

भारत सरकार GOVERNMENT OF INDIA
रेल मंत्रालय MINISTRY OF RAILWAYS
(रेलवे बोर्ड RAILWAY BOARD)

5/11/85

Machine No.PC-III/92/09/1

S.No.003

R.B.E. No. 54/98

MOST IMMEDIATE
COURT CASE

No.PCIII/92/CTC-I/2

New Delhi, dated 17.4.98

The General Managers,
All Indian Railways
(as per mailing list).

Sub : Civil Appeal Nos.4174-82 of 1995 (Chairman, Railway Board and others
Vs. C. R. Rangadhamaiah and others) and other tagged SLPs.

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On the aspect of reckoning of certain percentages of Running Allowance for pension and other retiral benefits of Running Staff, consequent upon the judgement dated 25.7.97 of Hon'ble Supreme Court on several petitions filed against the judgement dated 16.12.93 of Larger Bench of Hon'ble CAT/Bangalore as well as certain other judgements of different benches of Hon'ble CAT on similar lines, instructions were issued vide Board's letter No.PCIII/92/CTC-I/2 dated 14.10.97 directing that :-

- i) The pension and other retiral benefits of the running staff who retired during the period from 1.1.73 to 4.12.88 and were involved in above cited Civil Appeals/SLPs as well as other similarly situated employees may be recomputed in accordance with Rule 2544 R-II as was in force before it was amended by notification dated 5.12.88.
- ii) The arrears on account of recomputation of pension and other retiral benefits as abovesaid may be calculated and paid to these employees/their legal heirs.

2. However, the Larger Bench of the Hon'ble CAT/Bangalore vide their orders dated 16.12.93 had also, inter alia, directed that if the amount due to the applicants/LRs are not paid within the prescribed period of three months from the date of receipt of the copy of the order, the amount due shall be paid with interest at the rate of 12% per annum from the date of this order till the date of payment. Further, subsequently, various other Benches of CAT have also decided the identical issue relying upon the judgement dated 16.12.93 of the Larger Bench of CAT/Bangalore. In view of the dismissal of the SLPs (Civil Appeal Nos.4174-82 of 1995 - Chairman Railway Board and others Vs. C. R. Rangadhamaiah and other tagged SLPs) filed by the Railway Administration against the order dated 16.12.93 of the Full Bench of CAT/Bangalore and other identical judgements of various CATs, the direction relating to payment of interest as contained in Hon'ble CAT Larger Bench judgement dated 16.12.93, has since been examined in consultation with the Associate Finance of this Ministry and it has further been decided that interest @12% on

contd...2...

the arrears falling due may be allowed to all the applicants from the date of judgement(s) of the respective CATs.

3. The receipt of this letter may please be acknowledged.

Pl. issue all
17/4/98

9/c

R J H A

(RAHUL JHA)
Executive Director Pay Commission-II
Railway Board

No.PCIII/92/CTC-I/2

New Delhi, dated 17.4.98

Copy (with 40 spares) forwarded to A.D.A.I.(Railways), New Delhi.

[Signature]
for Financial Commissioner, Railways.

No.PCIII/92/CTC-I/2

New Delhi, dated 17.4.98

Copy forwarded to :-

1. FA&CAO, Metro Railway, Calcutta
2. The General Secretary, IRCA, New Delhi, for information'

[Signature]

(RAHUL JHA)
Executive Director Pay Commission-II
Railway Board

No.PCIII/92/CTC-I/2

New Delhi, dated 17.4.98

Copy to :

1. The General Secretaries (a) All Indian Railwaymen Federation, 4, State Entry Road, New Delhi and (b) National Federation of Indian Railwaymen, 3, Chelmsford Road, New Delhi, (with 35 spares each).

2. All Members of the National Council, Department Council and Secretary, Staff Side, National Council, 13-C, Ferozshah Road, New Delhi.

[Signature]
for Secretary, Railway Board

Copy to :

EDE, EDE(R), EDE(IR), DF(E), DPC, JDPC, JDE(P&A), DDPC-IV, E(P&A)II, E(Rep.)I, E(Rep.)II, E(Rep.)III, PC-IV, F(E)III.

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निर्मित (रेपब) ब्रांच
ISSUE (D) BRANCH
नारी
ISSUED
वृत्तान्त
S. No. 17/4
F. R.
Date

17/4

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