

GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
(RAILWAY BOARD)

No.2018/Sec(Spl)/Discharge of Rectt.

New Delhi, dated 17.4.2018

Directive No. 44

Sub : Procedure to be adopted in case of discharge/termination order issued under Rule 67.2 and 57.3 of RPF Rules 1987.

Reference is invited to Rule 57.3, 67.2 and 212.1 of RPF Rules, 1987 which lays down following provisions in respect of a probationer or recruit/cadet:-

Rule 57.3: If, during the period of probation or any extension thereof, as the case may be, the appointing authority is of the opinion that the member of the Force is not fit for permanent appointment, the appointing authority may terminate the services of a direct recruit or revert the member of the Force to the post held by him prior to such appointment.:

Provided that in case of termination of services, a probationer shall be given a notice of one month to that effect or pay in lieu thereof:

Provided further that a notice or pay in lieu thereof shall not be required where the termination of service results as a consequence of the failure of the probationer to pass the initial training course or a repeat course, if any.

Rule 67.2 A direct recruit selected for being appointed as enrolled member, till such time he is not formally appointed to the Force, is liable to be discharged at any stage if the Principal Chief Security Commissioner for reasons to be recorded in writing, deems it fit so to do in the interest of the Force.

Rule 212.1 An enrolled member may appeal against an order imposing upon him any of the punishments specified in rules 148 and 149 to the authority immediately superior to the authority imposing the punishment.

Provided that there shall be no appeal against the judgment of the Security Court or against an order of discharge of a recruit trainee who has not been formally enrolled as a member of the Force.

17/4/18

2. As per above provisions, there is no right of appeal in cases of discharge. It has been observed that in many cases, proper safeguards are not observed resulting into improper orders. It is, therefore, essential that there should be a system in place which would ensure that all aspects of the case are considered before a discharge order is issued by Principal Chief Security Commissioners.

3. Therefore, in exercise of power under Rule-28 of RPF Rules 1987 read with Section 8 of RPF Act 1985, it is ordered that henceforth, Principal Chief Security Commissioner shall refer draft discharge/termination orders of recruits/cadets/probationers (Constable/Sub-Inspector) along with all relevant documents to the DG/RPF for advice/guidelines before issue.

✓ 17/4/18

(Dharmendra Kumar)
Director General/RPF

Copy to:

Principal Chief Security Commissioners/RPF - All Zonal Railways, ICF, KRCL, CORE, Construction, RDSO & RPSF.

Director/JR RPF Academy, Lucknow & Maula Ali

All Officers, Security Dte., Railway Board and all Branches/Security Dte.

GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
(RAILWAY BOARD)

No.2018/Sec(Spl)/Discharge of Rectt.

New Delhi, dated: 19.04.2018

Principal Chief Security Commissioners/RPF,
All Zonal Railways, ICF, KRCL, CORE & RDSO

Principal Chief Security Commissioner/RPSF,
Dayabasti, Delhi.

Director,
JR RPF Academy, Lucknow.

CORRIGENDUM

Sub: Review of discharge orders of recruits.

Reference is invited towards this office letter of even no. dated 17.04.2018 on the above subject. In Para 1st and 2nd of the above letter, the word and figure "Directive-43" may please be read as "Directive- 44".

Inconvenience caused is regretted please.


(S. Shandilya) 19/4/18
DIG/MAC
Railway Board