



दक्षिण रेलवे/SOUTHERN RAILWAY

No.P(R)500/P/Vol.IX

प्रधान कार्यालय/ Headquarters Office
कार्मिक शाखा/ Personnel Branch
चेन्नै/Chennai - 600 003
दि./ Dated: 02-01-2020

पी बी सी सं/ PBC No: 303 / 2019

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 :Applicability of Employees Compensation Act. 1923 (8 of
1923) and payment of Extraordinary Pension / Family
Pension.

A copy of Railway Board letter No. 2012/F(E)III/1(3)/14 dated
15-10-2019 on the above subject is enclosed for information, guidance and
necessary action.

संलग्न/Encl: as above

(S.JANAKIRAMAN)
वरिष्ठ कार्मिक अधिकारी/नियम
Senior Personnel Officer/Rules
For Principal Chief Personnel Officer

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

The Genl Secy / NFIR

GOVERNMENT OF INDIA (BHARAT SARKAR)
MINISTRY OF RAILWAYS (RAIL MANTRALAYA)
(RAILWAY BOARD)

No. 2012/F(E)III/1(3)/14



New Delhi. Dated: 15.10.2019

The GMs/PFAs.
All Zonal Railways/Production Units.

Southern Rly./Chennai'

Sub: Applicability of Employees Compensation Act 1923 (8 of 1923) and payment of Extraordinary Pension/Family pension.

In terms of the provisions contained in the extant Rule (2) of the Railway Services (Extraordinary Pension) Rules, 1993, these rules apply to all railway servants, other than those to whom the Employees Compensation Act, 1923 (8 of 1923) applies (subject to para 6 of Schedule (I)) whether their appointment is permanent or temporary, on the scale of pay or fixed pay or piece-work rates who are under the rule making control of the President of India. However, these rules are not applicable to railway servants appointed on or after the 1st day of January, 2004.

2. Despite the aforesaid express provisions, it has come to the notice of the Board that these rules are not being complied with, strictly, on the Zonal Railways and the benefits under Railway Services (Extraordinary Pension) Rules, 1993 have been given in some cases, despite being governed by the Employees Compensation Act, 1923. This has set in a wrong precedent and similar benefits have been claimed by other railway servants before various courts and whereby the court has settled such cases in personam in their favour. Some of such cases have also been examined in consultation with Department of Pension & Pensioners' Welfare (DOP&PW). DOP&PW has viewed this seriously.

3. In order that such instances as stated in para (2) above do not arise in future, Railways are advised to be more careful in dealing with cases governed under Railway Services (Extraordinary Pension) Rules, 1993 and ensure strict compliance of these rules.

G. Priya Sudarsani

(G. Priya Sudarsani)
Director Finance (Estt.),
Railway Board.