



National Federation of Indian Railwaymen

3, CHELMSFORD ROAD, NEW DELHI - 110 055

Affiliated to :

Indian National Trade Union Congress (INTUC)
International Transport Workers' Federation (ITF)

No. I/2/Part IV

Dated: 01/04/2019

The Secretary (E),
Railway Board,
New Delhi
Dear Sir,

Sub: Recovery of wrongful/excess payments made to Government servants-reg.

Ref: Railway Board's letter No. F. No. 2016/F(E)II/6/3 dated 22/06/2016 (RBE No. 72/2016).

Kind attention is invited to the instructions issued vide Board's letter dated 22/06/2016 (RBE No. 72/2016) wherein O.M. dated 06th February, 2014 and 02nd March, 2016 issued by the DoP&T on the subject relating to recovery of wrongful/excess payments made to the Railway employees have been circulated which also include the recoveries from the employee held to be impermissible under the Law as per the Judgement of the Hon'ble Supreme Court.

In this connection, Federation desires to bring to the notice of Railway Board that while in Para No. 4 of the O.M. dated 02nd March, 2016, list of recoveries by the employers impermissible under Law have been mentioned, but unfortunately in the next Para No. 5 the order of the Apex Court has been diluted (by the DoP&T) by adding that express approval for waiver of such recoveries should be obtained from the Department of Expenditure.

Imposition of above condition amounts to disregard to the order passed by the Hon'ble Supreme Court and equally the "condition" would give scope to the authorities to deny payment of wrongful recovered/with-held dues to the employees.

NFIR, therefore, requests the Railway Board to kindly take steps to impress upon the DoP&T to delete the condition laid down in Para 5 of O.M. dated 2nd March, 2016, facilitating competent authorities to take judicious decisions to avoid hardships to employees.

Yours faithfully,

(Dr. M. Raghavaiah)
General Secretary

Copy forwarded to the Executive Director, F(E), Railway Board, New Delhi for information and necessary action please.

✓ Copy to the General Secretaries of affiliated Unions of NFIR.
Media Centre/NFIR.