

COAL MINES RETIRED EXECUTIVES ASSOCIATION

(Registration No. 309 of 1993-94 under the Societies Registration Act. 1860)

President
M.A. Ubaid

Secretary
J.N. Singh

Treasurer
N.K. MISHRA

Ref. : CMREA/Info-Associates/2013/01

Dated :11.06.2013

Dear Associates,

You are aware that we addressed a detailed request letter dated 9th January 2013 to the Hon'ble Prime Minister of India indicating the reasons for diminishing pension fund and denial of revision of Pension since inception of the Coal mines Pension Scheme, 1998'. We also suggested ways and means for rectification. In response we have received a communication from the office of the Prime Minister informing that our letter has been forwarded to the Ministry of Coal.

Thereafter we have served 'Legal Notice' to the following authorities pointing out their inaction in implementing the related laws of the land:

- (1) The Secretary, Ministry of Coal Cum Chairman, Board of Trustees CMPF
- (2) The Secretary, Ministry of Labour & Employment
- (3) The Commissioner, Coal Mines Provident Fund
- (4) Chairman-cum-Managing Director Coal India Ltd & Chairman Joint Bipartite for the Coal Industry.

All the legal-Notices are dated 15th April 2013. The time for receiving response from the addressee is 25th June 2013.

In the mean while we have sought advice from prominent and senior Advocates of supreme Court- Sri Prasant Bhushan and Sri Ajit Sinha. They have appreciated our view point and agreed to take up our case. However, they have expressed about delay in judgement.

We have sought many information under R.T.I. 2005. All the figures communicated to us just conform to our views. You may be surprised to know that C.I.L. is endeavoring now to get permission for producing Coal and removal of Over-Burden through contractors. Our advice under the Legal Notice to the CMPF Commissioner is to warrant Coal India Ltd and Contractors to pay a sum of Rs. TWENTY FIVE THOUSAND Crores of rupees as default amount. The CMPF has more than TEN THOUSAND Crores of rupees in its suspense account which is rising every year. Such money should be diverted to Pension Fund. Govt. of India is saving in their own contribution because of reduction in the membership of the CMPF.

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WE SERVED THE NATION

In the meantime Sri S.Q. Zama of INTUC has been taking up our cause very seriously. Other union leaders have also been requested for getting the issue settled as per agreement signed under the NCWA IX.

Sri Hansraj Ahir, MP from Chandrapur (Maharashtra), and a member of Parliamentary Committee on Coal and Steel has also assured us for taking up the matter seriously. C.I.L. has not yet formulated the methodology of supplementing the fund inspite its assurance recorded under the minutes of the meeting of the Board of Trustees of the CMPF


We stand on our view that the only solution lies in linking the contribution to the Pension Fund based on Coal production and Over-burden removal.

We have not yet decided whether to knock the door of the Supreme Court. "**When an How**" remains to be decided. We intend to meet in the first week of August 2013 at Delhi (during the monsoon session of Parliament) to take a final decision. All the Associations and the interested members will have to decide on the issue. The estimated cost on fighting legal battle is plus Rs. TEN LAKHS. Our members have to contribute generously. Our victory is certain. Only uncertainty is about the time it would take.

This communication is to keep all our associates update and remain ready for **legal battle** and other wise.

We will continue to struggle and strive till justice is met for our sincerest services to the Coal Industry and **nation at large**.

Yours,
In the Service for
Justice


J.N. Singh
(Secretary)