



दक्षिण रेलवे/SOUTHERN RAILWAY

No.P(PC)524/Genl./Trans.Allowance/Vol.II

प्रधानकार्यालय/ Headquarters Office
कार्मिक शाखा/ Personnel Branch
चेन्नै/Chennai - 600 003
दि./ Dated: 16-12-2015

आर बी ई सं/RBE No. 145 / 2015

पी बी सी सं/ PBC No:202 / 2015

All PHODs / DRMs / CWMs / CEWE / CAO / CPM / Dy.CPOs / Sr.DPOs /
DPOs / SPOs / WPOs / APOs of HQ / Divisions / Workshops / other Units,
etc.,

(As per mailing list - 'A')

विषय/Sub: Grant of Transport Allowance @ Rs. 7000/- + DA thereon
to officers drawing Grade Pay of Rs. 10000/- on Non-
functional basis – clarification – reg.

A copy of Railway Board's letter No. PC-V/2010/A/TA/1 dated 17-11-
2015 (RBE No. 145 / 2015) on the above subject is enclosed for information,
guidance and necessary action.

Railway Board's letter dated 12-09-2014 referred therein has been
circulated under PBC No. 145 / 2014.


(V.SRINIVASAN)

वरिष्ठ कार्मिक अधिकारी/नियम
Senior Personnel Officer/Rules
कृते मुख्य कार्मिक अधिकारी
For Chief Personnel Officer

संलग्न/Encl: as above

प्रतिलिपि/Copy to : The Genl Secy / SRMU
The Genl Secy / AISCSTREA
The Genl Secy / AIOBCREA

The Genl Secy / NFIR

GOVERNMENT OF INDIA/भारत सरकार
MINISTRY OF RAILWAYS/रेल मंत्रालय

(Railway Board) रेलवे बोर्ड

सहायक का कार्यालय
GENERAL MANAGER'S OFFICE

25 NOV 2015

RBE No. 145/2015
New Delhi, dated 17.11.2015

S.No. 359
No PC-V/2010/A/TA/1

The General Managers/CAO(R)
All Zonal Railways/PUs
(As per mailing list)

दक्षिण रेल/Southern Railway
चennai/Chennai-600 003

Sub:-Grant of Transport Allowance @ ₹7000/-+DA thereon to officers drawing Grade Pay of ₹10000/- on Non-functional basis-clarification reg.


Attention is invited to Board's letter of even number dt.12.09.2014 (RBE No.100/2014) whereby it has been clarified that the officers of organized services drawing Grade Pay of ₹10000/- under NFU Scheme are not eligible for grant of Transport Allowance @ ₹7000/-p.m+D.A thereon. References have been received from some of the Zonal Railways seeking guidelines as regards effecting recovery or otherwise of overpayments made to such officers due to erroneously allowing Transport Allowance @ of ₹7000/-p.m+D.A thereon.

2. In context of the above, it is stated that as per general principles of financial propriety, any amount paid to an employee in excess of what is due to him has to be recovered. Further, the Hon'ble Supreme Court in the matter of Chandi Prasad Uniyal and Ors Vs State of Uttrakhand & Ors (Civil Appeal No.5899/2012) vide their order dt.17.08.2012 have observed that "any amount paid/received without authority of law can always be recovered barring few exceptions of extreme hardships but not as a matter of right, in such situations law implies an obligation on the payee to repay the money, otherwise it would amount to unjust enrichment".

3. As per mandate of the aforementioned rulings of the Hon'ble Supreme Court, necessary action to recover the excess payment made against Transport Allowance may please be taken immediately.

4. This issue with the concurrence of Finance Dte. of Railway Board.

5. Hindi version will follow.


(N.P. Singh)

Dy. Director, Pay Commission - V
Railway Board