

RBV No. 02/2017

GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
RAILWAY BOARD

No. 2017/V-1/CVC/1/1

New Delhi, dated 03/03/2017

The General Managers
Zonal Railways,
CORE/ALD, NF(CONST) &
Metro/Kolkata.

Chief Vigilance Officers PUs/PSUs

Director Generals,
RDSO/LKO & NAIR/Vadodara

CAO/COFMOW
DMW/Patiala

Sub: Expeditious disposal of disciplinary proceedings.

The CVC has recently observed that a case arising out of a preventive check conducted in the year 2000, in one of the Zonal Railways, was taken to its logical conclusion with the issue of penalty to the charged official in the year 2015. While commenting that the case has taken more than 15 years to reach its logical conclusion leading to undue harassment to the delinquent employees, the CVC also observed that delay in handling disciplinary cases on several occasions has been viewed adversely by the Courts also and sometimes the proceedings initiated against delinquent employees have been quashed.

Instructions issued from time to time on the subject have been compiled and a table is enclosed for easy appreciation and compliance at Annexure I.

It is once again reiterated that cases be dealt with expeditiously and taken to their logical conclusion within the stipulated time frame.


(Rajnish Kumar)
Director Vigilance(M)
Railway Board

Copy to:

(i) General Managers (Vig.), All Indian Railways

Time Limit for Investigation and Submission of Investigation Reports

Annexure I

Type of complaints	Time Schedule																																	
(i) CVC referred complaints	Investigation Report in the prescribed format must be sent to Railway Board within 2 months from the date of receipt of complaint for further processing of the case as Railway Board is required to send Report to CVC within 3 months.																																	
(ii) PIDPI complaints	Investigation Report in the prescribed format must be sent to Railway Board within 3 weeks from the date of receipt of complaint for further processing of the case as Railway Board is required to send Report to CVC within one month.																																	
(iii) A model time table for disciplinary cases initiated as a result of vigilance investigation in consultation with the CVC is as under:	<table border="1"> <tbody> <tr> <td>1*</td> <td>Issue of chargesheet after receipt of CVC's 1st stage advice by the Railway</td> <td>30 days</td> </tr> <tr> <td>2</td> <td>Service of chargesheet</td> <td>10 days</td> </tr> <tr> <td>3</td> <td>Inspection of RUDs</td> <td>30 days</td> </tr> <tr> <td>4</td> <td>Submission of written statement of defence, list of defence witnesses & list of defence documents</td> <td>20 days</td> </tr> <tr> <td>5</td> <td>Decision to hold the enquiry after receipt of the defence</td> <td>30 days</td> </tr> <tr> <td>6</td> <td>Nomination of IO/PO in consultation with CVC/Railway Board</td> <td>45 days</td> </tr> <tr> <td>7</td> <td>Application of IO/PO</td> <td>20 days</td> </tr> <tr> <td>8**</td> <td>Completion of enquiry and submission of report</td> <td>120-180 days</td> </tr> <tr> <td>9</td> <td>Obtaining CVC's 2nd stage advice after receipt of enquiry report</td> <td>45 days</td> </tr> <tr> <td>10***</td> <td>Decision of DA and imposition of punishment</td> <td>3-60 days</td> </tr> <tr> <td>11</td> <td>Total</td> <td>380-470 days</td> </tr> </tbody> </table> <p>* Add another 45 days for issue of chargesheet wherever President/Railway Board is the Disciplinary Authority</p>	1*	Issue of chargesheet after receipt of CVC's 1 st stage advice by the Railway	30 days	2	Service of chargesheet	10 days	3	Inspection of RUDs	30 days	4	Submission of written statement of defence, list of defence witnesses & list of defence documents	20 days	5	Decision to hold the enquiry after receipt of the defence	30 days	6	Nomination of IO/PO in consultation with CVC/Railway Board	45 days	7	Application of IO/PO	20 days	8**	Completion of enquiry and submission of report	120-180 days	9	Obtaining CVC's 2 nd stage advice after receipt of enquiry report	45 days	10***	Decision of DA and imposition of punishment	3-60 days	11	Total	380-470 days
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** Upper time limit for cases involving more than one charged official.

*** Upper time limit is for cases to be considered by more than one DA. Add another 270 days for decision by President in consultant with UPSC.

A major penalty D&AR case initiated on vigilance advice should normally be finalized in 12-15 months by the Railways. However, where the charge sheet is issued by the Board and final decision is to be taken by the President in consultation with the UPSC, the time taken may be 25 1/2 months.

It may be reiterated that the above "model" time schedule is not mandatory as it may not be possible to follow it in each and every case as each disciplinary case has its own characteristics.