

पश्चिम मध्य रेल
West Central Railway



महाप्रबंधक कार्यालय / GM's Office
कार्मिक विभाग / Personnel Deptt.
जबलपुर / Jabalpur. Pin-482001

पत्र क्रं. पमरे/का-मुख्या/501/आई.आर/सीक्रेट बैलेट-2024

दिनांक 22.10.2024

पीठासीन अधिकारी एवं सहायक पीठासीन अधिकारी - जबलपुर, भोपाल, कोटा, सडिपुका/भोपाल
एवं माडिमका/कोटा

Sub – Clarification to Section 1.4.1 of the Final Modalities circulated vide
Railway Board's letter of even No. dated 09.09.2024

Ref - Rly. Board,s Letter No. 2024/SBEC – III/ Elections dated 21.10.2024

-----000-----

रेल्वे बोर्ड ने अपने उक्त संदर्भित पत्र के तहत पैरा 1.4.1 के संबंध में यथोचित संशोधन
किया है जिसकी प्रतिलिपि अवलोकनार्थ एवं कड़ाई से पालन किये जाने हेतु संलग्न की जा रही
है।

संलग्न:- उपरोक्तानुसार ।


(संजय कुमार)

पीठासीन अधिकारी एवं उप मुख्य कार्मिक अधि. (ओ.सं.)
कृते निर्वाचन अधिकारी, एस.बी.ई - 2024
पश्चिम मध्य रेल जबलपुर



भारत सरकार GOVERNMENT OF INDIA
रेल मंत्रालय MINISTRY OF RAILWAYS
(रेलवे बोर्ड RAILWAY BOARD)

No.2024/SBEC-III/Elections

Date: 21.10.2024

All PCPOs/ Returning Officers
Zonal Railways (Open Line)
Metro Railway, Kolkata
Production Units(CLW & RCF Only)

Sub: Clarification to Section 1.4.1 of the Final Modalities
circulated vide Railway Board's letter of even No. dated
09.09.2024.

In relation to Section 1.4 of the Final Modalities dated 09.09.2024,
it was provided in Section 1.4.1 that further instructions will be issued on
this matter separately.

2. The SBEC has deliberated over the matter of devising a
mechanism by which recognition shall be accorded to such a Trade Union
over a Zonal Railway/PU.

3. In a Judgement dated 30.10.2007 in Writ Petition (C) No.
7840/2007 in the case of "All India Railways Employees Confederation
Vs. Chairman Railway Board & others", High Court of Delhi, in this
regard, has made following observation in Para 12:

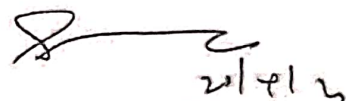
*"12. I am, therefore, of the opinion that clause (C) should
be construed and interpreted as to include those trade
Unions which have All India jurisdiction and are
registered as such. The difficulty projected by Railways
that is to negotiate with the unions at a local level can be
redressed in a different manner. One mechanism could be*


21/10/24

to require the concerned union (which has All India presence in multiple zones and not registered in the concerned zone) to have a nominated representative in the Zone. This, of course, is only a solution. There can be other methods of dealing with the problem."

4. Taking a cue from the above, SBEC has decided as under:-

"In case one of the all-India registered Trade Union qualifies for recognition, without having registration over the geographical jurisdiction of the Zonal Railway/PU, then, in such a case the Trade Union shall constitute a suitable body of office bearers for holding negotiations with the Administration. This arrangement shall be subject to final out-come of ongoing court case in Writ Petition No. 29/2020 of High Court of Judicature at Bombay, Nagpur Bench provided the final judgment specifically refers to Section 1.4 of the Final Modalities dated 09.09.2024 under which the present elections for verification of membership and recognition of Trade Unions are being held."



Rajiv Gandhi
EDE/RRB & Member Secy.
And Convener
Secret Ballot Election Committee-III