

IN THE HIGH COURT OF KERALA AT ERNAKULAM

Present:

THE HONOURABLE MR. JUSTICE A.M.BADAR

Wednesday, the 17th day of February 2021/28th Magha, 1942

WP(C)No.29212/2020(B)

PETITIONER

**BSNL EMPLOYEES UNION
REPRESENTED BY ITS CIRCLE SECRETARY, SANTHOSH KUMAR C, AGED 59 YEARS,
S/O. CHELLAPPAN NAIR, CIRCLE SECRETARY(KERALA CIRCLE), BSNL EMPLOYEES
UNION, P & T HOUSE, THIRUVANANTHAPURAM -695 001.**

RESPONDENTS

- 1. UNION OF INDIA
REPRESENTED BY THE SECRETARY, MINISTRY OF HEAVY INDUSTRIES AND PUBLIC
ENTERPRIZES, NEW DELHI - 110003.**
- 2. THE DIRECTOR,
DEPARTMENT OF PUBLIC ENTERPRIZES, PUBLIC ENTERPRISES BHAVAN, MINISTRY OF
HEAVY INDUSTRIES AND PUBLIC ENTERPRISES, BLOCK NO. 14, C.C.O COMPLEX,
LODHI ROAD, NEW DELHI - 110003.**
- 3. CHAIRMAN AND MANAGING DIRECTOR(CMD),
BHARATH SANCHAR NIGAM LTD, BHARATH SANCHAR BHAVAN, H.C MATHOOR LANE,
NEW DELHI - 110001.**
- 4. CHIEF GENERAL MANAGER,
BHARATH SANCHAR NIGAM LTD, THIRUVANANTHAPURAM - 650 033.**

Writ Petition (civil) praying inter alia that in the circumstances stated in the affidavit filed along with the WP(C) the High Court be pleased to direct the 1st respondent to issue orders to release increased IDA with effect from 01-10-2020 other than executives and non unionist supervisors pending disposal of this writ petition.

This petition again coming on for orders upon perusing the petition and the affidavit filed in support of WP(C) and this Court's order dated 07-01-2021 and upon hearing the arguments of SRI.V.V.SURESH, Advocate for the petitioner and of SRI.P.VIJAYAKUMAR, ASSISTANT SOLICITOR GENERAL OF INDIA, for R1 & R2, the court passed the following:

P.T.0

A.M. BADAR, J.

W.P. (C) No.29212 of 2020

Dated this the 17th day of February, 2021

ORDER

Heard both sides.

Perused the statement filed by respondents 1 and 2. By way of interim order, it is clarified that the communication at Ext.P4 is only applicable to the Executives and Non-Unionised Supervisors of CPSEs drawing 2017, 2007, 1997, 1992 & 1987 IDA pay scales. If the members of the petitioner-Union are not falling under this category, respondents shall not deny benefit of Dearness Allowance to them.

Sd/- A.M. BADAR

JUDGE



ASSISTANT REGISTRAR

(TRUE COPY)

smp

3/19/21

19/2

WP(C) No.29212/2020

**EXHIBIT P4 - TRUE COPY OF THE OFFICE MEMORANDUM ISSUED BY DPE
DATED 19.11.2020.**