



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

Ref No. **AIACE/CENTRAL/2023 / 108**

Dated 29.11.2023

To
The Secretary
Department of Public Enterprises,
160, Udyog Bhavan,
New Delhi-110011.
Email: secy-dpe@nic.in

Sub: Request for appointment for resolving the Pay-conflict issue of executives in CIL and SCCL

Dear Sir,

Your kind attention is requested to be drawn to Office memorandum issued by Ministry of Coal vide F. No. LAIR-49018/54/2023-LAIR dated 19th September, 2023 on the subject of Pay conflict arising after implementation of wage agreement for workers under NCWA XI (Copy attached as Annexure-I)

Similar court cases are learnt to have been filed in some other High Courts also.

We seek a few minutes of your valuable time to interact with and assist you for resolving the issue and arriving at an amicable solution under the present constraints.

You will appreciate the fact that AIACE is the only association of executives of Coal India Ltd, and Singreni Collieries Company Ltd and is legally registered under the Trade Union Act, 1926. It has members from both WORKING and RETIRED Executives from coal industry.

We shall be thankful to you for granting us an appointment at the earliest in which 3-4 members representing AIACE will be participating.

In anticipation of a positive response from your end for granting us an appointment,

Thanking You,

(P. K. SINGH RATHOR)

Principal General Secretary

URGENT/ COURT MATTER

F.No.LAIR-49018/54/2023-LAIR

Government of India
Ministry of Coal

Shastri Bhawan, New Delhi
Dated 19th September, 2023OFFICE MEMORANDUM**Subject: Writ Petition no. 14830 of 2023, Kundan Sehgal and Ors. Vs. Union of India and Ors.**

The undersigned is directed to refer to the captioned matter filed before Hon'ble High Court of Madhya Pradesh at Jabalpur (copy enclosed). Union of India (Ministry of Coal) has been arrayed as Respondent No. 1, DPE as Respondent no. 2, Coal India as Respondent No. 3 and Director(P), Coal India as Respondent No. 4. The petitioners through the instant Writ Petition have contended that the recently implemented NCWA-XI is in violation of Clause (iv) and (v) of DPE guidelines dated 24.11.2017. It is the case of the petitioners that as per OM dated 24.11.2017, the pay scales of non- executive employees cannot be higher than the executive employees. Coal India Limited (Respondent No. 3 & 4) has misrepresented the Respondent herein (Ministry of Coal) due to which the NCWA XI has been confirmed by the Ministry.

2. Matter was heard by the Hon'ble High Court on 29.08.2023. Hon'ble Court reserved the **order** and the same was uploaded on the website on 08.09.2023 (copy enclosed).
3. The Hon'ble High Court has allowed the petition and Ministry of Coal's approval, dated 22.6.2023, stands quashed. As directed by the Hon'ble High Court, the matter is referred to DPE to take decision.
4. This issues with the approval of the Coal Secretary.

Encl : As stated above.



(Arvind Kumar)

Under Secretary to the Govt. of India
Tel. : 24616989

The Secretary,
Department of Public Enterprises,
Ministry of Finance,
Block No. 14, CGO Complex,
Lodhi Road, New Delhi-110003. [saey-dpe @ nic.in]

Copy to:

1. The Director,
Department of Public Enterprises,
Room No. 308, Block No. 14,
CGO Complex, Lodhi Road
New Delhi (Respondent No.2)
2. CMD, Coal India Limited, Rajarhat, Kolkata
3. Director (P), Coal India Limited, Rajarhat, Kolkata