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भारत संचार निगम लिमिटेड
(भारत संचार निगम लिमिटेड)
BHARAT SANCHAR NIGAM LIMITED
(A Govt. of India Enterprise)

COURT CASE

No : BSNLCO-SR/13(12)/1/2021-SR

Dated : 05.03.2024

To,

The Chief General Manager,
BSNL, Punjab Telecom Circle,
Chandigarh

Subject: Order dated 26.07.2023 passed by Hon'ble Supreme Court of India in Civil Appeals 1971/2012 (SLP No. 35048), 1972/2012 (SLP No. 35158) & 1973/2012 (SLP No. 35384) filed by BSNL & Ors Vs. Raj Kumar & Ors, BSNL & Ors Vs Subhash Chander & Ors and BSNL & Ors Vs Baljinder Singh & Ors respectively – reg.

Reference : Letter No. PBCO-11/14(11)/2/2023-HR ADMIN dated 22.08.2023 & 29.11.2023

The undersigned is directed to refer to Hon'ble Supreme Court of India order dated 26/07/2023, wherein Hon'ble Supreme Court has dismissed civil appeals no. 1971/2012, 1972/2012, 1973/2012 filed by BSNL stating as "**After hearing learned counsel for the parties and considering the peculiar facts involved in these batch of cases, we are not inclined to interfere. The civil appeals stand dismissed. However, the question of law is left open.**"

2. In this regard, DOT has conveyed vide letter dated 16.02.2024, informing that the matter has been examined in consultation with Department of Legal Affairs (DoLA) regarding filing of Review Petition w.r.t order dated 26.07.2023. DoLA has opined that it is not a fit case for filing Review.

3. Legal cell, Corporate office, New Delhi has opined that "As such, orders of Hon'ble Supreme Court are to be implemented in case of the parties involved in those cases and further, the said judgement is not to be treated as precedent in such cases. DOT, being the Administrative Ministry has directed for implementation of orders only in respect of specific parties in the SLP's. As such, further action be taken by the concerned Branch/Circle in terms of court order and DOT's directions by the Tribunal."

Accordingly, necessary action may be taken in accordance with DOT letter No. 03-35/2023-SNG dated 16/02/2024

This is issued with the approval of Competent Authority.

End : a.a (DOT letter and Hon'ble Supreme court order)

DGM (WS&I) 5/3/2024
O/o PGM (SR/Rstg/Ws&I)

Copy To :

1. CGMT (CNTx-N), New Delhi, for kind information please
2. PGM (Establishment), Corporate Office, New Delhi, for kind information please

