

मध्य रेल



मंडल रेल प्रबंधक का कार्यालय
कार्मिक शाखा, सोलापुर

दिनांक: 17/01/2024

सं.: SUR/P/Gen/Cir./2024

परिपत्र सं.003/2024

सभी सम्बंधित : सोलापुर मंडल

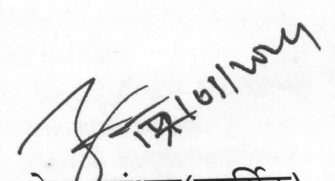
सभी शाखा अधिकारी : सोलापुर मंडल

Sub: Clarification regarding grant of financial upgradation under MACPs to Guards.

उपर्युक्त विषय पर मुख्यालय कार्यालय का पत्रांक CR-HQ0PERS(PUMR)/13/2023 दिनांक 15/01/2024 तथा P/CR/HQ/ET/510/6-14 दिनांक 10/01/2024 आपके सूचनार्थ एवं आवश्यक कार्यार्थ परिपत्रित की जाती है।

उपरोक्त परिपत्र सोलापुर मंडल की वेबसाइट: www.cr.indianrailways.gov.in पर अपलोड किया गया है, इस प्रकार से विजिट कर About us > Divisions > Solapur > Personnel > Circular सेक्शन में देखें।

अनुलग्नक : यथोक्त।


कृते मंडल रेल प्रबंधक(कार्मिक)
सोलापुर

प्रतिलिपि :

DRM, ADRM सोलापुर, कृपया सूचनार्थ।

मंडल सचिव: CRMS/NRMU/AIOBCA/AISCSTA सोलापुर, कृपया सूचनार्थ।

I/49633/2024



मध्य रेलवे/CENTRAL RAILWAY

प्रधान कार्यालय/Headquarters Office

कार्मिक विभाग/Personnel Department

सी.एस.एम.टी., मुंबई/CSMT, Mumbai-400001

CR No.003/2024

MACP 34

क्रमांक CR-HQ0PERS(PUMR)/13/2023

दिनांक 15-01-2024

As per mailing list No.1

विषय: Clarification regarding grant of financial upgradation under MACPs to Guards.

1. Copy of HQ's letter No. P/CR/HQ/ET/510/6-14 dated 10-01-2024 along with its enclosures in connection with the above are enclosed herewith for information and necessary action.

DA: As above.

Digitally Signed by Ashok

Ramchandani

Date: 16-01-2024 16:32:40

Reason: Approved

(Ashok Ramchandani)

APO (Ruling/Court)

As per mailing list No.2

-/ प्रधान मुख्य कार्मिक अधिकारी

-/ पीसीपीओ/मध्य रेलवे



No. P/CR/HQ/ET/510/6-14

Date: /01/2024

DRM(P) BB BSL NGP SUR PA

Sub : Clarification regarding grant of financial upgradation under MACPS to Guards.

Ref : 1.This Railway's letter of even number dated 31.01.2022.
2.Railway Board's letter No.PC-V/2021/MACP/25/ ECOR (E) dated 16.05.2023.

A reference was made to Railway Board for grant of 3rd MACP in Goods Guard cadre (Ref.1).

However, Railway Board vide letter dated 16.05.2023 under reference (2) above, has advised that the category of Guard are not eligible for 3rd financial upgradation beyond GP Rs.4200/- under MACPS in the light of instructions issued vide RBE No.101/2009 dated 10.06.2009 & clarification issued vide RBE No.142/2012 dated 13.12.2012 and also Hon'ble Supreme Court's order dated 27.03.2018 on CA No.3328-3329/2018(UOI & Ors.Vs Birendra Kujur & Ors.). The Hon'ble Supreme Court vide its order dated 27.03.2018 has upheld Board's letter dated 13.12.2012 rejecting employees' claim for grant of GP 4600 & GP 4800 under MACPS.

Copy of the said letter is enclosed herewith for information and necessary action accordingly.

This has the approval of the Competent Authority.

Digitally Signed by Babulal

S Ramteke

Date: 10-01-2024 21:13:00

Reason: Approved

DA : As-above.

(B. S. Ramteke)
Asstt. Personnel Officer(T&C)
/Principal Chief Personnel Officer

✓ **C/- APO(Ruling/Court) :** For information and circulating the copy to all concerned, please.

GOVERNMENT OF INDIA/भारत सरकार
MINISTRY OF RAILWAYS/रेल मंत्रालय
(Railway Board) रेलवे बोर्ड

No. PC-V/2021/MACP/25/ECOR(E)

New Delhi, dt. -5-2023

The General Manager (P)
East Coast Railway,
BHUBANESWAR

The General Manager (P)
Central Railway,
Chhatrapati Shivaji Terminus,
Mumbai-400001

The General Manager (P)
Western Railway,
Churchgate, Mumbai.

Sub: - Clarification reg. grant of financial upgradation under MACPS to Guards.

Ref: - 1. ECoR's letter No.ECoR-HQ/PERS(R)/16/2021 (59/2021) dated 11-11-2011.
2. CR's letter No. P/CR/HQ/ET/510/06-14 dated 31-01-2022. 150957
3. WR's letter No. ET/839/4/MACP/Train Manager/ADI, dated 24-11-2022 & 18-01-2023.

The matter referred vide letter under reference has been examined in Board's office in consultation with FE dtc. It has been observed that Central Railway's letter dated 30-01-2019 is against the extant policy instructions on MACPS. Moreover, the case of guards category is covered vide Para 8 of annexure to Board's letter dated 10.06.2009 (RBE No. 101/2009) & clarification dated 13-12-2012(RBE No. 142/2012) wherein case of employee where promotion post is in same Grade Pay to that of feeder post, financial upgradation under ACP/MACP scheme CANNOT be to higher Grade Pay than what can be allowed to an employee on his regular promotion. Subsequently, while adjudicating CA No. 3328-3329/2018 (UOI & Ors. /s Birendra Kujur & Ors.) involving the issue of grant of GP 4600 / 4800 under MACPS to the category of Guards, the Hon'ble Supreme Court vide its order dated 27.03.2018 has upheld Board's letter dated 13.12.2012 and rejected employees' claim for grant of GP 4600 & GP 4800 under MACPS. In light of above, the category of Guard are not eligible for 3rd financial upgradation beyond GP 4200 under MACPS.

2. The necessary action in view of above may please be taken.

Signed by Sudha A Kujur
Date: 16-05-2023 16:42:00

(Sudha A. Kujur)
Deputy Director, Pay Commission
Room No. 6 A,
4th floor COFMOW Building
Tele No. 011-47845121
Email ID : sudha.kujur@gov.in