



OFFICE OF THE
PRINCIPAL FINANCIAL ADVISER,
SOUTH CENTRAL RAILWAY,
RAIL NILAYAM, SECUNDERABAD-500025

No.AAD/L/OA/431/2020/AVSR

Dated:15.03.2024

**FA&CAO/C/SC,
Sr.DFM/SC, HYB, BZA, GTL, GNT & NED, Dy.FA&CAO/WS/LGD,
WAO/RYPs & AWAO/CRS/TPTY**

Sub: Grant of Notional increment (as due on 1st July/1st January for the pensionary benefits to those employees retired on 30th of June before drawing the same - Implementation of Orders of various Courts i.e., Hon'ble Tribunal, High Court and Supreme Court on the subject cases.

Ref: Railway Board's letter No.PC-VI/2023/Misc./03 (Part), dated 09.02.2024.

-:o00o:-

A number of Court cases have been filed by the Retired Employees before Hon'ble CAT/HYD with a prayer to direct the Respondents to revise the pension and pensionary benefits of the Applicants by granting notional increment on completion of one year of service as from 1 July to 30th June of the year following the law laid down by the Hon'ble Supreme Court in R.P.(C) No.1731 of 2019 in SLP (C) No.22008 of 2018.

The OAs were heard on different dates and Hon'ble CAT/HYD has allowed the OAs in favour of the Applicants.

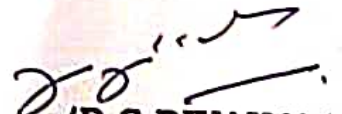
In view of the above, approval of Competent Authority (PFA) is hereby communicated:

- (i) to implement the Order of the Hon'ble CAT/HYD, where contempt petition has been filed by the applicant on the Railway Administration, as directed by the Railway Board vide letter dated 09.02.2024 'on personam' basis
- (ii) and also to follow the same procedure in respect of all future cases where Contempt Petitions to be filed for non-implementation.
- (iii) To extend the aforesaid benefit of **notional increment only to contempt cases** and follow the guidelines as observed by the Hon'ble Supreme Court in Union of India Vs. Tarsem Singh in respect of payment of arrears and other settlement benefits (**restrict the arrears to period of 3 years prior to the date of filing the OA**). In other cases, the matter may be referred to this Office invariably for onward transmission to Board's Office for further clarification which will be issued separately on receipt of necessary guidelines from DOP&T as advised by Board.

Further, while intimating the revision of pensionary benefits, the Applicants shall be advised that the same is being done strictly on personam basis subject to any administrative directions received from DoP&T.

This has the approval of Competent Authority.

Encl: Board's Letter dated 09.02.2024.


(D.C.DIVAKAR)
Sr.AFA/G
for PFA/SC