

**Government of India
Ministry of Railways
Railway Board**

No. 2016/V-1/DAR/1/2

New Delhi, dated 25/04/2019

**The General Manager(Vigilance)
All Zonal Railways
CORE/ALD, NF(CONST)/
METRO/KOLKATA**

Chief Vigilance Officers/PUs/PSUs

**Director Generals /
RDSO/LKO & NAIR/Vadodara**

**CAO/COFMOW
DMW/Patiala**

Sub: DAR action against Gazetted officers on the verge of Retirement.

Attention is invited to Para 615 of IRVM 2018, vide which detailed instructions regarding DAR action against gazetted officers on the verge of retirement has been circulated.

The ready availability of date of superannuation of the SPS/CO is meant to serve as a guide to the CVO /DA to handle the case at a pace that should complete the action well in time. It has, however, come to repeated notice of the Commission that the CVOs/DAs often tend to lose sight of the date of superannuation, thereby resulting in situations which serve to the advantage of the SPS/COs. Sometimes, the entire effort is rendered infructuous to the extent that the SPS/CO escapes action. Therefore, the Vigilance/Administrative functionaries must invariably keep in mind the date of superannuation of the SPS/CO while handling Vigilance/Disciplinary cases. Further, anyone found to have consciously ignored the fact about superannuation, date of SPS/CO would be held accountable for such delays that may lead to the eventual dropping of the disciplinary proceedings.

In view of the above, the instructions contained in the Para-615 of IRVM-2018 are once again reiterated for strict compliance in order to follow up the cases of officers/staff retiring on top priority and thus to avoid adverse criticism from CVC and other authorities.

DA: As above



**(Gaurav Sharma)
Director Vigilance (M)
Railway Board**

Copy to:- All Officers and the Branches of Vigilance Directorate

IRVM-2018

615 DAR ACTION AGAINST GAZETTED OFFICERS ON THE VERGE OF RETIREMENT

The Central Vigilance Commission had requested to formulate a Standard Operating Procedure (SOP) in cases where the Commission's advice is for DAR action against retiring and retired officers.

615.1 For cases involving Gazetted Officers on the verge of retirement i.e., within next four months, the procedure to be followed will be as under-

(i) Anonymous/Pseudonymous complaints received against officers should be dealt accordingly as per procedure given in para 509.

(ii) In cases where minor procedural lapses have been committed by the officer and Disciplinary Authority is of the view that the lapses may be condoned or that the action warranted is at best counseling or other administrative action such cases may be forwarded to Board for further action with suitable remarks.

(iii) In cases where the lapses committed by the defaulting officers have been pinpointed and the extent and nature of irregularity are such that minor penalty action is warranted and the case is becoming time-barred within the next 4 months, charge-sheet for only major penalty may be issued before sending the case to Board. While forwarding such cases, the General Manager of the Railway may indicate separately that major penalty charge-sheet is being issued against such officers since it would take some time before the first stage advice from CVC is obtained. However if the case is not likely to be time-barred, Railways may forward the case to Board for further action with the recommendations of the General Manager.

(iv) Where lapses committed by defaulting officers have been pinpointed and the extent and nature of irregularities are such that major penalty action is warranted, Railways will issue major penalty charge-sheet and forward the case along with the recommendations to Board for further action.

615.2 Needless to say that cases of officers/staff on the verge of retirement should be accorded top priority and sent to Railway Board with adequate time available for processing in Railway Board and obtaining advice of CVC.