

ALL INDIA ASSOCIATION OF COAL EXECUTIVES (AIACE)

(Regd. under The Trade Union Act 1926; Regd. No. 546 / 2016) 302, Block No. - 304, RamKrishna Enclave, Nutan Chowk, Sarkanda, Bilaspur (CG); Email: centralaiace@gmail.com; Ph. 9907434051

AIACE/CENTRAL/2021 /070

Dated 17 -6-2021

To The Commissioner Coal Mines Provident Fund Commissioner POLICE LINE DHANBAD – 826004 Jharkhand

Sub: Intimation regarding Fast unto Death on 15th Aug., 2021 announced by Sri H. K. Chaudhury, EIS No. 90009986; CMPF No. S235280; PPO No. 100009100 for Re-fixation of Pension and payment of arrear with interest

Dear Sir,

AIACE wants to draw your urgent attention to the injustice done to its member, Sri H K Choudhury. He has been compelled to go for **FAST UNTO DEATH** on 15th Aug., 2021 for settlement of his pension pending in an unusual manner for last 15 years. He has sent intimation to Chairman, Coal India Ltd and the copy of this has been endorsed to AIACE and other functionaries at CIL, ECL, CCL and CMPFO regional offices at Ranchi and Asansol by him. (Copy enclosed in Annexure-I).

It is informed that Sri H. K. Choudhury, EIS No. 90009986; CMPF No. S/2/35/280; PPO No. 100009100, retired as Project Officer, Rajahara Area, CCL on 30/11/2006. He, being a member of AIACE, had brought this matter in our light as early as 2018.

Accordingly, vide our letter no. AIACE/CENTRAL/2018 / 8 dt. 19.2.2018 on the above subject, the case of lesser pension being paid to him due to wrong calculation of his length of service was requested to be resolved at your end. (vide Annexure-II).

Visualizing no progress in the matter, because the case required liasioning between different organizations viz., ECL & CCL - the two subsidiaries of Coal India and Regional Offices of CMPFO at Asansol & Ranchi; we opted to write to Chairman, CIL vide AIACE/CENTRAL/2020 / 124 dt. 14.2.2020 and endorsed a copy to you, requesting early settlement of the case. (Copy enclosed in Annexure-III).

Ironically, non-settlement of his genuine case has forced Sri Choudhury to adopt this extreme approach and resort to fast unto death. His case is briefly explained below: Pension of Sri H K Choudhury (CMPF no –S/2/35/280) has been fixed at Rs 8895/ considering his length of service since June.1976. Unfortunately, erroneously his length of service as JME since 1/8/1973 was not considered. Later on this anomaly was rectified and the pay of Sri H K Choudhury was re-fixed and communicated by Dy. FM (Establishment), ECL vide letter no ECL/ACCOUNTS/PAY FIXATION/52/GENL/3068 dated 15/12/82 in compliance of office order no ECL/C-5(D)/M-1258/18010 dated 10/5/1982.His service was regularized since 1/8/1973. Accordingly, Rs 4892.08 as CMPF contribution was deposited year ending 3/85 against Rs 2318.80 against actual for year ending 3/84. He has been raising the issue with Regional Commissioner, CMPF, Ranchi but his grievance has not been resolved till date.

All the photocopies of relevant documents submitted by Sri Choudhury are attached in Annexure-IV.

We feel that Sri Choudhury has been harassed to such a level that he is left with no other option but to die before CMPFO, Dhanbad office if his pension is not revised.

It is requested to resolve the issue before some tragedy does occur. It is informed that if Sri Choudhury sits on fast unto death, in his support, other members of AIACE will also sit with him till realisation of the demand.

In anticipation of an early remedial action at your end,

With regards,

toother

P.K.SINGH RATHOR Principal General Secretary

Annexure-I

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| From | Hk Choudhury · hkchoudhury1947@gmail.com |
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| То | chairman.cil@coalindia.in dp.cil@coalindia.in cmd.ecl@coalindia.in cmd.ccl@coalindia.in ran@cmpfo.gov.in asn-offc@cmpfo.gov.in centalaiace@gmail.com |
| Date | 16 Jun 2021, 5:12 pm See security details |

Honourable Sir,

Kindly refer to my recent appeals dated 9/10/20,08/02/21 and 15/02/21 (received in your dhanbad office).a series of repeated representations to the regional commissioner region-1, ranchi on

various dates in the past on the above subject of lesser refund/pension owing to wrong calculation of pensionable services as per pension rule-1998 since the wrong date of 01/06/1976 instead of

correct and actual date on and from 01/08/1973 which was confirmed in B Form kept and maintained at Nimcha Colliery of satgram area,ECL.

Here I would also like to mention that I represented my case in the honorable pension Adalat also recently held on 23/09/2020 in CCL Headquater Ranchi, but all are in vain. At last I am now totally exhausted at this old age of 74 years and finding no other option left but decided firmly to go on to FAST UNTO DEATH from 15th august 2021in front of your good office, Dhanbad for my genuine redressal of my grievances for which CMPFO will be solely responsible.

With Regards Hrishikesh kumar Choudhury CMPE NO-S/2/35/280



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ALL INDIA ASSOCIATION OF COAL EXECUTIVES (AIACE) (Regd. Under the Trade Union Act, 1926; Regd. No. 546 / 2016) 302, Block No. 4, Ram Krishna Enclave, Nutan Chowk, Sarkanda; Bilaspur (CG) E-mail : centralaiace@gmail.com ; Ph. 9907434051

AIACE/CENTRAL/2018/8

Dated -- 19 /2/2018

To The CMPF Commissioner Dhanbad.

Sub:- <u>Refixation of pension in respect of Sri H K Choudhury(CMPF no –S/2/35/280), Retd GM, Rajhrara</u> <u>Area, CCL</u>

Dear Sir,

Sri H K Choudhury retired as GM, Rajahar Area, CCL on 30/11/2006 and his pension has been fixed at Rs 8895/ considering his length of service since June.1976. But, he (CMPF no –S/2/35/280) was appointed as JME on 1/8/1973 and worked in Benali and Nimcha Collieries of Satagram Area from 1/8/1973 to 1991 in various capacities.

The pay of Sri H K Choudhury was re-fixed and communicated by Dy FM (Establishment), ECL vide letter no ECL/ACCOUNTS/PAY FIXATION/52/GENL/3068 dated 15/12/82 in compliance of office order no ECL/C-5(D)/M-1258/18010 dated 10/5/1982. His service was regularized since 1/8/1973.

Accordingly, Rs 4892.08 as CMPF contribution was deposited year ending 3/85 against Rs 2318.80 against actual for year ending 3/84. This excess amount of PF was the arrear due re-fixation of basic of salary from 1/8/1973 to June,1976, which was deducted during April,1984 to March,1985.

Sri Choudhury is being paid lesser pension due to wrong calculation of his length of service. He has been raising the issue with Regional Commissioner, CMPF, Ranchi but his grievance has not been resolved till date.

It is requested to look into the matter and take needful action for re-fixation of his pension amount considering his length of service since 1/8/1973.

Regards,

P K SINGH RATHOR Principal General Secretary

CC- Chairman/DP/DF, Coal India Ltd, Kolkata. CMD/DP/DF, CCL, Ranchi. CMD/DP/DF, ECL, Sanctoria, Asansol Sri H K Choudhury



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AIACE/CENTRAL/2020 / 124

Dated 14.12.2020

То

The Chairman, Coal India Limited, Coal Bhawan, Premise No-04 MAR,Plot No-AF-III, Action Area-1A, Newtown, Rajarhat,Kolkata-700156

Sub: Regularization of irregularities done in 2006 during Pension settlement of Sri H K Choudhury, Retd. P.O, CCL

Dear Sir,

We do hereby present a case of harassment being faced by our member Sri H. K. Choudhury, Retd. P.O. Rajhara Area, CCL, EIS No. 90009986; CMPF No. S/2/35/280; PPO No. 100009100.

He had superannuated in 2006, and is since then fighting relentlessly for rectification of irregularities in calculating his legitimate PF fund and pension fixation due to non-consideration of his service period of 3 years starting from 1-8-1973 when, on appointment, he joined Satgram Area, ECL and had served in Benali and Nimcha collieries till 1991.

Subsequently, on his representation, Sr. Manager (Collieries), Nimcha Colliery, Satgram area, ECL agreed to this contention vide his letter no. NIM/AGT/PD/2017/2407 dt 21-8-2017 notified all concerned for re-fixation of his Pension and PF benefits. (Annexure-I).

After this, 2 more stages are involved. In first stage, the last place of posting (ie in CCL) has to resubmit the Pension calculation, followed by Stage-2 in which CMPF will have to be approached for their needful.

Sadly, the matter still lies in Stage-I since last 3 years, and one fails to wonder how much more time is needed at CCL. Sri Choudhury had approached CCL Pension Adalat and has even telephonically contacted GM(Pension), CCL but is yet to receive any acknowledgement, resolution is a distant matter. (Annexure-II). Relevant V-V statements are also enclosed in Annexures-III and Annexures-IV.

Under the circumstances, AIACE is compelled to request you constitute a dedicated team of CCL (who are liable for the final action from the employer's side) and ECL (who have committed the initial error) personnel for finalizing the case by proper interaction and involvement of CMPF Officials.

Regards,

P. K. Singh Rathor Principal General Secretary, AIACE

Cc D(P), CIL CMD, CCL CMD, ECL Commissioner, CMPF – with a request to take suo moto cognizance of the case for disposal हेस्टन कोसपीसंस्कृत सिमिटेड (कांस इडिया का एक अंग) डाय्या सह-प्रकार विदेशक का कार्यासय, संकटरिया, पो-विरोधक, जिला-वर्यसाय, परियम बंगाव-713333 म्याप्रवाय-213333 म्याप्रवाय-213333 टांस-U10101WB1975G01030205 विवस-0341-2523586



EASTERN COALFIELDS LIMITED (A Subsciery of Cosi India Limited) Office of the Charman-Cuim-Managerg Durator, Sanctona, PC: Distargarth, Dat. Burdwan West Bongal - 713333 Office of the General Manager (P&IR), CIN-U1D101WB1975GDI030286, Telefax-0341-2523588

Ref No. NIM AGT (PD/2017/2407

Date: 21.08.2017

To Whom It May Concern

This is to certify that Sri Hrishikesh Kr. Choudhury, Ex-Manager, CMPF No. S/2/35/280 of ECL was appointed in ECL on 01.08.1973. During his tenure at ECL he has worked in Benali & Nimcha collieries of Satgram Area from 01.08.1973 to 1991 in various capacities. The statement of reckonable months with month wise details from 3/76 to 3/91 has already been submitted earlier. (copy enclosed)

During year ending 3/85 it found that an amount of Rs. 4892.08/- has been deposited against Rs. 2318.80/- in 3/84. This excess amount is the arrear of salary from 01.08.1973 to January, 1976 deducted during the year April, 1984 to March, 1985.

This is being issued for calculation of his pension and CMPF dues.

Rhoch

Sr. Manager(Personnel), Nimcha Colliery

10.11.2020

From : H. K. Choudhury Ex-P.O., Rajhara Area, CCL Flat No.B-1/2, Eden Park Apartment PO & PS. Kadma, Jamshepdur-831005 Mobile No. 9835357049

To,

The General Manager, Pension Cell, CCL, Dharbhanga House Ranchi

Sub: Notice published for Pension Adalat in relation to any Pension grievances held on 23.09.20 in the Office of GM (Pension) CCL, HQ.

Ref: My appeal dated 17.09.20 addressed to GM (Pension) in respect of the correct & actual date of my appointment in ECL/CIL as on 01.08.1973 instead of the wrongly furnished incorrect date of 01.06.1976.

Dear Sir,

As per our telephonic discussion, I am to draw your kind attention to the fact that the wrongly recorded my date of appointment in ECL/CCL is needed to be corrected in your office record for the revision of my legitimate pension claim considering the actual pensionable period since 01 08.1973.

I Shall feel obliged if you kindly look into my submitted aforesaid appeal in the said Pension Adalat, held in your office in recent past on 23.09 20 for doing the corrective and needful action.

However, kindly acknowledge the receipt of my Appeal submitted both by Post and also online Appeal on 18.09.20 for my future reference.

With regards,

Yours faithfully,

(H K-ehoudhury)

Encl : My previous correspondences addressed to GM (Pension) CCL

Coto: The Regional Commissioner. Region -1, CMPF Office, Namkum, Ranchi

C.to: GM (Pension) ECL, H.Q. - with a request to kindly do the needful as discussed.

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Annexure-IV

Annexure-III

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Annexure-IV

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3471276423127 13.4.2021

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Teds AppResition under Right is information Act-2000. Ref. My KTI Append No. AA-62/13-33 relating to the Newdos Californ of Satgram Aces, U.S.

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With West repards.

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सांकलोडिया, पत्रालय- डिसेरगढ, जिला- पश्चिम बर्धमान, पश्चिम बंगाल-713333 पेश्वन विभाग सी. आइ. एज.- U10101WB1975GO8030295

twensz- www.easterncoal.nic.in

Ref No. ECL HQ/ Manager (P/Pension)/ 2021/15

To, The GM (Pension), Pension Cell, Central Coalfields Limited HQ Darbhanga House, Ranchi- 834029

Dear Sir,

Sub: Settlement of Pension in respect Sri Hrishikesh Kumar Choudhury (CMPF A/C No. S/2/35/280), who has been superannuated from CCL with effect from 30.11.2006.

We are in receipt of an appeal of Sri Hrishikesh Kumar Choudhury, addressed to the Chairman, Coal India Limited vide his letter dated 07.01.2021 for settlement of his pension, considering his date of Appointment as 01.05.1973. (copy enclosed). In the same letter, he has mentioned that his PF has already been settled from your end.

On receipt of the said appeal, the matter has been examined at Satgram Area of ECL, where he was posted till 03/91 and it has been found that his PF and Pension contributions have been deducted and deposited from the period 03/77 to 03/91 at Satgram Area but there was no contribution of PF and FP during the period 01.05.1973 to 03/1976 (copy of reckonable months statement enclosed). Furthermore, it is found that Sri Choudhury was getting a lump sum amount of pay during that period and his salary was actually fixed in the year 1982 (Copy of letter sent by APM, Satgram Area, ECL and pay Fixation Order enclosed).

While going through the reckonable month statement, it has been found that amount deposited to CMPFO in 03/85 is higher than that of 03/84 and 03/86 and the Personnel Manager of Nimcha Colliery of Satgram Area (where Sri Hrishikesh Kr Choudhury was posted at that time) communicated that the excess amount so found might be the arrear PF amount for the period 01.05.1973 to 03/76 but no record for deduction and deposition of FP for that period has been found.

Since, Sri Hrishikesh Kr Choudhury has superannuated from CCL and his PF has already been settled, all the above documents are being submitted before you for your kind perusal and further needful action regarding his settlement of Pension, considering his date of appointment as 01.05.1973, as appealed by him.

Encl: (as stated)

APM, Satgram Area, ECL

Copy to: TS to D(P), ECL

Yours faithfully,

Dy GM(It Pension) Eastern Coalfields Limited

ppeased by nim.

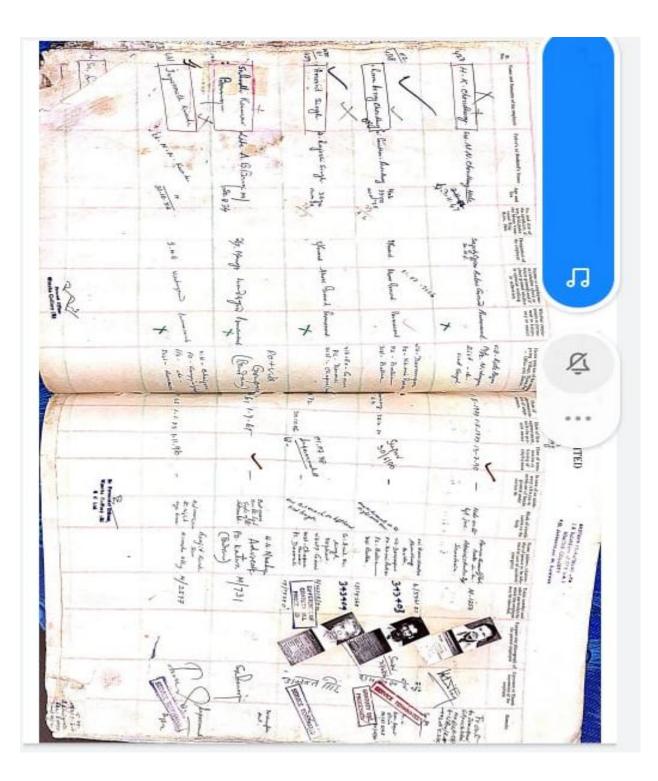


EASTERN COALFIELDS LIMITED

(A subsidiary of Coal India Limited) Office of the Chairman-cum-Managing Director Sanctoria, P.O.: Dishergarh, Dist.-Paschim Bardhman, West Bengal-713333 Pension Department CIN-U10101WB1975G0I030295 Website- www.easterncoal.nic.in

Email (Pension Cell) echapensioncell@gmail.com

Date: 12.01.2021



Dear Sir(s)

Thankyou for the email.

Please be informed that when i was reviewing the attached document bearing reference no : SAT/PER/CMPF/2021/19 dated 01.01.2021, i found that some important notable points are not included .

Request you to kindly add the same and recirculate the revised and corrected version .

The below are the missing points to be added in the document bearing reference no : SAT/PER/CMPF/2021/19 dated 01.01.2021 for further reference and consideration while executing mu case.

1)On the 23/7/1973 my authorization /appointment as fullfledged manager in Benalee Colliery of Satgram Area, ECL duly signed by the competent authorities of ECL as per mines ACT 1952 with intimation to the DGMS Sitarampur in form 1(already submitted refer pdf 61) 2)From 1/8/1973 to 1/5/1975, i was being paid as an advance of Rs 600 P/M against my salary 3)On 21/8/1975 my interim pay fixation was done vide order no: Apex/Amn/89c(II)3534 dated 21/8/1975 from the controller of Accounts/ECL, certified by Mr M.L. Satnaliwala(Mgr-Benalee colliery(R)) Also note : the Basic was Rs 805 as JME without mentioning the discussions for the previous period from 1/8/1973 to 11/5/1975 and accordingly i started getting my monthly salary right from MAY 1975 onwards with PF deduction etc monthwise like others. 4) The available with me VV statement issue by the Senior PO Benalee colliery 19/05/2006, 20/02/2017 and 22/02/2017 can be referred in pdf 61.

In case of any further concerns please reach me .

Kindly help to mitigate and add the above mentioned line items to the document bearing reference no : SAT/PER/CMPF/2021/19 dated 01.01.2021 and confirm back with the revised and updated version so that it can be referred further.

Reaards

| ension Cell, ECL | | | 1 of 954 | |
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Eastern Coulfields Limited (a Subsidiary of Coal India Ltd) uffice of the Chairman-cum-Managing Director, Sanctoria. P.U. Visergarh. Burduan.

FEF: ECL/Accounts/Pay fixation[52)/Gen1/ .

3068

15-12-82.

To Shri R. Ramchandran, Personnel Manager, ECL HQrs.,Sanctoria.

> Sub: Refixation of pay of Shri H.K. Choudhury, N.E., Nimcha Colliery.

Dear Sir,

Consequent upon the Chief Executive Establishment And Administration's U.M. No.C-5A/(M-1258)/443 dated 29th April, 1982 and your U.M. No.ECL/C-5(D)/M-1258/18010 dated 10th May,1982 the refixation of pay of Shri H.K.Choudhury, Mining Engineer, Mincha Colliery has been done as follows:-

- 1) On 1-8-73 at M.600.00 in the scale of M.400-1250/- . 1 Date of next increment August every year.
- On 1-2-75 at 0.885/- in the scale of 0.400-1250/-.
 Date of next increment February every year.
- 3) On 1-2-79 at 6.1150/- * 10/-P.P. in the scale of 5.800-1400/-. Oate of next increment February every year.
- 4) On 20-2-79 at %.1350/- in the scale of %.1100-1700/-. Date of next increment February every year.

Yours faithfully,

(S.P.Shattacharyya)

Dy.Finance Manager(Estb).

Lopy to:

2

2.5

- 1) The Area Finance Manager, Satgram Area.
- 2) The Accounts Officer, Mincha Colliery.

3) Bhri H.K.Choudhury, Mining Engineer, Mincha Colly.

P Please consider the environment before printing this email.

Forwarded message
 From: Pension Cell, ECL <eclhopensioncell@gmail.com>
 Date: Fri, Jun 11, 2021 at 5:20 PM
 Subject: Fwd: Settlement of Pension in respect of Sri H.K
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 CCL w.e.f 30.11 2006. [][Points missing
 To: <gmbed collection in the settlement of period collection in the settlement of pension in the settlemen

Dear Sir,

Kindly refer to the mail of Sri Choudhury raising some points which, according to him, should be incorporated by you while dealing his case with CMPFO, Ranchi . In this regard, this is to intimate you that all the documents related to this matter, supplied by Satgram Area, ECL, covering all the points raised by Sri Choudhury have been communicated to you vide our letter(s) bearing reference number(s) ECL/HQ/Manager/(P/Pension)/2021/15 dated 12.01.2021 and ECL/HQ/Manager/(P/Pension)/ 2021/242 dated 06.03.2021.

However, we are once again forwarding the said documents for your ready reference.

Show quoted text

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| 1 | Hk Choudhury <hkehoudhury1947@gmail.com></hkehoudhury1947@gmail.com> |
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| | Dear Sir(s) |
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| | 2)From 1/8/1973 to 1/5/1975, i was being paid as an advance of Rs 600 P/M against my salary |
| | 3)On 21/8/1975 my interim pay fixation was done vide order no: Apex/Amn/89c(II)3534 dated 21/8/1975 from the controller of Accounts/ECL, certified by Mr M L. Satnaliwala(Mgr. Benalee collegy(R)) |
| | Also note the Basic was Rs 805 as JME without mentioning the discussions for the previous period from 1/8/1973 to 11/5/1975 and accordingly i started getting my monthly salary right from MAY 1975 onwards i |
| Ŧ | PF deduction etc. monthwise like others |
| - | 4)The available with me VV statement issue by the Senior PO Benalee colliery 19/05/2006, 20/02/2017 and 22/02/2017 can be referred in pdf 61. |
| 1 | In case of any further concerns please reach me |
| 4 | Kindly help to mitigate and add the above mentioned line items to the document bearing reference no : SAT/PER/CMPF/2021/19 dated 01 01 2021 and confirm back with the revised and updated version so that it |
| | be referred further |
| | |
| F | Regards |
| ł | H.K.Choudhury |
| 2 | 9835357049 |
| 0 | On Wed, 9 Jun 2021 at 15:09, M K Singh < <u>edcoord cl@coalindia in</u> > wrote |
| | Dear Sir, |
| | 19-30 19-30 19-30 19-30 19-30 10-06-2021 |
| | Contraction of the Downloads L Re: Settlement 33% |