



ALL INDIA BSNL PENSIONERS' WELFARE ASSOCIATION

CHQ [Regd. No. T 1833/09]

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23-10--2025

To

The Secretary,
Department of Telecommunications,
Sanchar Bhavan, New Delhi – 110001.

Respected Sir,

Subject: *Request to Reconsider Disposal of Representations in the N.K. Mishra Case in View of Supreme Court Directions*

We wish to draw your kind attention to **Para 5 of the Office Memorandum dated 07.10.2025** (File No. 37-18/2023-SEA-(Legal)) issued by the Department of Telecommunications regarding the implementation of the CAT Order in **O.A. No. 2544/2015 – N.K. Mishra & Others v. Union of India.**

2. The said paragraph confines the benefit of the Hon'ble Tribunal's order to the **14 applicants only** and directs disposal of all pending representations and PG cases on that basis. With due respect, such a restrictive interpretation runs contrary to the **consistent principles laid down by the Hon'ble Supreme Court of India**, which has repeatedly held that *similarly placed employees cannot be denied the same relief once the issue has been finally adjudicated.*
3. In particular, the Hon'ble Supreme Court in **State of Uttar Pradesh v. Arvind Kumar Srivastava (2015 (1) SCC 347)** and in several subsequent judgments has clearly ruled that **once a benefit is granted based on a judicial pronouncement, it should normally be extended to all similarly situated employees to avoid multiplicity of litigation and ensure equal treatment under Article 14 of the Constitution.**
4. The disposal of pending representations solely on the ground that the CAT order was implemented for the applicants alone would therefore **amount to discrimination among identically placed employees/ex-employees**, and would **invite further**

avoidable litigation. It is in the larger interest of administrative fairness that the issue be reconsidered comprehensively.

5. We, therefore, request that the **Department may review Para 5 of the OM dated 07.10.2025** and issue suitable **revised orders extending the benefit of the N.K. Mishra judgment to all similarly placed officials**, in consultation with the Department of Expenditure, so that uniformity and justice are ensured.

Yours faithfully,



(V Vara Prasad) 23/10

General Secretary