

SOUTH CENTRAL RAILWAY

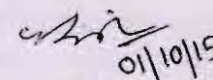
Headquarters Office.
Personnel Branch/SC.
Date:01.10.2015

No.P(R)/182/V

ALL CONCERNED

PERSONNEL BRANCH SERIAL CIRCULAR NO.98/2015

Copy of Board's letter No.E(D&A)2014 GS1-2 dated 31.08.2015 is forwarded for information, guidance and necessary action. Board's letter dated 27.04.2015 quoted therein was circulated under SC No. 37/2015.


01/10/15
(P.RADHA KRISHNA)
Secretary to CPO
for Chief Personnel Officer.

Board's letter No. E(D&A)2014 GS1-2 dated 31.08.2015 dated [RBE No.98/2015]

Sub: The Lokpal and Lokayuktas Act, 2013 – Submission of declarations of assets and liabilities by the Railway Servant.

Attention is invited to Railway Board's letter of even number dated 27.04.2015, whereby Department of Personnel and Training's O.M.No.407/12/2014-AVD-IV(B) dated 25.04.2015 was circulated, extending the last date for filing the returns under the Public Servants (Furnishing of Information and Assets and Liabilities and the Limits for Exemption of Assets in Filing Returns) Amendment Rules, 2014, from 30.04.2015 to 15.10.2015.

2. In this regard, Department of Personnel and Training has issued OM No. 11013/7/2014-Estt[A-III] dated 23.07.2015 reiterating the last date for filing of returns under the aforesaid Rules. A copy of the O.M. dated 23.07.2015 aforesaid is also enclosed along with annexures thereto.

3. Rule 18[1][i] of the Central Civil Services [Conduct] Rules, 1964 referred to in para 1 of the O.M. dated 23.07.2015 corresponds to Rule 18[1][i] of Railway Services [Conduct] Rules, 1966. The Department of Personnel and Training's D.O. letter dated 30.04.2015, referred to in para 3 of their O.M. dated 23.07.2015 is available at their website 'persmin.nic.in/DOPT.asp' under 'OMs & Orders' – 'Vigilance'.

Sd/-
(S.Modi)/DDE[D&A]

Copy of DOP&T's O.M.No11013/7/2014-Estt.(A-III) dated 23.07.2015

Sub: Central Civil Services (Conduct) Rules, 1964 and the Lokpal and Lokayuktas Act, 2013- Submission of Declaration of Assets and Liabilities by the Public Servant for each year- Regarding

The undersigned is directed to refer to this Department's OM.No.11013/3/2014-Estt.(A) dated the 17th February, 2015 regarding submission of declaration of assets and liabilities by the public servants under the Central Civil services (Conduct) rules, and the Lokpal and Lokyuktas Act, 2013 and to say that as per the rule 18 (1) (i) of the Central Civil Services (Conduct) Rules, 1964, every

Government servant shall on his first appointment to any service or post submit a return of his assets and liabilities, in the form prescribed by the Government, giving the full particulars of movable, immovable and valuable property and debts and other liabilities, etc.. Similarly, Government servants other than newly appointed, belonging to Group 'A' and Group 'B' are required to submit an annual return in prescribed form giving full particulars of the immovable property inherited/ owned/ acquired by him/her or held by him/her on lease/mortgage either in his/her own name or in the name of any member of his/her family or in the name of any other persons.

2. The Lokpal and Lokyuktas Act, 2013 (Lokpal Act) notified by the Government requires all public servants to declare, on first appointment and subsequently every year, a declaration of his/her assets & liabilities. In exercise of powers conferred by sub-section (1), clause (k) and clause (l) of sub-section (2) of Section 59 read with section 44 and 45 of the Act, this Department has notified the Public Servants (Furnishing of Information and Annual Return of Assets and liabilities and the Limits for Exemption of Assets in Filing Returns) Rules, 2014. The form for declarations is at Annexure-1. All Government servants i.e, belonging to Group A, Group B, Group C and erstwhile Group D, are now required to furnish the declaration of their assets & liabilities in the enclosed format.

3. Vide D.O.No.407/12/2014-AVD-IV-B dated the 30th April, 2015, this Department has informed all concerned the time-lines for filing the returns regarding assets and liabilities under the Lokpal Act, which are as follows:

- [i] The first return under the Lokpal Act, [as on 1st August, 2014] should be filed on or before 15th October, 2015;
- [ii] The next annual return under the Lokpal Act, for the year ending 31st March, 2015 should be filed on or before 15th October, 2015; and
- [iii] The annual returns for subsequent years as on 31st March every year should be filed on or before 31st July of that year.

4. It is, therefore, requested that all concerned may be suitably advised to file the return within the time indicated in paragraph 3. It is relevant to state here that as per section 45 of the Lokpal Act, if any public servant willfully or for reasons which are not justifiable, fails to [a] to declare his assets; or [b] gives misleading information in respect of such assets and is found to be in possession of assets not disclosed or in respect of which misleading information was furnished, then, such assets shall, unless otherwise proved, be presumed to belong to the public servant and shall be presumed to be assets acquired by corrupt means.

Sd/-
(Mukesh Chaturvedi)/Director [E]

INDEX No.1023 CONDUCT RULES.	S.C.No.
Board have reiterated their instructions regarding submission of declarations of assets and liabilities by the Railways servants.	98/2015

Return of Assets and Liabilities on First appointment or as on the 31st March, 20.....*
(Under Sec. 44 of the Lokpal and Lokayuktas Act, 2013)

1. Name of the Railway Servant in full (in block letters)
2. (a) Present public position held (Designation, name and address of organisation)
- (b) Service to which belongs (if applicable)

Declaration:

I hereby declare that the return enclosed namely, Forms I to IV are complete, true and correct to the best of my knowledge and belief, in respect of information due to be furnished by me under the provisions of section 44 of the Lokpal and Lokayuktas Act, 2013.

Date: Signature:

* In case of first appointment, please indicate date of appointment.

Note 1. This return shall contain particulars of all assets and liabilities of the public servant either in his/her own name or in the name of any other person. The return should include details in respect of assets/liabilities of spouse and dependent children as provided in Section 44(2) of the Lokpal and Lokayuktas Act, 2013.

(Section 44(2): A public servant shall, within a period of thirty days from the date on which he makes and subscribes an oath or affirmation to enter upon his office, furnish to the competent authority the information relating to-

- (a) the assets of which he, his spouse and his dependent children are, jointly or severally, owners or beneficiaries
- (b) his liabilities and that of his spouse and his dependent children)

Note 2. If a public servant is a member of Hindu Undivided Family with co-parcenary rights in the properties of the family either as a 'Karta' or as a member, he should indicate in the return in Form No. III the value of his share in such property and where it is not possible to indicate the exact value of such share, its approximate value. Suitable explanatory notes may be added wherever necessary.

Note 3. "dependent children" means sons and daughters who have no separate means of earning and are wholly dependent on the public servant for their livelihood. [Explanation below Section 44(3) of Lokpal and Lokayuktas Act, 2013]