


attended the Court. Hon'ble High Court's order underlined this in the following words :

No one appears for the petitioner though the matter has been on the regular board for quite some time. Accordingly, we have heard learned counsel for respondent No. 1... The writ petition and the application for interim relief are accordingly dismissed.

2.1. Northern Railway's case (Krishan Lal) further generated half-a-dozen other cases in Northern Railway itself which also were not defended properly and the legal contest has reached apex court.

3.0. The Pay Commission Directorate of Railway Board intervened and took several initiatives to retrieve lost ground. Special Leave Petitions in these matters were drafted in Railway Board and conference/intensive briefing with Ld. Additional Solicitor General, Shri Gopal Subramaniam, were organised to convince him of Railways-case and persuade him to pro-actively associate with this litigation. A self contained background note was circulated to some Railways where such cases had arisen (A copy of this note is enclosed with this letter for other Railways where such cases may arise). As a result of these efforts, contempt proceedings against General Manager/ Northern Railway were stayed and notice issued to respondent employees by Hon'ble Supreme Court. Northern Railway SLPs would now come up for hearing in Hon'ble Supreme Court on 17th July 2009 and 20th July 2009.

4.0. ~~All Railways are requested to take adequate care to defend and assign these cases to an SAG officer of Personnel Department so that mistakes of the past are not repeated. The nominated officer must keep in touch with EDPC-I and JDE(P&A), Railway Board. All submissions to be made before Courts/Tribunals in such cases must be got vetted by Pay Commission Directorate of Railway Board on priority. General Manager, Northern Railway is specifically requested to nominate an SAG officer of Personnel Department who must accompany EDPC-I, Railway Board for pre-hearing conference with learned Additional Solicitor General Shri Gopal Subramaniam. The nominated SAG officer of Northern Railway must immediately get in touch with Pay Commission Directorate for filing the rejoinder to counter reply in respect of six SLPs for which the hearing has been fixed on 17.7.2009 and 20.7.2009. This is required to be done within a period of four weeks of filing of counter reply as directed by Hon'ble Supreme Court.~~


(Chander Parkash)
Jt. Director/ Estt. (P&A)
Railway Board

PS: Background Note is not being sent to NR., SER, CR, SR & WCR with this letter as the same was sent to these Railways earlier.