



United We Stand

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

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

Head Quarter : C-4 D/ 81 B, Janakpuri, New Delhi-110 058

visit our website: <http://www.uadee.org>

Ref. N o. CEO/05/2008:

Dated:.. 30/12/08

The Chief Executive Officer,
Prasar Bharati (BCI),
2nd Floor, PTI Building,
Sansad Marg,
New Delhi – 110001.

Sub: Demanding enquiry against gross violation of transfer policy and unfair labour practices in Directorate General:AIR.

Ref.: 1. Ministry of I & B letter No. 310/18/75-B(D)(Volume II), dated 14-07-1981 and
2. DG:AIR letter No. B-12017/7/2008-WL/193, dated 18-12-2008 on the issue of transfer of office bearers of Recognized Associations/Unions of AIR/DD.

Sir,

It is a matter of serious concern that in gross violation of well defined transfer policy of the government, the DG:AIR has been continuously encouraging a section of office bearers of **derecognized** service associations/unions to avail undue advantages in the matter of transfer and posting, resulting into large scale discrimination and unrest in the employees of Akashvani & Doordarshan.

We are constrained to mention here that a falsehood is being propagated by a section of office bearers of so-called 'recognized' associations, in collusion with few vested interest who are sitting at the helm of affairs in both the AIR & DD Directorates, that only those nine Associations/Unions which are mentioned in old AIR manual are recognized by the government **forever** and the department will deal only with those 9 associations, contrary to the fact that all the existing associations/unions which were recognized by the government before commencement of CCS(RSA) Rules, 1993 on 05.11.1993 and in whose case the recognition was subsisting at such commencement, were allowed to continue to be recognized for a period of only **one year from 05.11.1993 or till the date on which the recognition was withdrawn, whichever was earlier** (kindly see Rule-4 of CCS(RSA)Rules,1993). As the associations functioning in AIR & Doordarshan opposed the check-off-system of verification of membership for the purpose of recognition of service associations under Rule-7 of CCS(RSA)Rules,1993 and did not apply for fresh recognition under the new rules within the notified time frame, the recognition of all the associations of AIR & Doordarshan was discontinued w.e.f 04.05.1995, the deadline fixed by the

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government. Thus, the so-called associations and the Directorate General: AIR are not only misleading the employees of AIR & Doordarshan and playing fraud on them, but also inviting chaos, anarchy and unrest among a large section of employees.

It is worth mentioning here that no service Associations/Unions in Akashvani & Doordarshan had fulfilled the conditions & others criteria for recognition as laid down in CCS (RSA) Rules, 1993 which was even confirmed by the Government of India (GOI), Ministry of I & B on 24-08-2006 in response to one unstarred question vide no. 2947 in Upper House of Parliament (a copy of which is enclosed herewith for your ready reference). Moreover, service Associations/Unions of Akashvani & Doordarshan are no longer invited by the competent authority of Ministry of I & B to participate in Departmental Council Meeting under JCM (Joint Consultative Machinery) scheme of GOI since the time deadline period was over for strict compliance of new CCS (RSA) Rules, 1993, also substantiates that no Association/Union of Akashvani & Doordarshan is recognized at present by the government. There is even no scope or provisions in the CCS (RSA) Rules for automatic restoration of such recognition merely on the ground that the name of nine service Associations/Unions are still figured in AIR manual, which is also due to lack of Updation or correction of said manual. The latest guidelines issued by DG: AIR on the transfer of office bearers of recognized Associations/Unions is therefore, a clear breach of privilege as far as I & B minister's reply in Parliament on this particular issue is concerned.

As a result, a sense of insecurity is prevailing among the employees of Akashvani & Doordarshan. This has added fuel to the fire when Prasar Bharati management allowed to include representatives of a particular Association in transfer/posting committee at five zonal CE offices that does not enjoy the confidence of majority of engineering employees. Now again guidelines on transfer policy i.r.o. office bearers of staff Association by DG: AIR was issued vide its' letter dated 18-12-2008 in contravention of para ix & xxiii of transfer policy as laid down by the GOI, Ministry of I & B vide its' letter no. 310/18/75-B(D)(Volume II), dated 14-07-1981 and also in violation of transfer policy for Prasar Bharati employees vide its' order no. A-10/40/2007-PPC, dated 26-03-2007 (Copies of both the letters/orders are attached for your ready reference), which was issued in conformity to the policy of GOI, DOP&T, clearly indicates that DG: AIR is deliberately misleading the employees in the matter of transfer of office bearers of recognized Associations/Unions. Otherwise also transfer policy once framed by the GOI, can't be superseded by minutes of the meeting of departmental council dated 23-11-1989 in isolation or can't be altered by any *suo motu* decision taken by the Secretary, Ministry of I & B in gross violation of established rules.

Sir, more confounding, however, is the fact that both AIR & DD directorates including zonal CE offices have been continuously doing favor in transfer/posting to a section of office bearers of certain non-recognized Associations by depriving good numbers of deserving engineering employees/officers as is evident from the various transfer orders already issued by them in the recent past. Around fifty office bearers of different service Associations are given undue advantages of transfer/posting in central, zonal and different state head quarters even after completion of their tenure long back. On the other hand, most deserving employees who have either completed his/her tenure in difficult stations and represented for choice posting as per rules or those who opted to stay in their respective places for some time more on compassionate ground, are not being allowed in order to accommodate the so-called office bearers by flouting well defined transfer policy of the government.

After going through the chronology of events as stated above, it seems that an unholy nexus has already been developed between a section of office bearers of so-called Associations and the management, especially with the management of DG:AIR. We strongly condemn such unfair labor practice being pursued by the management to promote certain Associations with ulterior motive and demanding immediate scrapping of transfer/posting committee in all five zonal CE offices including withdrawal of DG:AIR letter dated 18-12-2008 on the issue of transfer/posting of office bearers of Associations/Unions. Further, we demand to refer this matter to the Chairman and privilege committee of Upper House of Parliament for urgent necessary action. Failing which UADEE will be forced to take up this issue with all concerned authorities for upholding the dignity of Indian Parliament. At the same time, it is also the need of the hour to order for high level enquiry, preferably by an independent agency to fix the responsibilities of concerned officials in AIR & DD directorates and zonal CE offices who are directly or indirectly involved in lowering the dignity of Parliament being the public servants as well as for illegal retention and cancellation of transfer orders of a section of corrupt officials & office bearers of so-called associations in sensitive posts/places on flimsy ground even after completion of their tenure long back to encourage corrupt practices. There are already numbers of litigation against violation of transfer policy.

UADEE, being a responsible trade union in Prasar Bharati, is committed to co-operate with the management by providing all clinching evidences if free & fair enquiry is conducted to root out corruption in transfers and postings in AIR & Doordarshan directorates and offices of Zonal Chief Engineers. Unless which we have no other option left except to resort to the path of democratic agitation and a notice to this effect will be served in due course.

Sir, we are looking forward for your urgent & positive action to establish the rules of law.

With warm regards,

Sincerely yours,

(RAM SHANKER)

General Secretary

MobileNo.09868538073

Copies forwarding for kind information & urgent necessary action to:

1. The **Secretary to GOI**, Ministry of I & B, Shastri Bhawan, New Delhi..
2. The **Member(Personnel)**, Prasar Bharati(BCI),PTI Building, New Delhi.
3. The **Director General(AIR)**, Akashvani Bhawan, NewDelhi.
4. The **Director General(Doordarshan)**, Doordarshan Bhawan, New Delhi.
5. The **Engineer-in-Chief(AIR)**, Akashvani Bhawan, NewDelhi.
6. The **Engineer-in-Chief(Doordarshan)**, Doordarshan Bhawan, New Delhi.
7. The **Chief Engineers [EZ/SZ/NZ/WZ/NEZ]**, Kolkata/Chennai/New Delhi/
Mumbai/Guwahati.

(RAM SHANKER)

General Secretary

