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**Sh Ashwani Lohani**  
**Chairman , Railway Board**  
**Rail Bhawan**  
**New Delhi.**

**Dated : 23. 05.2018**

**Respected sir**

**(Kind attention to Shri R. Sahai-Secy. Rly.Bd.)**

**Sub:- No DPC for induction to Group 'A' for the last 4 Yrs for**

**Group 'B' Officers**

As already brought to your good self's notice that the DPC for induction to Gp 'A' of Gp'B' is not being done for the last 4 Years i.e. 2015-16,16-17,17-18 and 2018-19, thus depriving about 1500 Gp 'B' officers of their rightful promotion to Gp'A' which is resulting in irreparable loss to them, by way of pay, promotion, pensionary benefits and of status. Many of Gp'B' officers have retired without getting their promotion and many more are in line for that sir.

2. That sir, all this despite; a clear direction of Mumbai CAT, wherein an appeal of the administration has also been rejected by the Mumbai High Court. Strange is the way of administration, where in they are now proposing for an appeal in the Supreme Court. It is not understood that how a direction of Id. CAT and High Court directing the Govt of India, to conduct the mandatory DPCs, can be a cause of appeal.

3. Sir, it is further, surprising that this being a issue of whether officers of reserved quota, coming in general seniority should be adjusted again normal reservation quota or not.

Problem is that nobody has analyzed, the extent of person involved in such a promotion and therefore the extent of overall problem and have just barred the holding of DPCs.

4. Sir, the analysis of total scenario has been made. Based on the list of eligible officers list issued by the Board, and the result if the same is placed herewith.

**STATUS OF INVOLVEMENT of RESERVED QUOTA PERSONS IN DPCs**

<u>Deptts.</u>	<u>No. Of VACANCIES for DPCs</u>			<u>Res.persons in General cadre slots</u>		
	<u>2015-16</u>	<u>2016-17</u>	<u>2017-18</u>	<u>2015-16</u>	<u>2016-17</u>	<u>2017-18</u>
ACCOUNTS	24+6 = 30	25+6=31	24+6 =30	Done	6	5
Personnel	22+6 =28	18+5 =23	18+5 =23	6	7	4
Traffic	51+15=66	50+15=65	48+14=62	7	20	14
Mech.	64+20=84	44+13=57	38+11=49	13	NIL	2
Store	21+6 =27	19+5 =24	16+5 =21	3	2	1
S&T	37+11=48	24+6 =30	24+6 =30	Nil	Nil	NIL
Elect	43+12 =55	34+11=45	33+11=44	2	Nil	NIL
Civil	59+15 = 74	38+11=49	37+11=48	Nil	Nil	Nil
<b>TOTAL</b>	<b>411</b>	<b>324</b>	<b>307</b>	<b>31</b>	<b>35</b>	<b>26</b>
<b>G,Total</b>		<b>1447</b>			<b>92</b>	

**Note:-** Basically only 3 departments are more affected in a total of 1447 DPCs.

**Only 92 persons status is stopping the DPCs of of a large number of officers.Meaning if after the judgment , review is needed. it will involve only 92 number,mostely in 3 deptts. For this small number of persons,why we should put the aspirations at hold.**

**In addition, the drastic cut in vacancies after 2015-16 is also note worthy.**

## 5. Highlights

The following are the highlights of this statement:-

1. There are three departments S&T, Civil & Elect (except 2 persons in 15-16) where there is no involvement of reserved candidates against non reserved posts As such, there is no bar on undertaking the DPC of these departments.
2. In store, only 3,2 &1 officers are involved.
3. In all, only 92 officers are coming in consideration overall in 3 years. DPCs 41 of these belonging to Traffic deptt only.
4. For conduction the review DPC of so small of numbers, we are affecting adversely 1442 officers overall.

## 6. Other situation

Sir, it is the normal practice in government circles that the promotions are made regularly by writing “ **subject to case no.** ” unless off course a specific staff order is in force.

Sir. It is strange that a large **number of promotions are continuously being made by rly. authorities** , itself , in RBSS cadre Vide PO No.25,31,44,45,46,50,53,and 55 of 2018 right from 20/02/18 to latest 04/05/2018 , **promoting, as many as 95 persons** , where in **"subject to the same supreme court case was indicated"**. **On the basis of which the DPCs of Gp”B” are being stalled.** This discriminatory action against Gp. B of Railways, is a matter of concern please, and need to be looked into immediately .

7. Sir, what is more interesting, is that CAT Mumbai has very clearly ruled in favour of conducting DPC of Mech Deptt and a appeal by Railways have been rejected by Mumbai High Court even. So, the administration is planning to so far appeal in Supreme Court, it is not understood that what policy matter is involved, pressing upon the Board to file the case in Supreme Court. Does the Board’s intention is these not to hold the DPC of Gp’B’ officers.

## 8. **NOW Latest IMPORTANT Pceedings In Supreme Court**

I submit a copy of proceeding in the Supreme Court dtd.17.05.2018, received through one Advocate :-

**" CAS file No.3102 of 2018 , Brief No.5265 of 2018,Date of Hearing 17.05.2018**

Court No. 5, Item 69, Heard by Justice Kurian Joseph and Justice M. Shantanugowar in presence Mr K.K.Venugopal.in the matter of Jarnail Singh Vs, Lachim Narain"

**"The matter was taken by the court and the AG argued the matter. The court was appraised of the prevailing situation pertaining to promotions. The court thereafter passed an order clarifying that the pendency of the SLP will not come in the way of promotions being made from reserved to reserved, unreserved to unreserved and own merit."**

Therefore I appeal to your goodself to kindly get this issue solved by involving the officers of Railways involved ,in depth.as there seems to be no logic to delay the DPCs of Gp.B

### **Conclusion**

It is therefore, requested that your immediate intervention is the need of the time, as this has become a source of great frustration among the Gp'B' officers, specially the DPCs of those Deptt ,where there is no involvement of any person of reserved candidates or minimum involvement should not be delayed any more.

Hope for an very early intervention and action there-on.

Your Sincerely

S.K.Bansal

(RetdCRSE.N.Rly/Ex President IRPOF)

Copy for Kind information and with a request for early action pl:-

1. The Member Staff, Railway Board, Rail Bhawan ,New Delhi.
2. The Secy. Railway Board, Rail Bhawan ,New Delhi.
3. The Director (Gaz.Prom), Railway Board, Rail Bhawan ,New Delhi

