



**UNION OF AKASHVANI & DOORDARSHAN (PRASAR BHARATI)
ENGINEERING EMPLOYEES [UADEE]**

Central Office: C-4 D/81 B, Janakpuri, New Delhi- 110 058

(Registered under Trade Union Act, 1926; Regn. No. 5135)

Please visit our website: www.uadee.org

Ref. No.: UADEE/CEO(PB)/2011-2012

Date: 17-07-2011

Shri Rajiv Takru, IAS
Addl. Secretary to the Govt. of India, Min. of I & B
&
Chief Executive Officer,
Prasar Bharati (BCI),
PTI Building, Sansad Marg,
New Delhi-110 001

Sub: Request for your personal intervention to restore status quo of mailing list of DG:AIR

Sir,

It is a matter of serious concern that a section of officers sitting at the helm of affairs in DG:AIR and Prasar Bharati Sectt. have been continuously indulging in violation of **CCS(RSA) Rules, 1993** to extend undue favour to certain non recognized service Associations/Unions.

Sir, AIR & Doordarshan are no more central government organizations since the time Prasar Bharati Act, 1990 came into force w.e.f. Sept, 1997. Hon'ble Supreme Court in its landmark judgment in the year 1998 vide C.A. No. 2423 of 1989, had also held that AIR & Doordarshan are industries within the meaning of Section 2(j) of Industrial Dispute Act, 1947. As a result, a new Union in the name and style-"Union of Akashvani & Doordarshan (Prasar Bharati) Engineering Employees" (hereinafter called UADEE) was formed in the year 2008 and then registered under Trade Union Act, 1926 after it had been brought in the lime light by none other than Hon'ble I & B Minister on 24-08-2006 against unstarred Parliament Question no.2947 (Photocopy of which is enclosed as **Annexure-I**) that **no service Associations/Unions in AIR & Doordarshan are recognized by the Govt. under Central Civil Service (Recognition of Service Association) Rules, 1993.** This was further broadly clarified by the I & B Ministry in its Appeal Order dated 19-08-2009 under RTI Act, 2005 that **even 9 (nine) erstwhile cadre based service Associations as mentioned in AIR manual, were also derecognized and the office bearers of these Associations are not entitled to any facilities and privileges** at present in accordance with the rules (Photo copy of said order is enclosed as **Annexure-II**). Unfortunately, AIR manual also has not been updated by DG:AIR since last two decades.

Under such circumstances, **a request was made by us to include the name of UADEE in the mailing list which was considered by DG:AIR after thorough scrutiny and a letter was also issued to this effect on 10-12- 2008** (Photocopy of letter is enclosed as **Annexure-III**).

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But, most surprisingly, **the said letter was kept in abeyance** within 15 days of issuance without any reason in gross violation of established norms on the insistence of few office bearers of non recognized Associations who developed unholy nexus with corrupt officials sitting at the helm of affairs in DG:AIR and Prasar Bharati Secretariat. The DG:AIR then took a stand with malafide intention that the management would deal only with 9 (Nine) Associations/Unions those are figured in AIR manual till such time the Ministry of I&B takes decision to recognize Unions and Associations in AIR & Doordarshan, contrary to fact that neither the existing recognition rule which was enforced purely for Central Govt. Organizations, is applicable to any Autonomous body including Prasar Bharati nor Ministry of I&B has framed any policy guideline to maintain mailing list. Infact, **DG:AIR is thus flouting with the 'Rules of Law'** in this regard.

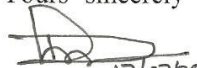
Moreover, **it is not defined any where in the relevant rules or AIR manual that recognition is the only criteria or one of the requirement to include any Union in the mailing list of DG:AIR.** On the other hand, when the stated rules position and decision of the I&B Ministry as mentioned in **Annexure-II** i.e. Appeal Order dated 19-08-2009 under RTI Act, 2005, was conveyed to Prasar Bharati and DG:AIR by our Union, the then CEO and DG:AIR had deliberately ignored it for continuing their patronage and undue favour towards few non recognized Associations/Unions which had tacit understanding with them to facilitate corruption.

It is therefore, sincerely requested you to intervene into the matter personally, so that the **status quo of mailing list prior to 24-10-2010 is restored without any favour or prejudice.** The all concerned authorities of the Ministry and Prasar Bharati were already requested on several times to end the discrimination meted out to UADEE members posted throughout the country due to arbitrary decision of DG:AIR in collusion with corrupt officials of Prasar Bharati. But, in our utter dismay, the concerned authorities also failed to do justice till today with their stated positions and commitments to uphold the 'Rules of Law', resulting into lawlessness & victimization of our members by not allowing them to take part in collective bargaining, although despite of such strong provocation, they are still maintaining industrial peace.

Sir, looking forward for your urgent & positive action to restore principle^{of} natural justice.

With warm regards,

Yours' sincerely


(Debashis Chowdhury)
General Secretary
Tel. No.: 9868924753

Copies forwarding for kind information & urgent necessary action to:

- 1) **The Secretary** to the Govt. of India, Min. of I & B, Shastri Bhawan, New Delhi- 110 001
- 2) **The DG:** AIR/DD, New Delhi- 110 0001- with a request to include the name of UADEE in **office council meeting** as part of collective bargaining without any discrimination.