

Dr. G. Sanjeeva Reddy

Member of Parliament (Rajya Sabha)
President
INDIAN NATIONAL TRADE UNION CONGRESS



SHRAMIK KENDRA
4, BHAI VEER SINGH MARG,
NEW DELHI - 110001
Phone : 2374-7767/68 (O)
Phone : 2334-1515 (R)
Fax : 2336-4244

Dt. 21st Jan. 2012

Dear Dr. Zaidi ji,

A delegation of Airports Authority Employees (erstwhile DGCA) absorbed in National Airports Authority on 02.10.89 met me, complaining non implementation of Pensionary benefits under CCS Pension Rules as per their terms of appointment in Authority. Pensionary benefits under CCS Pension Rules are guaranteed to these absorbees as per Department of Pension & Pensioners' Welfare OM. dated 5th July 1989.

In recent past Ministry of Civil Aviation has also taken up the Pension issue of less than 10 years absorbees with the Department of Pension & Pensioners' Welfare. Department of Pension & Pensioners' Welfare vide letter No.4/2/2010-P&PW (D) dated 30.08.10 reiterated that permanent Government employees who were transferred en-masse to Airports Authority and had opted for pensionary benefits under Government Rules without considering the length of service (less or more than ten years), are eligible for pension under Government rules on their retirement on superannuation from Airports Authority of India. Department of Pension & Pensioners' Welfare has also stated that no such option was offered to the en-masse transferred employees with less than 10 years service. This appears to be not in conformity with the policy of the Government on the subject.

The above said directives of Department of Pension & Pensioners' Welfare are binding on Authority being statutory directives under article 309 of the Constitution of India. These directives are not barred by anything and its implementation also binding on Authority under sub section 1&2 of Section 40 of AAI Act, 1994.

I am told that despite clear cut eligibility of absorbees for Government Pension as per their terms of appointment, absorbees are retiring without grant of Pension Pay Order and widows are suffering from decades on account of nonpayment of family pension admissible under Rule 37A of CCS Pension Rules, which is very pathetic.

It will be nice of you if Pension cases of absorbees are settled without any further delay.

With kind regards

Yours sincerely,

(Dr. G. Sanjeeva Reddy)

Encl. : a/a

Dr. SNA Zaidi, IAS
Secretary to the Govt. of India
Ministry of Civil Aviation
Rajiv Gandhi Bhawan, New Delhi-3