

17/10/74

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29/4

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N. F. RAILWAY.

Office of the
Divisional Supdt:(P)
Tinsukia, dt. 9-4-74.

74/O(TSK-M).

All SMS & BCIs of TSK Division,
MC/TSK, Manager /TSK
Sr. TPI, Sr. CTI, GC/LPO, CMI(OS)/DBRT,
MS/TSK, PBI, ACBIs/TSK, CEI/TSK, DBRT,
RCS/TSK & DBRT, Head Master, Rly. School,
SR & HJG, EE/TSKG & MXI,
TE/TSK, PZE, ALI/DBRT, LLO, LCCC/SLGR,
ETXI-TSK, DBRT, MXI, WF/TSKG,
TET Incharge/LIO, SLGA,
Incharge Station: Cell/TSK.

Sub :- Demonstration/Meetings etc:

A copy of GM(P)/PNO's circular No. D/C/222 dt. 30.3.74
E/53/O-PV(C)

ther with copies of its enclosures is sent herewith.

This should be circulated to all staff under you and hanging
in the Notice Board of Shed, Carriage and Wagon Depots and Stations.

Please acknowledge receipt and report compliance.

cc: spare copies.

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/ Divisional Supdt:(P)
Tinsukia.

cc to: AO, AOS(M), DME, AME/TSK, ACS/DBRT, CC(G) & (E) Mech.,
Hd. Clerks(E) & (Bill), Sr.LWI/TSK for information and
guidance.

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/ Divisional Supdt:(P)
Tinsukia.

General Manager(P)'s letter No. DAC/282 dt. 30-3-1974.
No.E/53/0-Pt.V(C)

Sub :- Demonstration/meetings etc.

" It has been brought to notice of the administration that the orders issued from time to time relating to demonstration by the Rly. servants, holding meetings inside the Railway premises and staff leaving their place of work are not being observed by them. Copies of the orders issued under the following circulars are enclosed for information and guidance of all concerned.

i) GM's circular No,E/53/0 P.IV(C) dt,26.9.70.

ii) GM's circular No,E/26i/7/Con dt,26.11.70.

iii) GM's circular No,E/53/0 Pt,IV(C) dt,31.1.67 published under Notification No,84 of fortnightly gazette No.5 dated 1.3.67.

2. This should be circulated to all concerned and hung up in the notice boards of different subordinate offices/sheds/stations.

3. It should be particularly noted that breach of these instructions will have to be seriously viewed. "

Sub :- Demonstration by Rly. servants.

Attention of all Railway servants is invited to Rule 7 of the Railway services(Conduct) Rules 1966, an extract of which is reproduced below :-

7. Demonstrations: No railway servant shall engage himself or participate in any demonstration which is prejudicial to the interests of the sovereignty and integrity of India, the security of the State, friendly relations with foreign States, public order, decency or morality, or which involves contempt of court, defamation or incitement to an offence".

2. Certain points have, however, been raised in the matter of application of the aforesaid rule and these are clarified below in the form of questions and answers :-

Questions

Answers.

(i) Whether a railway servant can appropriately be taken up for demonstrating or associating himself in a demonstration anywhere even far away from the office premises and at any time even on holiday.

Yes, if the demonstration is held to be one of the various types of demonstrations prohibited by Rule 7 of the Conduct Rules.

(ii) Whether lunch interval falls within working hours with reference to the instructions that demonstrations, meetings and processions which are orderly and peaceful and are held outside office premises and outside working hours should not be interfered with.

Since all the staff in administrative offices do not observe a set period for lunch interval, demonstration/meeting which may be organised by the staff during the lunch interval are bound to cause disturbances to other staff who might be doing work during this interval and as such the employees who participate in such demonstrations/meetings are liable to be taken up on the ground of unbecoming conduct and even on grounds of disorderly and indisciplined behaviour. Further, the concerned employees who by their participation in demonstrations during lunch interval, remain away from work beyond the permitted time are liable to be severely dealt with under the normal rules.

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Question.

Answers.

(iii) Whether the limitations prescribed vide Rules of the Conduct Rules apply to the railway servants who are Trade Union workers.

Yes. Even when a railway employee who is on deputation to the Union violates the provisions of Rule of the Conduct Rules, he will render him liable to be taken up under the Discipline and Appeals Rules.

(iv) What should be deemed to be the working hours of offices, shops, sheds, depots etc, where work is not performed round the clock.

Working hours should be held to include half an hour before and after the scheduled working hours of these establishments.

3. All railway servants are advised to note the contents of the above instructions and bear in mind that any breach of these instructions will be seriously viewed and they would be liable to be taken up under the DAR.
