, 1952.

You are therefore advised to refund such amount if so deducted to the concerned employees and also advised to submit your detailed explanation in the matter within 7 days of the receipt of this letter. A copy of the complaint is enclosed.

Yours faithfully

D.V.K.Nair

(T.V.K.Nair)

Assistant Provident Fund Commissioner (Enf)
Madhya Pradesh, Indore

No. PFC/MP/17087/Enf. 1147

Date 22.6.0

Copy to:-

- 1) Sh. R.P. Sahu, 111/10, Doorsanchar Colony, Navratan bagh, Indore, M.P. for information.
- 2) Sh. V.S. Thakur, E.O. with a copy of the complaint and is advised to submit a detailed report on this matter.

[Signature]
Assistant P.F. Commissioner
Madhya Pradesh, Indore