



ALL INDIA ASSOCIATION OF COAL EXECUTIVES (AIACE)

(Regd. Under the Trade Union Act, 1926; Regd. No. 546 / 2016)

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Ref No. **AIACE/CENTRAL/2023 / 019**

Dated 11.4.2023

To

The Coal Secretary,
Govt of India,
Shastri Bhavan,
New Delhi.

Sub - Request for filing Counter Affidavit in WP No.11700/2022 on the issue of Payment of Performance Related Pay (PRP) to SCCL executives for the period Jan 2007 to FY 2013-14

Dear Sir,

Some of the Retired executives of SCCL have filed a writ petition for Payment of PRP from 2007-08 to 2013-14. SCCL Board has already approved ratings for each financial year basing on the CIL guidelines and performance of SCCL.

SCCL as a first respondent has filed Counter affidavit on 18.7.2022 and Government of Telangana has also filed Counter affidavit as a 2nd respondent.

The counter affidavit on behalf of Union Government (3rd respondent) is still awaited, for which, it is requested to expedite filing of Counter against the writ petition in Telangana High Court, Hyderabad.

In this context, the following points are brought to your kind notice for filing Counter Affidavit in Telangana High Court at Hyderabad.

- 1) *The CIL and SCCL executives are covered under 2nd PRC for central public sector undertaking effective from 1/1/2007 to 31/12/2026. In this pay revision of CPSU executives, the provision for Performance Related Pay (PRP) was made which is to be paid at variable rates to executives on the basis of performance of the Organisation and as well as individual performance of the executives concerned.*
- 2) *The Singareni Collieries Company Limited, a joint venture of Govt of Telangana and Govt of India with 51% shares of Telangana state and 49% Shares of Union Government. The Singareni Collieries Company Limited is following Coal India Ltd in toto in respect of Executives service conditions, Pay Scales etc. after approval of SCCL Board.*
- 3) *SCCL Board approved pay scales similar lines of Coal India Limited and implemented with effect from 01.01.2007 vide circular no. CRP/PER/C/16/1214 dt.15.05.2009.*
- 4) *With regards to PRP, CIL issued Guidelines for implementation of Performance Related Pay (PRP) vide letter no. CIL/C5A(PC)/738 dt.18.11.2015. Even SCCL has provided Funds in their books of accounts for this purpose.*
- 5) *SCCL sent a letter to Government of Telangana vide letter No. CRP/PP/MOU/694 dt.15.06.2016 for approval of Consolidated performance Ratings for the year 2007-08 to 2014-15.*
- 6) *Prior to Formation of Telangana state, SCCL sent letters to the then Government of Andhra Pradesh with regard to Draft MOUs also vide letter no. CRP/PP/MOU2010-11/2656 dt.4.12.2013 and also vide letter no. CRP/PP/PRP/789 dt.27.5.2014.*

7) *Government of Telangana has approved Ratings from 1.4.2014 onwards leaving the period from 2007-08 to 2013-14. From that time onwards PRP is continuously being Paid to Executives for on roll and Retired executives as per the guidelines implemented by CIL basing on performance of SCCL. For want of Government clearance, this amount for the period from 2007-08 to 2013-14 has not been paid. However, PRP amount from 2014-15 onwards is being paid to Executives without any interruption*

It is requested to expedite filing of Counter affidavit against the writ petition in Telangana High Court, Hyderabad.

In anticipation of a favourable counter-affidavit from your end,

Yours sincerely,



(P. K. SINGH RATHOR)
Principal General Secretary

<http://tshcstatus.nic.in/#>

CASE DETAILS

PRIMARY DETAILS							
Main Number	WP 11700/2022	SR Number	WPSR 12713/2022				
CNR No.	HBHC010150152022						
Petitioner	A. Butchi Prasad	Respondent	The Singareni Collieries Company Limited				
Petitioner Advocate	GODA RAMALAKSHMI	Respondent Advocate	P SRI HARSHA REDDY SC FOR SINGARENI COLLIERIES CO.LTD				
Case Category	SERVICE	District	HYDERABAD				
Filing Date	03/03/2022	Registration Date	04/03/2022				
Listing Date	21/06/2023	Case Status	PENDING				
Purpose	FINAL HEARING						
Hon'ble Judges	The Honourable Sri Justice K. SARATH						
Category							
Category	WP	Sub Category	SINGARENI COLLORIES				
Sub Sub Category	SERVICE MATTERS						
IA DETAILS							
IA Number	Filing Date	Advocate Name	Misc.Paper Type	Status	Prayer	Order Date	Order
IA 1/2022	04/03/2022	GODA SIVA	Direction Petition	Pending	IA PRAYER	-	
USR Details							
USR Number	Advocate Name		USR Type	USR Filing Date	Remarks		
1/2022	J SREENIVASA RAO(SC FOR SINGARENI C)		VAKALATH	11/03/2022			
2/2022	ADDL ADVOCATE GENERAL (TG)		Memo of Appearance	23/04/2022			
3/2022	P SRI HARSHA REDDY (SC FOR SINGARENI COLLIERIES CO.LTD)		VAKALATH	21/11/2022			
WPUSR 106495/2022	ADDL ADVOCATE GENERAL		Counter Affidavit	23/11/2022	ACCEPTED		
WPUSR 61530/2022	SC FOR SINGARENI C		Counter Affidavit	18/07/2022	ACCEPTED		
WPUSR 114342/2022	GODA SIVA		Posting Slip	12/12/2022	PENDING FOR SCRUTINY		
WPUSR 105152/2022	P SRI HARSHA REDDY (SC FOR SINGARENI COLLIERIES CO.LTD)		VAKALATH	19/11/2022	PENDING FOR SCRUTINY		
WPUSR 22175/2022	SC FOR SINGARENI C		VAKALATH	11/03/2022	PENDING FOR SCRUTINY		
WPUSR 36960/2022	ADDL ADVOCATE GENERAL		Memo of Appearance	20/04/2022	PENDING FOR SCRUTINY		
CONNECTED MATTERS							
Connected Case Number							

VAKALATH			
Advocate Code	Advocate Name	P/R No.	Remarks
15565	ADDL ADVOCATE GENERAL	6(R)	-----
1490	GADI PRAVEEN KUMAR (Dy. SOLICITOR GENERAL OF INDIA)	7(R)	-----
LOWER COURT DETAILS			
PRAYER			
<p>pleased to issue a writ order or direction more particularly one in the nature of Writ of Mandamus a declaring the action of the Respondents in not making payment of Performance Related Pay PRP as mandated in the Pay Revision which came into effect from 01/01/2007 for the years 2007-2008 to 2013-2014 as being discriminatory contrary to law illegal and also violative of Articles 14 16 and 21 of Constitution of India b consequently issue directions to the Respondents to pay Performance Related Pay PRP to the petitioners from 2007-08 to 2013-14 together with interest with quarterly rests from the date on which the amounts became due and payable to the petitioners i e from 1/1/2007 till the actual date of payment also declare that the Petitioners are entitled to exemplary costs for having thrust this unwarranted lis on the retired Executives of the Respondent Company and direct payment of the same immediately by the Respondents and to pass</p>			
PETITIONER(S)			
S.No	Petitioner(S) Name		
1	A Butchi Prasad S/o Krishna Murthy Aged 67 years Rtd Dy Personnel Manager EC 0955310 The Singareni Collieries Co Ltd R/o Plot No 111 RR Sri Laxmi Emerald KPHB 6th Phase Kukatpalli Hyderabad 500072		
2	G Maheshwar Rao S/o Late Sri Rajeshwar Rao Age 66 years Rtd Dy GM Personnel E code 0023812 The Singareni Collieries Co Ltd R/o/ H No 1-1-299 Plot No 3/1 Sri Rajeshwara Nilayam Road No 6 Balajinagar Colony Mohan Nagar Kothapet Hyderabad-500035		
341	Mrs K Rajitha W/o Late K Suresh Babu Aged 40 yrs Rtd Dy SSO EC-0986222 The Singareni Collieries Co Ltd R/o Q No B-20 Bapuji Nagar Godavarikhani-505 209		
342	Mrs B Padmavathi W/o Late B Laxminarayana Aged 62 yrs Rtd SEEandM EC-0006763 The Singareni Collieries Co Ltd R/o Flat No 5308 Srila Towers Hydernagar Hyderabad-500 085		
RESPONDENT(S)			
R.No	Respondent(S) Name		
1	The Singareni Collieries Company Limited Rep by its Chairman and Managing Director Singareni Bhavan Red Hills Hyderabad 500 004 TS		
2	State of Telangana Rep by the Principal Secretary Energy Department 5th Floor BRK Bhavan NH 44 Hill Fort Adarsh Nagar Hyderabad500 063 TS		
3	Union of India Rep by the Secretary Ministry of Coal Shastri Bhawan New Delhi110 001		
CASE HISTORY			
List Date	Judge/Judge(s) Name	Business	
ORDERS			
Order on	Judge Name	Date of Orders	Order Type
Order Details			