



Sanchar Nigam Pensioners' Welfare Association

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SNPWA/ CMD/13/20

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To

Sh. P. K. Purwar
CMD BSNL
Sanchar Bhawan
New Delhi

Sir,

Sub : Very serious and highly illegal dereliction of responsibility which virtually amounts to tax evasion by the concerned officers of Finance wing of BSNL by not depositing TDS deducted on ex gratia of VRS optees with the income tax department. This unpardonable lapse on the part of concerned officers calls for rolling of heads of concerned officers of Finance Wing of BSNL, particularly Director (finance)/BSNL, who is best at throwing balls in others courts by blatantly evading and defying responsibility on almost every issue that falls legitimately under his jurisdiction. Director (Finance) needs to be reined in and severely reprimanded immediately because of the havoc that he is responsible for creating on almost every issue.

Respected Sir,

TDS has been deducted at the maximum slabs from the ex-gratia payments of VRS retirees from time to time. Shockingly and unbelievably, the commensurate amount of tax already deducted at the time of payment of each instalment of ex gratia does not seem to have been deposited with the income tax department. This is simply not only unbelievable but highly illegitimate. It indicates nothing but prevalence of complete anarchy in BSNL. These deductions already made at the time of payments of 1st and 2nd instalments are not reflected in form 26 AS statements of the VRS optees(annexure enclosed). Who is now going to pay huge amounts of penal interests that would be imposed by IT department for non- payment of TDS at the end of each stipulated quarter. The provisions of the stipulated income tax law clearly envisage that individual will have to pay the penal interest for not crediting TDS in time at the end of each quarter.

Such serious offence on the part of the Company, particularly Director(Finance), can in no case be thrust upon the poor pensioners, who have already paid more than the required tax(30 per cent) by way of deduction by BSNL. Such amounts that fall as penal charges may be caused to be paid by the Company, which has already deducted huge sums of money, running to several lakhs of rupees from the individuals but has deliberately neglected to credit the amount with the income tax authorities. This is simply unprecedented and perhaps has no parallels, unambiguously establishing the height of negligence and complete dereliction of responsibility.

This callous, insensitive and sadistic attitude of the Finance wing of BSNL is reflected in almost all its actions concerning the retirees. Even our simple request for permitting the retirees to allow them to exercise their option for their preferred IT regime at least during TDS deduction at the time of payment of final instalment of ex gratia has fallen on the deaf ears of Director(Finance). His justification that let VRS optees exercise their option with the concerned CCAs is ridiculous, irrational and irrelevant since TDS deductions for payment of 1st and 2nd instalment of ex gratia has been made by the field units of finance wing of BSNL arbitrarily on the basis of old tax regime according to directions of BSNL CO . In fact, many IFAs requested Director(Finance) to allow them to give VRS optees an option for deduction of TDS at the time of payment of final instalment of TDS so that excess payments that have been made at the time of deduction of TDS on 1st and 2nd instalment of ex gratia can be appropriately adjusted. But this highly justified and legitimate request of both VRS optees as well as IFAs has simply fallen on the deaf ears of Director (Finance) because of his known insensitivity and his established attitude of evading responsibility on issues that clearly fall within his domain.

Sir, you will be shocked to learn about another atrocious, grave and unpardonable act of the Finance wing of BSNL. They have deducted TDS on unpaid medical bills submitted by retired employees. Medical bills submitted by the retired employees about two years before remain unpaid so far but TDS on these unpaid bills has been deducted. Can this ever happen in any Organization where there is even semblance of orderly functioning. This establishes nothing but prevalence of anarchy and chaos which is not being checked. How can TDS be ever deducted on something that has not been paid by the employer- simply indisciplined, reckless and chaotic functioning.

Sir, as the custodian of both the serving and retired employees, it is incumbent upon you to immediately intervene in such serious issues and not only impose brakes on such indisciplined and reckless functioning but to restore a semblance of orderly functioning and putting in place an effective mechanism of grievance redressal. We are very confident that , keeping in view the seriousness of the offences, not lapses, perpetuated by the concerned officers of Finance wing, your good self will take a very serious cognizance of these unpardonable lapses and definitely take very deterrent and tough action to bring to book the concerned reckless officers. We are sure that such serious lapses will not be simply overlooked and brushed aside.

Finally, sir, we want to just apprise you that, even though retired employees get slightly incapacitated due to their age but they are not dead wood. Our conviction to struggle to secure

justice and take to task such errant officers will give us huge strength to fight through our legitimate means of protest. Needles to mention, we would have swung into action long back to secure justice and would have taken such reckless, sadistic, insensitive, law defying officers to severe task but unfortunately, as everyone is aware , the prevailing situation has completely handicapped us from taking on to streets to secure justice. What is worse is that these officers are taking full advantage of our inability to hit back at them and are fully exploiting the situation to perpetuate injustice of the worst kind. Exploiting our helplessness to strike back, these officers are taking fullest advantage of the prevailing situation which is not only deplorable but highly condemnable.

With kind regards,
Sincerely Yours
G. L. Jogi
General Secretary.

Copy to

- 1) Respected Sh Anshu Prakash, Secy/DOT, for information and n/a please.
- 2) Respected sh. P.K.Sinha, M(F)/DOT, for immediate n/a please.
- 3) Respected Sh. Arvind Vadnerkar, Director(HR)/BSNL, for n/a please.
- 4) Respected sh. S. K. gupta, Director(finance)/BSNL for information and n/a please.

Annexure Form 26 AS.