

SOUTH CENTRAL RAILWAY

Headquarters Office.
Personnel Branch.
Secunderabad.
Date: 17.08.2015

No.P(R)/227/XIX

Sr.DPO/SC, HYB, BZA, GNT, GTL, NED
WPO/LGDS, GTPL & TPTY

Sub: Non co-operation of staff with Vigilance team during preventive checks.

Copy of Board's letter No.2015/VSS/GL/13 dated 13.07.2015 forwarded under SDGM's Confidential letter No.G.265/V/IV/Misc/Vol.XIV dated 07.08.2015, on the above subject, is sent herewith for information and necessary action.

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17/8/15

(P.RADHA KRISHNA)
Secretary to CPO
for Chief Personnel Officer.

Copy to:
All Cadre Officers in Headquarters.

Copy of SDGM's Confidential letter No.G.265/V/IV/Misc/Vol.XIV dated 07.08.2015

Sub: Non-Cooperation of staff with Vigilance team during Preventive checks.

In a preventive check conducted by Vigilance department of Northern Railway, a TTE was found carrying irregular passengers on a train. During the check, the TTE did not cooperate with the vigilance team. Proceedings of major penalty were initiated against the said TTE and the Disciplinary Authority imposed the penalty of removal from service. The TTE filed a case in the High Court of Punjab and Haryana against the order of the Disciplinary Authority for removal from service. Incidentally, the concerned TTE had been removed from service in an earlier Vigilance case also, but the Reviewing Authority had reinstated him.

In this connection, the judgement delivered by hon'ble High Court of Punjab and Haryana is enclosed. The operative para of the judgement (Para 17) discusses, amongst other relevant aspects, the role of Vigilance, unfair biases against Inquiry Officers and misplaced sympathy of the administration against habitual offenders.

The above judgement may please be circulated to Disciplinary Authorities/Appellate Authorities/ Reviewing Authorities in your department /amongst divisional Officers for perusal and for guidance in dealing with similar cases.

Encl: In 12 sheets.

Gajanan
(गजानन माल्या/ GAJANAN MALLYA)

वरिष्ठ उप महाप्रबंधक / सतर्कता / द.म.रे. /सिकंदराबाद
Sr.Dy.General Manager/Vig/SCR/SC

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**GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
(RAILWAY BOARD)**

No. 2015/VSS/GL/13

New Delhi, dt. 13.07.15

SDGMs,

All Zonal Railways

S.L. Raj Secretary Board

In a preventive check, conducted by Vigilance department of Northern Railway, a TTE was found carrying irregular passengers on a train. During the check the TTE did not cooperate with the vigilance team. Proceedings of major penalty were initiated against the said TTE and the Disciplinary Authority imposed the penalty of removal from service. The TTE filed a case in the High Court of Punjab and Haryana against the order of the Disciplinary Authority for removal from service. Incidentally, the concerned TTE had been removed from service in an earlier vigilance case also, but, the Reviewing Authority had reinstated him.

The High Court of Punjab and Haryana has delivered judgement in the case, copy of which is enclosed. The operative para of the judgement (Para 17) discusses, amongst other relevant aspects, the role of Vigilance, unfair biases against Inquiry Officers and misplaced sympathy of the administration against habitual offenders.

The judgement may be circulated to all concerned vigilance officials as well as relevant Disciplinary Authorities/Appellate Authorities/Reviewing Authorities for perusal and for guidance in dealing with similar cases in the Zones & divisions.

This issues with the approval of EDV/CVO, Railway Board.

All

[Signature]
13/07/15
(Manisha Chatterjee
Director Vigilance(Traffic)-I
Railway Board

Respondents