

SOUTH EASTERN RAILWAY

Office of the  
Chief Personnel Officer,  
Garden Reach, Kolkata-43.

Estt. Srl. No.08/2018

RBE No.NIL

No. SER/P-HQ/R/0/992

Dated 04-01-18

To  
All concerned

**Sub: Manning of group 'C' and Group 'D' posts in Railway Claims  
Tribunal-Rotational transfer of Staff-reg.**

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Railway Board's letter No.2001/TC(RCT)/3-5/Pt dated 13.12.2017(RBE No.NIL) is forwarded for information, guidance and necessary action.

Encl: as above.



(Jaydip Sengupta)  
Sr. Personnel Officer (HQ)  
for Chief Personnel Officer.

RB-2373 SERIP-HQ/Ruling/0/992 Lt

18/12/17

R-193  
21/12

Government of India(Bharat Sarkar)  
Ministry of Railways(Rail Mantralaya)  
(Railway Board)

No.2001/TC(RCT)/3-5/Pt.

New Delhi, dated, 13.12.2017.

The General Managers, All Indian Railways.

PCPO

Sub:- Manning of group 'C and Group 'D' posts in Railway Claims Tribunal –  
Rotational transfer of Staff – reg.

Ref:- Board's letter No.2000/TC(RCT)/8-1 dated 01.10.2007 (copy enclosed).

Some complaints/reports have been received in Board's Office relating to commission of malpractices/corruption in Railway Claims Tribunals. The reports have revealed that some nexus are at work amongst the staff of registry, PO Office, contesting Railway Advocates and Members of RCT. In view of this, it has been decided that Railways should review the posting of existing staff in their respective RCTs and consider for rotational transfer as already instructed vide Para 3 of Board's letter dated 01.10.2007 quoted above which reads read as under:

"3. The question of manning Group 'C' and Group 'D' posts in the Tribunal has been further considered by the Ministry of Railways. In supersession of all previous instructions, it has now been decided as under:-

(i) All Group 'C' and Group 'D' posts in the RCT's except as indicated in para 5 below, will be filled by Railway employees in appropriate analogous grades or one grade below with a minimum of two years regular service in that grade, on transfer basis or a tenure of 5 years or till he/she is due for promotion in his/her parent cadre, whichever is later. They are, however, liable to be repatriated prematurely to their parent cadre in either of the following circumstances:-

(a) By Chairman, RCT for any administrative reasons including on grounds of unsatisfactory work of the staff concerned; and

(b) When the employee concerned is due for promotion in his parent cadre before 5 years of his joining RCT.

(ii) The staff who are repatriated back to their parent cadres should not be posted back to the Tribunals before completion of three years in the cadre."

Action may be taken accordingly under intimation to this office.

SPD(HQ)/Staff Ruling



① H.S. Chakrabarti  
F.S.  
② Sri D. Das  
21/12/17

CH/OSRR  
21/12/17

(Signature)  
13/12/2017  
(O. P. Gupta)  
Deputy Director, TC-III  
Railway Board



S.No. 29

Government of India  
Ministry of Railways  
(Railway Board)

No.2000/TC(RCT)/8-1

New Delhi, dt.01.10.07

The General Managers,  
All Indian Railways

The Registrar,  
Railway Claims Tribunal  
13/15 Ball Road,  
Delli 110054

**Sub: Manning Group 'C' and Group 'D' posts in Railway Claims  
Tribunals- Question regarding.**

Reference RCT's letter No.RCT/DLI/MAS/2000 dt.26.9.01 on the above subject.

2. In terms of instructions contained in this Ministry's letter No.89/TC(RCT)/4/5 dt.05.07.89, Railway staff volunteering to go to Tribunal will be on transfer in the Tribunals for a period of two years at the end of which they will revert back to their parent cadre. Subsequently, in this Ministry's letter No.E(P&A) 11/2/ Bonus/2 dt.25.05.93 it was stipulated that the RCT will be deemed to be a subordinate office of the Ministry of Railways, by virtue of which deputation allowance will not be admissible to Railway staff and officers posted to the Tribunals. Further instructions to streamline posting of staff in RCTs were issue in this Ministry's letter of even No. 2000/TC(RCT)/8-1 dated 17.10.2001 as modified/amplified in their letters of the same No. dated 27.11.2001 and 29.12.2002.

3. The question of manning Group 'C' and Group 'D' posts in the Tribunals has been further considered by the Ministry of Railways. In supercession of all previous instructions, it has now been decided as under:-

- (i) All Group 'C' and group 'D' posts in the RCTs except as indicated in para 5 below, will be filled by serving Railway employees in appropriate analogous grades or one grade below with a minimum of two years regular service in that grade, on transfer basis on a tenure of 5 years or till he/ she is due for promotion in his/her parent cadre, whichever is later. They are, however, liable to be repatriated prematurely to their parent cadre in either of the following circumstances:-

PTO

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(3)

o/c




- (a) By Chairman, RCT for any administrative reasons including on grounds of unsatisfactory work of the staff concerned; and  
(b) When the employee concerned is due for promotion in his parent cadre before 5 years of his joining RCT.
- (ii) The staff who are repatriated back to their parent cadres should not be posted back to the Tribunals before completion of three years in the cadre.

4. The Tribunals may accordingly approach the Divisions/Zonal Railways in whose territorial jurisdiction the Tribunal is situated for their requirement of staff from time to time well in advance of occurrence of vacancy. The Railways will give wide publicity to the requirement of staff for RCT and forward particulars of all eligible staff to RCT for making the final selection. In no case, Tribunals should make direct recruitment in any category of the staff in the Tribunal or effect promotion of Railway staff working with them on tenure basis.

5. In case of non-availability of employees from the Zonal Railways the posts may be filled from amongst employees holding analogous posts in the Central/State Governments/High Courts on deputation basis for a period of three years. Other terms and conditions of employees so appointed on deputation will be regulated in terms of Rule 2023-R-II(Indian Railway Establishment Code, Vol.II(First Reprint) 1990)as substituted vide Advance Correction Slip No. 6 issued under this Ministry's letter No.F(E)II-94/DE/1/1 dated 24.12.98.

6. This issues in consultation with Establishment Directorate of this Ministry.

Please acknowledge receipt.

  
(V.K.Narang)  
Joint Director,  
Railway Claim Tribunal,  
Railway Board:

20/12/98  


  
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