



दक्षिण रेलवे **SOUTHERN RAILWAY**

No P(R)532/Promotions/GAZ

प्रधान कार्यालय / Headquarters Office
कार्मिक शाखा Personnel Branch
चेन्नै Chennai - 600 003
दि. Dated 19-06-2018

आर बी ई सं/RBE No. 83 / 2018

पी बी सी सं/ PBC No: 111 / 2018

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 Non-Functional Up-gradation to Indian Railway
Medical Service officers.

A copy of Railway Board's letter No.PC-VI/2009/II/4/R-6/1 dated
08-06-2018 (RBE No. 83 / 2018) on the above subject is enclosed for
information, guidance and necessary action.

Railway Board's letter dated 27-11-2009, 29-07-2010 and 07-01-2009
referred therein has been circulated as PBC No. 246 / 2009, PBC No. 122 /
2010 and PBC No. 5 / 2009 respectively.

(V.SRINIVASAN)

वरिष्ठ कार्मिक अधिकारी/नियम

Senior Personnel Officer/Rules

For Principal 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
MINISTRY OF RAILWAYS
(RAILWAY BOARD)

PC-VI No. 386

RBE No. 83/2018

No. PC-VI/2009/I/4/R-6/1

New Delhi, Dated:- 08.06.2018

The General Managers/CAO(R)
All India Railways & Production Units,
(as per mailing list)

Sub: Grant of Non-functional Up-gradation to Indian Railway Medical Service officers.

Ref: (i) Railway Board's letter No. PC VI/2009/I/4/R-6/1 dated 27.11.2009 (RBE No.209/2009) & 29.07.2010 (RBE 107/2010)
(ii) Railway Board's letters No.PC-V/2008/ACP/2 dated 07.01.2009 (RBE No.05/2009)

Attention is invited to Railway Board's letter No. PC VI/2009/I/4/R-6/1 dated 27.11.2009 (RBE No.209/2009) circulating DOP&T's OM No. AB.14017/64/2008-Estt.(RR) dated 24.04.2009 & 25.09.2009 for adoption in favour of Railway Officers of Organised Group 'A' Services in PB-3 and PB-4.

2. It was subsequently clarified by DOP&T vide their OM No. AB.14017/39/2009-Estt.(RR) dated 02.04.2012 that the benefit of NFU to Organised Group 'A' Services shall not be applicable to the officers in those Organised Services where FCS and DACP Schemes are already operating and where officers are already separately covered by their own in-situ Progression Schemes. However, Hon'ble Delhi High Court in WP (C) No. 4067/2014 and WP (C) No. 4073/2014 vide orders dated 13.10.2014 quashed the DOP&T's OM dated 02.04.2012. Since the ~~said judgment~~ ~~of Hon'ble High Court~~ ~~attained finality as~~ ~~Hon'ble Supreme Court~~ ~~dismissed~~ ~~the SLP and Review~~ in the case, DOP&T decided to declare their OM dated 02.04.2012 as non-est, as conveyed vide their OM No.CS-14017/1/2018-Estt.(RR)(Pt.I) dated 25.04.2018.

3. There has been a demand of IRMS officers also for extension of the benefits of NFU Scheme and the issue has been the subject matter of litigation. Hon'ble Central Administrative Tribunal vide their orders dated 28.09.2017 in O.A.No.3290/2017 (Indian Railway Medical Services Association & Anr vs DOP&T & Anr) allowed the relief in terms of the judgment of Hon'ble Delhi High Court in W.P.(C) No. 4067/2014. The matter was accordingly referred to DOP&T.

4. DOP&T have considered the issue in consultation with Department of Expenditure and conveyed their no-objection to the Ministry of Railways to extend NFU benefits to IRMS doctors. Accordingly, Ministry of Railways have decided to grant the benefit of Non-Functional Upgradation (NFU) Scheme as applicable to Organized Group 'A' services of Railways to IRMS Officers as per the detailed terms and conditions as have been in vogue from time to time after introduction of the scheme. Accordingly, grant of higher scale / benefits under the scheme would be admissible w.e.f. 1.1.2006, where due and admissible, as provided in the original instructions under reference.



(S. Balachandra Iyer)
Executive Director/Pay Commission-II
Railway Board.