

**GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
RAILWAY BOARD**

No.2007/V-1/DAR/1/4

New Delhi, dated 25th April, 2007

- (I) General Manager (Vigilance)**
CR, ER, ECR, ECoR, NR, NCR, NER, NFR, NWR,
SR, SCR, SER, SECR, SWR, WR, and WCR.
- (II) Chief Vigilance Officer (CVO)**
CLW, DLMW, DLW, ICF, RCF, RWF, CORE, METRO, RDSO,
IRCON, RITES, IRFC, CONCOR, KRCL, IRCTC, RAILTEL,
MRVC and RVNL.

Sub: Proper framing of Charge-sheet.

In a vigilance case against a gazetted Railway Officer, referred to Central Vigilance Commission for their first stage advice, the Commission have pointed out an infirmity stating that even though some irregularities had been noticed during the investigations, yet these were not included in the charge-sheet issued to the officer, but while imposing penalty these irregularities excluded from the charge-sheet were also taken into consideration by the Disciplinary Authority.

2. It is desired that in future all irregularities noticed during investigations should invariably be included in the charge-sheet, so that the charged officials are afforded an opportunity for their defence, in accordance with the principles of natural justice.

(Sanjay Goel)
Director Vigilance (M)
Railway Board

Copy to :-

1. All Officers and the Branches of Vigilance Directorate.
2. File No.2006/V(C)/RB/21

**GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
RAILWAY BOARD**

No.2007/V-1/PC/1/1

New Delhi, dated 25th April, 2007

The General Managers

CR, ER, ECR, ECOR, NR, NCR, NER,
NFR, NWR, SR, SCR, SER, SECR, SWR,
WR, WCR, CLW, DLW, ICF, RCF, RWF,
CORE, METRO & NF (Constn.)

The Directors,

IRICEN, IRISSET & IRITM.
IRIEEN, IRIMEE

Chief Administrative Officers

DLMW, COFMOW

Director General

RDSO and RSC

**Sub: Cooperation with Vigilance team in discharge of
its duty during conduct of preventive check.**

During a Preventive Check, on one of the zonal Railways, conducted by a team from the Vigilance Directorate of Railway Board, full cooperation was not extended by the officials of the concerned zonal Railway, contacted by the team, for eliciting requisite information and collecting relevant documents, thereby, hampering smooth and effective working by the Vigilance officials.

2. It may be mentioned that Investigating Inspectors of the Vigilance Directorate of Railway Board are authorized to enter any of the Railway offices, record statements of the officials concerned, who are expected to render them all possible assistance in the proper discharge of their official duties. They are also empowered to seize all relevant documents against issue of proper 'Seizure Memo'.

3. It may be brought to the notice of all concerned officers working under your control that non-cooperation/half hearted cooperation with the Vigilance team shall be treated as a serious misconduct. It can also be deemed as good and sufficient reason for issue of charge-sheet to the delinquent officials for taking them up under the Railway Servants (Discipline & Appeal) Rules, 1968.

4. This may be given wide publicity and compliance ensured by all concerned.

**(Sanjay Goel)
Director Vigilance (M)
Railway Board**

Copy to :- The General Managers (Vigilance)/All Indian Railways/PUs.

**GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
RAILWAY BOARD**

No.2007/V-1/DAR/1/3

New Delhi, dated April, 2007

(I) General Manager (Vigilance)

CR, ER, ECR, ECoR, NR, NCR, NER, NFR, NWR,
SR, SCR, SER, SECR, SWR, WR, and WCR.

(II) Chief Vigilance Officer (CVO)

CLW, DLMW, DLW, ICF, RCF, RWF, CORE, METRO, RDSO,
IRCON, RITES, IRFC, CONCOR, KRCL, IRCTC, RAILTEL,
MRVC and RVNL

Sub: Training of officials connected with conducting Departmental Inquiry - in the interest of effective and speedy completion of Departmental Inquiry.

Attention is invited to Board's letter No.99/V-1/TRG/2/7 dated 13.09.1999, emphasizing the need for organizing Training programme for Vigilance Inspectors, (duly enclosing a detailed training schedule), who are generally appointed as Presenting Officers in the interest of proper and effective departmental inquiries.

2. Attention is also invited to the Board's letter No.99/V-1/CVC/1/9 dated 13.07.1999 advising that the Government is not precluded from taking disciplinary action for violation of conduct rules even with regard to exercise of quasi-judicial powers by various officials associated with the conduct of Departmental Inquiries.

3. Recently, in a vigilance case, the Central Vigilance Commission have expressed their displeasure on the performance of the Presenting Officer as well as the Inquiry Officer in terms of both the quality of effectiveness of Presentation, quality of report and the speed of completion of inquiry.

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4. It is reiterated that annual training courses for Presenting Officers, on the lines suggested vide Board's letter dated 13.09.1999 *ibid*, may be invariably conducted. Annual training courses, on similar lines, may also be imparted to the RIOs empanelled at the Zonal Vigilance level as is being done by Board Vigilance for their empanelled RIOs. This will ensure effective and quality working of Presenting officer and Inquiry Officer during the conduct of Departmental Inquiry. Suggested training schedule for the two types of training are also enclosed in Annexure for guidance. These shall be conducted as per modalities given in Annexure 2 by pooling of resources by the participating Railway.

5. Action taken in the matter and compliance report may be advised to the undersigned latest by 31.05.2007.

(Sanjay Goel)
Director Vigilance (M)
Railway Board

No.2007/V-1/DAR/1/3

New Delhi, dated April, 2007

Copy to:- The Secretary, Central Vigilance Commission (**Kind Attention : Shri Y. P. Rai, Director**), Satarkata Bhawan, GPO Complex, Block 'A' INA, New Delhi – for information w.r.t. their Office Memorandum No.0046/RLY/22-51000 dated 14.03.2007

(Sanjay Goel)
Director Vigilance (M)
Railway Board

Copy to :-
1. All Officers and the Branches of Vigilance Directorate.
2. File No.2004/V-3/NE/7-CAiii Pt.II