

South Eastern Railwaymen's Union

(REGISTERED UNDER THE INDIAN TRADE UNIONS ACT. 1926)

K. M. Bhadra,
General Secretary.

— Khargpur Central Office —

UNION BUILDINGS

P.O. KHARGPUR

V53/Part VII/K/C.

A. I. U. C.
KHAIRDA
Received... 557/29-3-61
Replied.....

Dated, the 23. 3. 1961.

To
The Editor,

Trade Union Record, ATUC,
4, Ansa Road, New Delhi

Dear Sir,

I shall be highly obliged if you will please publish the undernoted statement issued on date by me as a protest against the un-ending onslaught on the Trade Union Movement and the Trade Unionists by the Govt. as a sequel to the last All India Central Govt. Employees strike and thus sympathise with the cause of the Trade Unions.

Thanking you,

Yours faithfully,

Encl. - Nil.

ASST. GENERAL SECRETARY.

FOR PRESS.

It is really most shocking that even after so many assurances both on the floor of the Parliament and outside by Hon'ble Ministers about 690 Central Govt. employees are either dismissed or removed from service due to the vindictive attitude by the Heads of the Departments under various Ministries.

While the latest circular issued by the Railway Board on a six point clarification in regard to various charges where disciplinary action is not to be taken and also the extraneous circumstances coming under sabotage and other activities of gross mis-conduct where action is to be taken, hardly there is any language fit to condemn the activities of the South Eastern Ry. administration in removing Comrade Satyen Kar, General Secretary of the South Eastern Railwaymen's Union on the basis of the Charge-sheet framed against him for participation in illegal strike from 12th July. onward and not being available at his seat throughout the office hours on 11th July '60.

The General Manager has taken pleasure in removing Comrade Satyen Kar, General Secretary of the Union necessarily on the analogy that it was Comrade Satyen Kar who had served the strike notice under the provision contained in Sub-Section(1) of the Section 22 of the Industrial Disputes Act, 1947 since he is the chief executive officer of the Union, otherwise the charges adduced against Comrade Kar have no legs to stand in the face of the clear directives issued by the Railway Board prior to the removal order by the General Manager.

Still 9 Railway employees under General Manager, are being harassed with suspension orders since July '60 in the face of the clear policy statement made by Hon'ble Sri Jagjivan Ram, Railway Minister in the Rajya Sabha on 27.2.61 where it was stated that there would be no bar to cancel the suspension order on the Railwaymen and allow them to join their duties provided there are no Court proceedings against them and it can be vouchsafed that none of these 9 staff are in any way involved with Court cases. Apart, there are 21 Railwaymen already removed from service and Show Cause Notices served against 12 employees.

The Govt. has further tagged the issue of restoring recognition to the representative Trade Unions with that of setting up of WHITLEY COUNCILS and thus choked the normal ch

of ventilating & redressing the grievances of the employees.

The latest policy of the Govt. towards the Trade Union as focussed through the statement of Srimati Tarakeswari Sinha, Dy. Finance Minister on the floor of the Parliament in the last week only shows that the Govt. is not moving in right earnest since we have been accustomed to the oft-repeated assurances of Ministers that "Final decision is expected to be taken shortly" in this regard.

We are of the firm view that it is high time that the present agony is ended without any further delay and all employees are taken back to duty by withdrawing the orders of dismissal, removal and suspension as a consequence of the last strike. Similarly the question of recognition of the Unions should not be put off any longer. We hope that the Govt. will realise the gravity of the issue and consider our appeal with earnestness.

SOUTH EASTERN RAILWAY.

NO. SAO/KGP/Conf.

Office of the
F.A. & C.A.O.
Calcutta-43 dated 19th May'61

To

Shri Karunamoy Bhattacharejee,
Stock Verifier, Accounts,
Khargpur.

Whereas for the reasons stated in the Annexure, it is considered that you are engaged in subversive activities and that your retention in the public service is on that account prejudicial to national security, and that consequently it is proposed to terminate your services in terms of Rule 149 of the Indian Railway Establishment Code, as provided for in Rule 3 of the ~~Indian Railway Establishment~~ Railway Services (Safe-guarding of National Security) Rules 1954 as amended by the Government of India, Ministry of Railways (Railway Board) Notification No. E53-RG6-9 dated 31.8.1960 (copies enclosed). You are hereby directed to submit to the President, through the undersigned, within 14 days of the receipt of this ~~notice~~ notice, any representation you wish to make against the action proposed to be taken in regard to you. Such representation, if any, will be considered by the President before appropriate orders are passed. If you submit no representation with the time specified, it will be assumed that you have no representation to make against the proposed action and the President will proceed to pass appropriate orders on your case without any further reference to you.

It is proposed to place you under suspension, pending the conclusion of these proceedings. However, if you wish you will be permitted to proceed on such leave as may be admissible to you, with effect from 20th May, 1961. You are hereby required to send intimation of your wishes in this behalf immediately.

You are further asked to state whether you wish to be heard in person before orders are passed on your case.

Dated this twelfth day of May, 1961.

Sd/- S.P.Sahni,
Financial Adviser & Chief
Accounts Officer,
S.E.Railway, Calcutta-43.

A N N E X U R E.

You are an active member of a Political Party and have been associated with its activities which is contrary to the Service rules. You are in the habit of agitating the Railway Labour.

You instigated the Lister Truck Drivers of Khargpur Workshops to continue the hunger strike resorted to by them on 22.11.54. You organised door to door propaganda to draw the sympathy of the Staff for the cause of the striking Lister Truck Drivers.

In 1954, you took part in organising an agitation in the Boiler Shop, Khargpur Workshops to stop medical examination of staff beyond the age of 45 to 50.

You gave full support to the illegal strike staged at Khargpur on May, 1956.

You tried to organise a general strike in the open line at 0.00 hrs. on 18.5.56 in sympathy with the Khargpur Workshop strike.

You carried on propaganda in favour of a political candidate for election to the West Bengal Assembly in 1956 and for collection of funds towards this end.

In May, 1957 you endeavoured to organise the Cabinmen of Khargpur and other road-side railway stations to observe a token strike in response to the call given by the All India Cabinmen's Committee.

You organised the Casual labourers of Khargpur for staging a demonstration before the District Engineer, Khargpur on 29.9.58 demanding stoppage of retrenchment, implementation of enhanced rates of wages, etc.

During January, 1959, you carried on agitation on the issue of recruitment of casual labourers.

In May, 1960 you urged the casual labourers at Khargpur to carry on agitation by organising demonstration etc., as a means of getting their demands fulfilled.

You took prominent part in organising the illegal strike of July, 1960.

Sd/- S.P.Sahni.

12.5.61.

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281

SOUTH EASTERN RAILWAY.

GENERAL MANAGER'S OFFICE,
CALCUTTA-43.

No. DCMS/156/61

Calcutta-43, D/- 1st June, 1961.

To

Shri K.Laksminarayana,
Turner, Khargpur Workshops,
KHARGPUR.

Whereas for the reasons stated in the Annexure, it is considered that you are engaged in subversive activities and that your retention in the public service is on that account prejudicial to national security, and that consequently it is proposed to terminate your services in terms of Rule 149 of the Indian Railway Establishment Code, as provided for in Rule 3 of the Railway Services (Safe-guarding of National Security) Rules 1954 as amended by the Government of India, Ministry of Railways (Railway Board) Notification No. E53RG6-9 dated 31.8.60 (Copies enclosed). You are hereby directed to submit to the President, through the undersigned, within 14 days of the receipt of this notice, any representation you wish to make against the action proposed to be taken in regard to you. Such representations, if any, will be considered by the President before appropriate orders are passed. If you submit no representation with the time specified, it will be assumed that you have no representation to make against the proposed action and the President will proceed to pass appropriate orders on your case without any further reference to you.

It is proposed to place you under suspension pending the conclusion of these proceedings. However, if you so wish, you will be permitted to proceed on such leave as may be admissible to you, with effect from 2.6.61. You are hereby required to send intimation of your wishes in this behalf immediately.

You are further asked to state whether you wish to be heard in person before orders are passed on your case.

Dated this First day of June, 1961.

Sd/- S.H.Wadha,
General Manager.

A N N E X U R E .

You are a labour agitator and a member of a subversive political party, which is against the Service Conduct Rules. You attended secret and open meetings of the party and took part in the deliberations.

In 1956 during the strike in Khargpur Railway Workshop you openly advocated assault on non-strikers so much so that for the maintenance of public order you had to be dealt with under Section 10 and 11 of West Bengal Security Act. You spread discontent and disaffection among the Railway workers at Khargpur against the Railway Administration and incited them to resort to illegal strike with the object of hampering supply and services essential to the Community.

In 1956 , you attended secret meetings of the subversive political party at Khargpur to voice the grievances of the employees involved in the illegal strike at Khargpur Railway Workshops and to support the candidature of a member of the subversive political party for West Bengal Legislative Assembly.

In 1957, after the General Elections you raised funds from the workers and organised a meeting and procession to celebrate the victory of the candidate on his being returned to the West Bengal Legislative Assembly.

On 7.5.59, you alongwith others, in course of interview with the D.C.M.E.(S)- Khargpur gave him to understand that the workers would take law into their own hands if by 10.5.59 the supply of rice was not adequate.

On 8.1.60, you as a member of a ~~subversive~~ subversive political party and Secretary of the Khargpur Workshop branch of the S.E.Railwaymen's Union led alongwith others a procession in Khargpur town organised in protest against the Central Pay Commission's Award.

You are continuing in your agitational activities unabated.

SOUTH EASTERN RAILWAY.

No. DCMES/157/61.

Office of the
Chief Mechanical Engineer,

Calcutta-43, Dated 1st June, 1961.

To

Shri P.V.Swamy,
Clerk, Production Shop,
Khargpur.

Whereas for the reasons stated in the Annexure, it is considered that you are engaged in subversive activities and that your retention in the public service is on that account prejudicial to national security, and that consequently it is proposed to terminate your services in terms of Rule 149 of the Indian Railway Establishment Code, as provided for in Rule 3 of the Railway Services (Safe-guarding of National Security) Rules 1954 as amended by the Government of India, Ministry of Railways (Railway Board) Notification No. E53RG6-9 dated 31.8.60 (copies enclosed). You are hereby directed to submit to the President, through the undersigned, within 14 days of the receipt of this notice, any representation you wish to make against the action proposed to be taken in regard to you. Such representation, if any, will be considered by the President before appropriate orders are passed. If you submit no representation with the same specified, it will be assumed that you have no representation to make against the proposed action and the President will proceed to pass appropriate orders on your case without any further reference to you.

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Dated this First day of June, 1961.

sd/-

CHIEF MECHANICAL ENGINEER
S.E. Railway, Garden Reach.

A N N E X U R E.

You are a labour agitator and an active member of a subversive political party which is against the service rules.

You figured in the Action Committee formed in May 1956 which took full control of the illegal stay-in-strike at Khargpur Workshops and actively participated with others in organising the strike. On 18.5.1956, you were found inciting the staff of the Planning and Production Workshop to go on hunger strike in sympathy with the strikers of the Workshops. On 22.5.56, your house was searched and some account books etc. regarding subscriptions realised in aid of the Brush Hand Painters who struck their work since 1.3.1956, were seized.

In January 1957, your house became the venue of the meeting of a subversive political party wherein discussions were held about the selection of the Office-bearers of the South Eastern Railwaymen's Union.

In July 1958 you along with some others attended a meeting of a subversive political party held in the house of another party member wherein organisational affairs of the party were discussed.

You attended in 1957 and 1958 other secret meetings of the party at Khargpur and were taken as the Secretary of the Khargpur Party Cell. You gave support for carrying on agitation against the introduction of collection of contributions from casual labour.

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You attended in 1957 and 1958 other secret meetings of the party at Khargpur and were taken as the Secretary of the Khargpur Party Cell. You gave support for carrying on agitation against the introduction of collection of petitions from casual labourers through boxes for the purpose of recruitment.

The A.I.R.F. Working Committee and General Council met at Trivendrum on 21st and 22/23rd respectively.

There were the following main subjects before the meeting.

- (1) The proposed strike banning legislation directed against Central Government Employees.
- (2) Evaluation and review of the 12th July 1960 General strike and rehabilitation of the victimised employees.
- (3) Withdrawal of the Provisional affiliation granted to Dakshina Railway Employees' Union.

At the ~~xxx~~ Working Committee meeting representatives from the Dakshina Railway Employees' Union were entitled to attend (prior to withdrawal of Provisional affiliation) but none was present. Shri Guruswami the President of the D.R.E.U. was present in his capacity as President of the A.I.R.F.

About 100 delegates and about equal number of observers were present at the General Council Meeting of the Federation. The B.R.E. Union (M. & S.M. section) was entitled to have about 16 delegates so long as it stood affiliated to A.I.R.F., but none was present to put up any fight against its dis-affiliation.

At the W.C. meeting on 21st it was decided by majority vote to withdraw the Provisional affiliation granted to D.R.E. Union. This was done on the ground that the D.R.E.U. had effected merger with S.I.R.L. Union and had failed to abide by the instructions of the W.C. of the Federation in respect of holding the General Meeting of the D.R.E.U.

Apart from the failure to carry out the instructions of the W.C. of the Federation in respect ~~xxx~~ of the manner of holding the annual General Meeting of the D.R.E.U. It was further contended that as the D.R.E.U. had effected a merger with the S.I.R.L. Union the merger Union was in fact now a new Union and as such it ought to seek affiliation a new as per the constitution of the Federation.

Shri Guruswami is reported to have admitted that the D.R.E.U. had committed an error in not complying with the conditions laid down by the W.C. of the Federation for holding the General meeting of the D.R.E.U. He however, protested ~~xxx~~ against the cancellation of the affiliation of the D.R.E.U. He suggested that the D.R.E.U. (merged) as well as the Southern Railway Mazdoor Union (new Union formed by Govind Menon and Augooswami, P.S.P) both be granted affiliation to the A.I.R.F. This suggestion of Shri Guruswami was not accepted by the W.C. of the Federation and Shri Guruswami walked out of the meeting of the W.C. in protest late at night on 21st June 1961. Shri Guruswami did not attend any further deliberations of the W.C. as also the meeting of the G.C. of the A.I.R.F. on 22nd and 23rd June 1961.

Actual attendance ^{was} at the G.C. meeting / of about 75 to 80 (the reported 170 member is an inflated propaganda figure). Of these about 35 were of AITUC persuasion. On the question of "Strike Ban" The G.C. adopted a resolution ~~approving~~ ^{approving} the proposed measure. The delegates of the AITUC ~~persuasion~~ ^{persuasion} moved an amendment to the official resolution putting forth in detail the AITUC line. But it was lost by 47 to 23 votes for lack of cohesive and proper organisation.

On the question of withdrawal of the provisional affiliation granted to D.R.E.U. only a verbal report was made to the G.C. of the Federation by the General Secretary of the A.I.R.F. He informed the G.C. that the W.C. of the

Federation which had granted the provisional affiliation had decided and withdrawn the said provisional affiliation on the ground that the D.R.E.U. had failed to carry out the instructions of the W.C. of the Federation and on the further ground that the D.R.E.U. having effected a merger with the S.I.R.L. Union, was now a new Union and as such has to apply a new for affiliation to A.I.R.F.

No discussion was allowed in the G.C. over this report of the General Secretary. Neither an opportunity though formally sought for, was given to record the opinion of the G.C. on the issue of dis-affiliation of the D.R.E.U. The dis-affiliation was effected only by the verdict of the W.C. ~~with the W.C.~~ of the Federation.

Delegates at the G.C. meeting tenaciously contended for about 3 hours against the Chairman of the meeting of the G.C. Shri Basawant Singh asserting that it was the democratic and sovereign right of the G.C. to discuss and record its opinion on this report of the General Secretary about the decision of the W.C. in the matter of dis-affiliation of the D.R.E.U.

The Chairman however refused to allow any formal proposal to be moved.

Majority of the delegates attending the G.C. appeared to be against the dis-affiliation of the D.R.E.U. All the same the Union has been declared to have been disaffiliated on the strength of the W.C. only.

K.N.J.

South Eastern Railwaymen's Union

(REGISTERED UNDER THE INDIAN TRADE UNIONS ACT, 1926 & AFFILIATED WITH A. I. R. F.)

K.P. Chakravorti
Secretary.

GARDEN REACH BRANCH
106, DIAMOND HARBOUR ROAD,
CALCUTTA 23.

3/26/A.

Dated, the 25th July, 1961.

To
The General Secretary,

All India Trade Union Congress
No. 4 Ashoke Rd, New Delhi

A. I. T. U. C.
I. R. No. 2526 Date 29 JUL 1961
File No. Replied on

Dear Sir,

Sub: VICTIMISATION OF WORKERS ON THE
SOUTH EASTERN RAILWAY.

Consequent on the strike of the Central Government employees in July, 1960, the South Eastern Railway Administration, at the instance of the Government of India, took an offensive in the shape of suspensions, termination of services of the Railwaymen, transfer of Union workers to distant places, reversion in the lower grades, withdrawal of recognition of the South Eastern Railwaymen's Union and issuing Chargesheets against Union's leading workers for removal from service.

As a result of pressure of the public opinion expressed through the Press, the Parliament and the different Trade Unions, punitive attitude of the Government of India in regard to the persons involved in the strike had been relaxed and assurances were given in the Parliament to the effect that no disciplinary action should be taken for absence from duty during the period of strike for organising and leading procession, addressing mass meetings and instigating employees to join strike (not involving coercion) etc. The position in the South Eastern Railway continues to be grave as yet. Removal of 23 leading Union workers including Shri Satyen Kar, General Secretary, South Eastern Railwaymen's Union, whimsical transfer of 20 Union workers to remote places and show-cause notices for removal from services issued against Shri K.P. Chakravorti, Secretary and Shri Amalendu Ganguli, Assistant Secretary, Garden Reach Branch (Head Office) and Shri R.N. Chakladar, Secretary, Tatanagar Branch of the South Eastern Railwaymen's Union are the instances of the unfortunate, yet persistent policy of victimization of the Union Officials on the South Eastern Railway. The attitude of ruthless repression of the South Eastern Railway Administration towards the employees has caused widespread indignation amongst the Railwaymen.

281

Not satisfied with the victimisation of the Union Officials and workers so far, the South Eastern Railway Administration has issued notices for termination of services of Shri K.M. Bhattacharjee, Stock Verifier, Khargpur Accounts Office and Secretary, Khargpur Opne-line Branch, Shri K. Lakshminarayana, Turner, Khargpur Works^{shop} and Secretary, Khargpur Workshop Branch and Shri P.V. Swamy, Clerk, Khargpur Production Shop in terms of Rule 149 of the Indian Railway Establishment Code, as provided for in Rule 3 of the Railway Services (Safeguarding of National Security) Rules 1954 as amended by the Government of India, Ministry of Railways (Railway Board) Notification No. E53RG6-9 dated 31-8-1960. An alleged charge of being an active member of a subversive political party is one of the charges levelled against each of them. Other charges levelled against them pertain to their Trade Union activities during last six to eight years. Their Trade Union activities were to safeguard the interests of the Railwaymen through legal and constitutional measures as granted and guaranteed under the Law of the Land and the Constitution of India.

It may be stated that Shri K.M. Bhattacharjee and Shri K. Lakshminarayana were first charge-sheeted for participation in the strike of July 1960. These chargeheets were withdrawn long ago.

All necessary papers in connection with the cases of Shri Karunamoy Bhattacharjee, Shri K. Lakshminarayana and Shri P.V..Swamy are sent to you for your information and necessary action.

Each copy of the resolutions adopted in the meeting held on 12th July 1961 in Calcutta to observe Anti-labour relations Bill Day in response to the call of the All India Railwaymen's Federation and a copy of the appeal in duplicate issued by the Union on this occasion are sent for your information. The Labour Minister, Govt. of India may bring the proposed Labour Relations Bill in the Parliament.

You are requested to move in the Parliament (in the August session) or with the authorities concerned in the lines you deem proper. I shall be glad, if you will let me hear.

Thanking you,

Yours faithfully,

U. K. Swami

Secretary,
Garden Reach Branch.

Enc: As above.

SOUTH EASTERN RAILWAY.

Office of the
F. A. & C. A. O.

No.SAO/KGP/Conf.

Calcutta-43, Dated 19th May, 1961.

To

Shri Karunamay Bhattacharjee,
Stock Verifier, Accounts,
Khargapur.

281

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Dated this twelfth day of May, 1961.

Sd/- S.P.Sahni.
Financial Adviser & Chief
Accounts Officer.
S.-E.Railway, Calcutta-43.

Served on 19/5/61.

Contd.....from Page "1"

My action against corruption energed the corrupt elements and they gathered to harm me through conspiracy organised by Shri Josh Supervisor catering at Calcutta. He had been working as a Manager dinning car before his posting as a supervisor catering at Hawrah Station.

It was in the month of December 1958, whe I was ordered to serve tea in the Dadar 1st class waiting Room. This lady staying in the waiting room with her old mother aged 60 years, two sons aged 13 and 11 years and one daughter aged 9 years, ~~and~~ I learnt later, was the wife of one 2nd foreman of Gomoh and was well known to Shri Josh Supervisor catering. I served tea in the waiting room at 5 Hrs. & I went for the bill twice & thrice but she avoided saying that the tea has not yet been taken as yet. Ultimately it was at about 8/30 Hrs. when I insisted as I had to go off. When I produced bill for Rs. 1/4/-, she got enraged and paid -/15/- . As which I refused . At this, she met Shri Josh and reported against me before the Dypt. Station Supdt. and the bill for Rs. 1/4/- was paid. After about 15 days of the incident, I was placed under suspension without assigning any reasons and later removed from service likewise. Neither I have been given any suspension memo nor any removal from service orders have been supplied to me.

Sir, the complaint of the lady is not only bogus & untrue but is merely a conspiracy under the guidance of the supervisor Catering against whom I had already reported. she complained that when I went inside the waiting Room for bill, she was naked, which was false.

(a) The waiting room AYA was present in the room but she was never asked about this.

(b) On what authority she was staying in 1st class waiting Room was never required into.

(c) How and for what purpose, she came from Gomoh to Bawrah and on what authority i.e. ticket No. or pass No was also never enquired into.

(d) Whether she was the actual passenger or not was also never enquired into.

(e) How she was known to Shri Josh Supervisor Catering and was it due to the fact that she was & is always travelling up and down and the above named had been working as Manager dinning car running on that section.

That I was never asked to explain cause against my removal from service or against the report made by her. No enquiry was conducted in the case.

Since it was all conspiracy organised by the corrupt elements working mixed up with a corrupt lady who being wife of a 2nd Fireman used to travel up & down & staying in 1st class waiting room at Hawrah, I request that an impartial enquiry may kindly be instituted in the case and I may be put back to my duties immediately without causing any harassment.

Yours faithfully,

जगदीश शर्मा

(Jogdisa Jha)

Dated 27th November'1961.

Ex Waiter on commission basis
Non vegetarian refreshment room
Hawrah.

281

SOUTH EASTERN RAILWAYMEN'S UNION.
GARDEN REACH BRANCH
106, DIAMOND HARBOUR ROAD,
Kidderpore, Calcutta - 23.

K.P. Chakravarti.
Secretary.

No. G/26/A.

Dated: 25th July, 1961.

To

The General Secretary,
All India Trade Union Congress, NEW DELHI.
All India Railwaymen's Federation, BOMBAY.
All India Hind Mazdoor Sabha.
All India United Trade Union Congress.

Dear Sir,

Sub: VICTIMISATION OF WORKERS ON THE
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As a result of pressure of the public opinion expressed through the press, the Parliament and the different Trade Unions, punitive attitude of the Government of India in regard to the persons involved in the strike had been relaxed and assurances were given in the Parliament to the effect that no disciplinary action should be taken for absence from duty during the period of strike for organising and leading procession, addressing mass meetings and instigating employees to join strike (not involving coercion) etc. The position in the South Eastern Railway continues to be grave as yet. Removal of 23 leading Union Workers including Shri Satyen Kar, General Secretary, South Eastern Railwaymen's Union, whimsical transfer of 20 Union Workers to remote places and Show-Cause Notices for removal from services issued against Shri K.P. Chakravarti, Secretary and Shri Amalendu Ganguly, Assistant Secretary, Garden Reach Branch (Head Office) and Shri R.N. Chakladar, Secretary, Tatanagar Branch of the South Eastern Railwaymen's Union are the instances of the unfortunate, yet persistent policy of victimisation of the Union Officials on the South Eastern Railway. The attitude of ruthless repression of the South Eastern Railway Administration towards the employees has caused widespread indignation amongst the Railwaymen.

Not satisfied with the victimisation of the Union Officials and workers so far, the South Eastern Railway Administration has issued notices for termination of services of Shri K.M. Bhattacharjee, Stock Verifier, Khargpur Accounts Office and Secretary, Khargpur Open Line Branch, Shri

p.t.o.

Shri K. Lakshminarayana, Turner, Khargpur Workshop, and Secretary. Khargpur Workshop Branch and Shri P.V. Swamy, Clerk, Khargpur Production Shop in terms of Rule 149 of the Indian Railway Establishment Code, as provided for in Rule 3 of the Railway Services (Safeguarding of National Security) Rules 1954 as amended by the Government of India, Ministry of Railways (Railway Board), Notification No. E53RG6-9 dated 31-8-1960. An alleged charge of being an active member of a subversive political party is one of the charges levelled against each of them. Other charges levelled against them pertain to their Trade Union activities during last 6 to 8 years. Their Trade Union activities were to safeguard the interests of the railwaymen through legal and constitutional measures as granted and guaranteed under the Law of the Land and the Constitution of India.

It may be stated that Shri K.M. Bhattacharjee and Shri K. Lakshminarayana were first charge-sheeted for participation in the strike of July, 1960. These charge-sheets were withdrawn long ago.

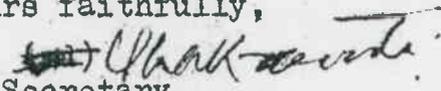
All necessary papers in connection with the cases of Shri Karunamoy Bhattacharjee, Shri K. Lakshminarayana and Shri P.V. Swamy are sent to you for your information and necessary action.

Each copy of the resolutions adopted in the meeting held on 12th July, 1961 in Calcutta to observe the Anti-Labour Relations Bill Day in response to the call of the All India Railwaymen's Federation and a copy of the appeal in duplicate issued by the Union on this occasion are sent for your information. The Labour Minister, Govt. of India may bring the proposed Labour Relations Bill in the Parliament.

You are requested to move in the Parliament (in the August session) or with the authorities concerned in the lines you deem proper. I shall be glad, if you will let me hear.

Thanking you,

Yours faithfully,

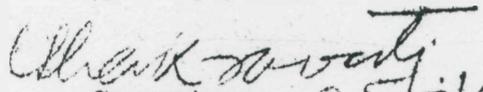

Secretary,

Garden Reach. Branch.

Enc/AS ABOVE.

Copy forwarded to All Office Bearers (Central) and Branch Secretaries, South Eastern Railwaymen's Union, for information.

Enc/NIL.


Secretary, 25/7/61
Garden Reach Branch.

SOUTH EASTERN RAILWAYMEN'S UNION
GARDEN REACH
106, DIAMOND HARBOUR ROAD/KIDDERPORE,
CALCUTTA-23.

From :
K.P. Chakravorti,
Secretary.

No.G/26/A
Dated, 31st July, 1961.

To
Shri S.S. Mukherjee,
Chief Personnel Officer,
S.E.Rly., Garden Reach, Calcutta-41.

Dear Sir,

Sub: Victimisation of the employees as on
31st July 1961 in the Head Quarters
offices of the South Eastern Railway,
Garden Reach, Calcutta. consequent on
the strike of the Central Govt. Employees
in July, 1960.

Further to this office letter dated 22.11.60 I have to apprise you the position of the above issue as on 31st July 1961 in the Head Quarters offices of the South Eastern Railway within the jurisdiction of the Garden Reach Branch of the Union for your information and immediate action.

Contrary to the decision of the Railway Board circulated under letter No. SE/P/9/ST/DA dated 22.2.61 issued by the Chief Personnel Officer, South Eastern Railway, Garden Reach, the unfortunate yet persistent policy of victimisation of Union Officials and workers of this Railway, which was started during and after the strike of the Central Government Employees in July, 1960 had reached its climax with the removal from service of Sri Satyen Kar, General Secretary of the South Eastern Railwaymen's Union as also with a similar threat expressed through Show cause notices against Sri Kalipada Chakravorti, Secretary and Sri Anandou Ganguli, Asstt. Secretary of the Garden Reach Branch of the Union. The South Eastern Railway Administration is doggedly pursuing a policy of victimisation of the employees and persecutions of the Union officials and workers by removal from services, reduction to lower-grades, stoppage of increments with cumulative effect upto 3 years and even 10 years, inter-state transfers of Union officials and workers etc.

I. TERMINATION OF SERVICES OF EMPLOYEES.

Name	Designation	Section	Office	Date of appointment
Md. Abdul Mohsen	Ty. Shroff	Cash & Pay	Cash & Pay.	26.4.47
Sri Ajit Kumar Bose	-do-		-do-	15.1.58
Sri Dhabatosh Kundu	Casual Khalasi		I.O.W.	Yr. 1952
Sri Provat Kumar Mitra	Ty. Clerk Gr. I	"X"	F.A&CAO	18.5.55
Sri Satyendra Nath Kar, General Secretary, South Eastern Railway- men's Union.	Offg. Sub-Head		Traffic Accounts	18.10.38.

The employees mentioned above are members of the Union.

The services of Md. Mohsen and Shri Bose mentioned under Items No.1 and 2 above were terminated on 18th and 19th July, 1960 respectively vide letters No. CC/MAM/Notice/1 dated 18.7.60 and CC/AKB/Notice/2 dated 19.7.60 issued by the Chief Cashier, South Eastern Railway, Garden Reach. The notices of termination of services in lieu of 14 days' x pay instead of 14 days' notice were served on them.

Shri Bhabatosh Kundu mentioned under item No.3 above was served with a 14 days' notice of termination of service vide letter No. G/3A/STR dated 18.7.60 issued by the Assistant Engineer, South Eastern Railway, Garden Reach. After expiry of the notice, his services were terminated.

All other employees who were served with 14 days' notice of termination of services were taken back to duty before expiry of the dates under the authority of the order issued by the General Manager, South Eastern Railway, Garden Reach. This order of the General Manager was not, however, given effect to in cases of three employees mentioned under items No.1, 2 and 3 above. These are the instances of gross discrimination. These employees were not given any opportunity to defend their cases against termination. They were not even served with chargesheets.

Shri Prabhat Kumar Mitra mentioned under item No.4 above was first served with a 14 days' notice of termination of service vide letter No. S/PKM dated 14.7.60. This notice was, however, withdrawn under letter No. X/PKM dated 25.7.60 issued by the Assistant Accounts Officer, South Eastern Railway, Garden Reach before the notice of termination was withdrawn.

Charge-sheet numbering X/PKMitra dated 8.8.60 proposing infliction of penalty of dismissal from service was issued to Shri Mitra by the Senior Accounts Officer (Expenditure) South Eastern Railway, Garden Reach.

Charges:-

"Misconduct under para 1706(II)-RII in that -

- (i) "You participated in the illegal strike which commenced from the mid-night of 11 & 12.7.60 and were absent from duty on 12.7.60 to 17.7.60.
- (ii) On 18.7.60 in the presence of the Senior Accounts Officer (Expenditure), you stated that you would flog Shri Biswas, if you had the power to do so or words to that effect. This amounted to insolence, unruly behaviour and insubordination on your part."

Departmental enquiries were held on 22.10.60 and 25.10.60. Show-cause Notice No. X/Con/II dated 13.1.61 was served on Shri Mitra for dismissal from service on account of the above charges. Shri Mitra was removed vide Removal Notice No. Nil dated 31-1-61 issued by the Senior Accounts Officer (Expenditure), South Eastern Railway, Garden Reach on the basis of the second charge stated above. The first charge levelled against him was, however, dropped. The charge-sheet, show-cause Notice and Removal Notice were issued by Shri A.L. Sancheti, Senior Accounts Officer (Expenditure) who appeared as only witness brought ~~by~~ the Railway Administration before the enquiry committee to prove Charge No.2 thus violating the principles of natural justice and denying fair enquiry.

In this connection, it may be said that no material in support of charge No.2 was ever supplied to Shri Mitra. Sri A.L.Sencheti, Senior Accounts Officer(Expenditure) in his disposition in the enquiry while replying to the questions, put by the Defence Counsel stated that he did not keep any written note of the incident that happened on 18. 7. 60 to form the basis of the Charge-sheet. The competent authority had no material to frame this particular charge. Keeping in view that it is not permissible to examine a witness except in the presence of the ~~xxx~~ accused, the Committee of Enquiry did not have any material to make a prima-facie case in respect of charge No. 2. Drawing of proceedings on this particular charge is illegal and invalid. Besides the illegality of the proceedings, the evidences recorded in the Enquiry do not merit infliction of the penalty of removal from service in as much as the findings of the Committee of Enquiry are based on assumption and not on facts.

The Committee of Enquiry in its report misinterpreted facts in regard to charge No.2, when it remarked as follows:-

"In his statement Shri Sencheti has deposed that both Sarvashree Mitra and Biswas were called by him and in his presence again Shri Mitra used aforesaid words."

Shri A.L.Sencheti deposed that alleged words were spoken by Shri Mitra only once and in his (Shri Sencheti) presence. The report of the Enquiry Committee was that he (Shri Mitra) repeated the alleged objectionable words, thereby exaggerating the gravity of the offence. This report of the Enquiry Committee is contradictory to the evidence recorded in the Enquiry. Further, the Enquiry Committee observed that "since the charge is that of insubordination, exact words used in the altercation are not relevant to the charge. The attitude in which the accused behaved and the purpose of using insubordinate language are the factors which are more relevant in this case". In fact Shri Sencheti in his statement in the Enquiry told that while in his room he (Shri Mitra) denied having said anything directly to Shri Biswas and that he (Shri Mitra) said he (Shri Mitra) had nothing to do with Shri Biswas.

In view of the above statement of Shri Sencheti the attitude and behaviour of Shri Mitra on 18. 7. 60, which seems to be the determining factor for the Enquiry Committee to arrive at the findings in regard to this charge (second), should not be considered as amounting to insolence, unruly conduct and an act of insubordination.

Shri Satyendra Nath Kar, General Secretary, South Eastern Railwaymen's Union mentioned under item No. 5 above was placed under suspension vide notice No. Nil dated 16. 7. 60 issued by the Assistant Accounts Officer(Traffic Accounts Branch), South Eastern Railway, Garden Reach. Charge-sheet dated 9.8.60 proposing infliction of the punishment of dismissal from service on the following charges was issued by the Deputy Chief Accounts Officer(Traffic Accounts Branch), South Eastern Railway, Garden Reach.

Charges :-

1. "Serious misconduct (rendering you liable to dismissal from service in terms of Para 1706(ii) of the Indian Railways Establishment Code Vol.1) in that you participated in the illegal strike which commenced on the mid-night of 11/12.7.60 and were absent from duty on 13th, 14th, 15th and 16th July, 1960.
2. "You absented yourself from duty in an unauthorised manner on 11.7.60 as you were not found in your seat in office from 11-30 hours to 17.00 hours on that date".

An Enquiry Committee was set up to find out whether the above charges were correct and established. After considering the findings of the Enquiry Committee Show-Cause Notice No.TA/SE/COGI/ESTT/SNK dated 10.1.61 indicating the punishment of removal from service for the charge of absence from duty in an unauthorised manner on 11.7.60 from his seat in office from 11-30 hours to 17.00 hours. was issued to Sri Kar by the Dy:Chief Accounts Officer (Traffic Account Branch). After considering his (Sri Kar's) reply to the Show-cause Notice Sri Kar was removed from service with effect from 4.3.61 vide Removal Notice No.TA/SE/COGI/ESTT/SNK dated 4.3.61 issued by the Dy:Chief Personnel Officer, South Eastern Railway, Garden Reach. Charge No.1 levelled against Sri Kar was dropped.

In this connection, it may also be said that Sri Kar was one of the elected Directors of the South Eastern Railway Employees' Co-operative Urban Bank Ltd., Garden Reach. As a Director he used to attend Bank's work during office hours. He was entitled to do so as per rules. This period of his work in the Bank had been treated as duty in the past. In connection with the Charge No.2, it was established by the evidences both oral and documentary produced before the Enquiry Committee by some Urban Bank staff who were called as witness that Sri Kar attended the Bank's office and worked there on 11.7.60. It was also established from the evidences given by the Senior Accountant that Sri Kar normally used to take permission before leaving section. He went as usual to the Accountant on 11.7.60 for permission and did not find him (the Accountant) in his seat at that moment. As his work in the Urban Bank was urgent, Sri Kar left for the Bank.

The gravity of the offence stated to have been committed by Sri Kar did not justify removal from service in terms of Discipline & Appeal Rules. As the Railway Administration decided to remove him (Sri Kar) from service, the

the General Manager after receipt of his (Kar's) reply to the Show-Cause Notice sent him (Sri Kar), a letter stating that action was proposed to be taken against him (Sri Kar) in terms of Rule 1708(iv) which (Rule) was never stated in any stage beginning from the issue of Charge Sheet upto the issue of Show-Cause Notice and thereby tried to legalise the process of removal of Shri Kar from service. The defence was taken both on legality of the punishment proposed and the merits of the case. The Railway Administration was guided by other consideration and decided the case not on merits. Shri Kar was removed from service on 4-3-61.

II. SHOW-CAUSE NOTICE SERVED ON EMPLOYEES.

1. Shri Kalipada Chakravorti, Clerk, Grade II, Stores Accounts Section, F.A.&C.A.O's office, Garden Reach. Date of appointment - 13-12-1943. Shri Chakravorti is the Secretary, South Eastern Railwaymen's Union, Garden Reach Branch.
2. Shri Amalendu Ganguli, Clerk, Grade I, Stores Accounts Section, F.A.&C.A.O's Office, Garden Reach. Date of appointment - 22-1-1944. Shri Ganguli is the Assistant Secretary, South Eastern Railwaymen's Union, Garden Reach Branch.

Shri Chakravorti and Shri Ganguli have been kept under suspension with effect from 16.7.60 vide letters No. S/20/Estt/KPC dated 16-7-60 and S/20/Estt/AG dated 18.7.60 respectively issued by the Senior Accounts Officer (Stores), South Eastern Railway, Garden Reach. Charge-sheets dated 8.8.60 on the following charges were issued to them by the Senior Accounts Officer (Stores). The Charge sheets contained the proposed punishment of dismissal from service.

Charges:-

"Serious misconduct under para 1706 of the Indian Railway Establishment Code Vol. I in that

" (i) You participated in the illegal strike which commenced on the mid-night of 11-7-60 and were absent from duty on 12th to 17th July, 1960.

" (ii) You were absent from your seat for a long time on 11th July, 1960 without any permission from your superiors".

In addition to the above charges the following charge was also levelled against Shri Ganguli:-

"You indulged in unruly behaviour and threatened the RPF staff on duty on 4-7-60 saying "Do you the RPF want a Clash?" or words to this effect".

Enquiries were held. After considering the findings of the Enquiry Officer the competent authority ordered to issue the Show-Cause Notice for removal from service. Show-Cause Notices No. S/20/Estt/KPC/2152 dated 14.2.61 and S/20/Estt/AG/2208 dated 15.2.61 were served on Shri Chakravorti and Shri Ganguli respectively. The proposed punishment indicated in each of the Show-Cause Notices was removal from service on account of the Second Charge in case of Shri Chakravorti and on account of Second and Third Charges in case of Shri Ganguli.

3

The charge of participation in the 'illegal strike' leveled against Sri Chakraborti and Sri Ganguli was dropped.

The second charge levelled against Sri Chakravorti "You were absent from seat for a long time on the 11th July, 1960 without any permission from your superiors".

Three witnesses including the Senior Accounts Officer (Stores) who issued the orders of suspension, charge-sheet and show-cause notice for removal from service were called to depose in the Enquiry in support of the second charge levelled against Sri Chakravorti. No statement indicating the period of absence from seat on 11.7.60 on the basis of which this charge was framed was produced. The documents on the basis of which the Enquiry Officer ascertained whether a prima-facie case exists against Sri Chakravorti were not made available to him without showing any reason at any stage of the Enquiry and thereby all rules of departmental proceedings were violated.

It had been admitted by the witnesses that the period of first absence of Sri Chakravorti from seat on 11.7.60 from 11-30 to 12-30 hours was within their knowledge. The fact of the case was that on receipt of some emergent message Sri Chakravorti had to leave section for Hospital situated within the premises of the Head Quarters offices of the South Eastern Railway to see a patient who fell sick all on a sudden on 11.7.60 while come to an office and had been admitted into the Hospital on 11-7-60. As the Accountant was not readily available, Sri Chakravorti had left some information with one of his Co-workers for the Accountant before leaving for Hospital.

Regarding his absence during the period between 13.00 to 13.30 hrs. he had gone to tiffin room for taking tiffin. The question of taking permission for the performance of a routine nature of work like taking tiffin, attending nature's call did never arise in the past. Hence the period of absence between 13.00 to 13.30 hours without permission should not have been taken into consideration as an offence.

The alleged absence of Sri Chakravarti for the period between 16.00 to 17.00 hours made by one of the witnesses, Sri S.K.Chatterjee Sub-Head could not be substantiated in the Enquiry. Sri Chatterjee gave a clear and positive statement in reply to questions put by the defence counsel and stated that (i) as he (Sri Chatterjee) was out of the section on official business he (Sri Chatterjee) could not definitely say whether Sri Chakravorti was in his seat between 16.00 to 17.00 hours and (ii) he (Sri Chatterjee) was not present in his seat all along. In reply to the questions put by the Enquiry Officer Sri N.R.Paul, Junior Accountant, another witness admitted that he (Sri Paul) noticed the absence of Sri Chakravorti sometimes personally and sometimes from the Sub-Head. He (Sri Paul) did not notice the absence of Sri Chakravorti on all occasions. Sri Paul did not specifically mention as to how he got the report of Sri Chakravorti's absence between 16.00 and 17.00 hours. His (Sri Paul's) knowledge of the absence of Sri Chakravorti for this period was based on the report of the Sub-Head, Sri S.K.Chatterjee whose knowledge of such absence of Sri Chakravorti between 16.00 to 17.00 hours had been proved beyond doubt to be contradictory. Sri D.P.Banerjee, Sr.Accounts Officer (Stores) stated before the Enquiry that he (Sri Banerjee) was informed by Sri Paul during his (Sri Banerjee's) fourth round of visit at about 16.00 hours that Sri Chakraborti was not in his seat for sometime. Sri Chakravorti admitted that he was absent from seat for 15 minutes in two occasions between 16-15 to 16-30 hours and 16-45 to 17.00 hours for attending nature's call.

- 7 -

There was no dispute about the presence of Sri Chakravorti in his seat on 11.7.60 from 10-30 to 11-30 hours, 12-30 to 13-00 hours and 13-00 to 16-00 hours. His presence during these periods mentioned above had been admitted by all witnesses. A Show-cause notice No. S/20/Estt/KPC/2152 dt. 14.2.61 for removal from service has been issued against Sri Chakravorti on account of absence for short period from seat on 11.7.60.

A Show-cause notice No. S/20/Estt/AG/2208 dt. 15.2.61 for removal from service has been issued against Sri Analendu Ganguli on account of the 2nd and 3rd charges, the first charge of participation in the strike was dropped.

Two witnesses Sri C.H. Smith Froud, Inspector, R.P.H. and Sri J.B.Sen, A.S.I., R.P.F. were called to depose in the enquiry in connection with the following charge levelled against Shri Ganguli

" You indulged in unruly behaviour and threatened the R.P.F. staff on duty on 4.7.60 saying "Do the R.P.F. want a clash?" or words to the effect."

The evidences given by them form two distinct parts viz: (i) evidence to establish the correct identity of the person who is alleged to have spoken the words in question and (ii) evidence to establish that the incident mentioned in the statement of the witnesses did actually take place on the date and time specified by them.

On the question of identity Inspector, Sri Froud stated that he did not know the name of the man figuring in his statement and that it was ASI, J.B.Sen who collected the name as Sri Analendu Ganguli of Traffic Accounts office and conveyed to him (Sri Froud). He (Sri Froud) also stated that he (Sri Froud) was not sure that Sri Analendu Ganguli was one of the men who assembled at Gate No. 12 of the South Eastern Railway premises (Head Quarters office) on 4.7.60 and that he (Sri Froud) could not speak with certainty that the name of Sri Analendu Ganguli was collected by Sri J.B.Sen as one who was present at Gate No. 12.

Sri J.B.Sen, ASI, RPF in his statement in the enquiry said that from the group of men noticed by him and the Inspector at Gate No. 12 on 4.7.60, one gentleman came forward and passed the remarks "Do the RPF want a clash?" and he (Sri Sen) knew nothing further. He further stated in the enquiry he had learnt later from confidential sources that the men referred to by him was named Sri Analendu Ganguli.

At one stage of the enquiry, the enquiry officer pointing to Sri Ganguli asked the witnesses if Shri Ganguli was the man who made the remarks quoted in their statement. It was only then Inspector, Shri Froud replied in the affirmative and ASI, Shri Sen said that Shri Analendu Ganguli whose name was collected by his secret sources was seated in the enquiry. He (Shri Sen) did not mention whether Shri Sen recognised Shri Ganguli as the man who made the remarks on 4.7.60 at Gate No. 12. The confidential sources which reported to ASI, Shri Sen about the identity of the person complained against, were not disclosed in the enquiry. The information which led the witnesses to state that Shri Analendu Ganguli was the man, was withheld from the enquiry and identity of the man could not be established by the evidences in the enquiry.

The evidence recorded in the enquiry regarding identity therefore, show that :-

(a) Neither Inspector Froud nor ASI Sen knew Shri Ganguli personally at any time and neither of them asked the man at Gate No.12 (who spoke the alleged words) his name, designation and office where employed.

(b) Inspector Froud had no personal knowledge in the matter of identity even after occurrence of the incident. His (Froud's) information that the man in question was named Amalendu Ganguli, was based on the report of ASI Sen and that he (Froud) was not sure that the name was correctly ascertained. Shri Froud therefore, has no evidence to prove that Shri Ganguli was the man referred to in his statement. His (Froud's) recognition of Shri Ganguli after being pointed out by the enquiry officer did not establish correct identity as any witness in that position would say so.

(c) ASI, Sen had also no personal knowledge of the identity of the person in question and his (Sen's) information that the latter was named Amalendu Ganguli was based on reports stated to have been made by confidential sources not disclosed in the enquiry. ASI, Sen's reply ~~without~~ about his recognition of Shri Ganguli did not establish the correct identity as in the case of Shri Froud. Shri Sen, therefore, has no evidence to prove that Shri Ganguli was the man who was stated to have passed the remarks "Do the RPF want a clash?".

(d) The only sources that are stated to have ascertained the identity and which formed the basis of the knowledge of Shri Froud and Shri Sen were kept secret. Informations that might have led to establish correct identity were withheld and did not come to light and facts which were not recorded in the enquiry as evidences can not be taken into account and given any cognisance in support of the charge. It may also be noted that the confidential sources identified the person as Amalendu Ganguli of Traffic Accounts office vide statement of the Inspector Froud, while Shri Ganguli is an employee, working in the General Accounts Office. No evidence was recorded in the enquiry to prove (i) that any effort was in fact made to identify the man at all (ii) that the identification was really done by any body and (iii) that Shri Ganguli was the man who passed the remarks. Shri Ganguli was in fact on sanctioned leave from 20.6.60 to 7.7.60 and did not come to office on 4.7.60 (the date of occurrence of the alleged incident).

Regarding the occurrence of the incident mentioned in the statements of the witness Shri Froud stated that on 4.7.60 while on his round in the Garden Reach area together with ASI-Sen he (Froud) saw some men sticking up posters on the walls. On being told that sticking of posters was prohibited the men moved away to Gate No.12, when Shri Froud and Sen walked upto the men at Gate No.12, one man was heard to say "Do the RPF want a clash?". In the cross examination Shri Froud specified the time of occurrence as between 14 hours and 15 hours. Shri J.B.Sen in his statement specified the time as about 14 hours. Both the witnesses admitted that a report on their inspection was required to be written in the Post Diary mentioning the time of departure from and return to the post.

Entries in the Post Diary which was exhibited in the enquiry revealed that the witnesses on their visit to the Garden Reach area found the area clear of posters and some Railwaymen moving the posters. No mention of the incident stated by them, in the enquiry not even the slightest indication that such a serious matter had happened was made in the report recorded in the Diary. Further the Diary Entry showed that witnesses returned to the post exactly at 14 hours exactly after the round. The post Diary being an important official document the report recorded therein must be comprehensive and genuine. The hour of return to Post at 14 hours must also be accurate. The entries being made on the date of occurrence all incidents that attracted the notice of the witnesses were fresh in their memory.

In the oral deposition given in the enquiry after about four months from the date of occurrences, the witnesses narrated a story which did not find room in the Post Diary. Shri Froud contrary to the records made in the Diary stated that he (Froud) visited only northern side of Garden Reach Road and found the area covered with posters which had to be removed. He made a false statement that he could clearly see from the cycle stand some persons sticking on the pumping station and Traffic Accounts Office buildings. The Enquiry Officer personally visited the place and found that those places were not visible from the Cycle Stand.

The other witness Shri J.B.Sen failed to justify the absence of recording of the incident in the Post Diary. He stated that Shri Froud returned to the Post at 14 hours which the Diary records Shri Froud's report entry at 15-15 hours and he (Sen) also did not record the alleged incident. He further stated that the name of Amalendu Ganguli was collected both by him and Shri Froud, while Shri Froud positively stated that he ~~has~~ learnt the name from Shri Sen. Shri Sen denied any alteration taking place on 4-7-60, while Shri Froud definitely stated that there was a brief altercation.

It will, therefore, be seen that records made in the Post Diary which did not indicate occurrence of any such incident and showed the hour of return of ASI-Sen and the hour of record at 14 hours, was the only dependable evidence which gave a true and correct picture of the things witnessed by Shri Froud and Shri Sen on their round of Garden Reach area on 4-7-60 and the oral evidences given by the witnesses had no reliable basis and should, therefore, be rejected.

The following charge was also included in the show-cause notice issued against Shri Amalendu Ganguli for removal from service -

"You were absent from your seat for a long time on 11th July, 1960 without any permission from your superiors".

In regard to the above charge, it may be stated that Shri Ganguli is the Assistant Secretary of the South Eastern Railwaymen's Union, Garden Reach Branch and also a member of the Headquarters Staff Benefit Fund Committee. He was to attend to normal routine duties attached to the posts he holds. On the morning of 11-7-60 he had to help a colleague who urgently need hospitalisation and on that account had to leave section for some time between 11 hrs. and 11-30 hrs. In the after-noon at 16 hours he had to attend the Staff Benefit Fund Office for some time to help a patient suffering from T.B. to secure financial assistance.

Sri D.P.Banerjee, Senior Accounts Officer deposed that he found Shri Ganguli absent approximately between 11 hours and 11-30 hours and at 16 hours on 11-7-60. He, however, confirmed in the enquiry that he found Shri Ganguli returning to his seat in the morning. He also found Shri Ganguli at his seat between 13 and 14 hours, when he (Banerjee) visited the section. Shri Ganguli generally took permission for attending Union and Staff Benefit Fund work from his superiors. He was unable to take prior permission from the Accountant-in-charge of the Section on the morning of 11-7-60, as the Accountant was not in his seat at the moment. Shri Ganguli left the reason of his short absence in the morning with one of his colleagues and requested him to inform the Accountant that he (Shri Ganguli) went to the hospital situated in the Railway premises. The Accountant admitted in the enquiry that the absence from seat had reasonable grounds.

In the afternoon a relative of an employee T.B. patient approached Shri Ganguli for financial assistance from the Staff Benefit Fund, while he (Shri Ganguli) was coming to his section from lavatory. He had to go straight to the office of the Staff Benefit Fund, as the hours of closing of the office approached. He returned to office which was borne out by the testimony of the Accountant who said that he (The Accountant) found the papers on his desk collected together and arranged in a proper way.

In this connection, it may be added that the whole proceedings initiated right from the issue of the suspension orders and presentation of invalid chargesheets culminating in the said 'show-cause notices' served against Shri Chakravarti and Shri Ganguli are ultra-vires of the constitution of India particularly article 311 and are in violation of the principles of natural justice and the provisions of the Indian Railway Establishment code-volume I, particularly rules 1706, 1707, 1711 of the said code and the procedures for enquiries prescribed by the Deputy General Manager (Personnel), South Eastern Railway under his No.ES/33848 dated 11.10.1957.

III. TRANSFER OF STAFF FROM HEADQUARTERS OFFICE TO OUT STATIONS.

The following employees have been transferred from the Headquarters Offices of the South Eastern Railway to the distant stations, causing difficulties and heavy financial loss. Transfer has also caused double establishments in all most all cases.

A list of the employees transferred from Garden Reach Offices is given below with relevant particulars. They are all permanent staff.

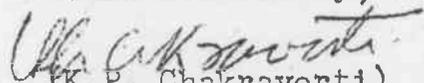
Sl. No.	Names of the employees with designations.	Date of a appointment.	Trans-fer order No. & date.	Office under whom transferred
1.	Shri Santwona Kumar Chatterjee, Clerk, Gr.II Goods Section, Traffic Accounts Office, Branch Council Member of the Garden Reach Branch of the Union.	20.10.48	AAO (Admn) GRC No. 540 dt. 5.10.60.	Under Sr. Accounts Officer/ Bilaspur.
2.	Shri Sitaram Roy Choudhury Clerk, Gr.I PF Section, FA & CAO's Office, Branch Council Member of the Garden Reach Branch of the Union.	18.1.47	AAO (Admn) GRC's No. 579 dt. 19.10.60.	Under Sr. Accounts Officer, CKP.
3.	Shri Durga Pada Dalal, Shorff, Cash & Pay's Office, Branch Council member of the Garden Reach Branch of the union.	1.7.54	Chief Cashier's GRC No.3 dt.4.1.61.	District Pay Master's Office, BSP
4*	Shri Prasanta Kumar Banerjee Clerk, Gr.I, Coaching Section, Traffic Accounts Office, Assistant Secretary, Garden Reach Branch of the Union.	16.3.44	FA & CAO/ GRC's No. TA/10/61 dt. 28.1.61.	Accounts Officer, D.B.K. Rly. Project, WAT.

* Under the authority of the General Manager, S.E. Railway's memorandum No.01578 dated 13.1.61 Shri Banerjee has been transferred to the D.B.K. Railway Project.

Besides these, there are many employees who have been punished with stoppage of increments for participation in the strike ranging from the period between 2 years and five years. Most of their cases have not yet been reviewed in the light of the Board's order issued in February 1961 in this connection.

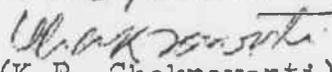
I would request you to move with the appropriate authority for cancellation of the orders under which the employees are victimised.

Yours faithfully,

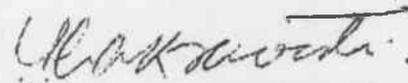

(K.P. Chakravorti)
Secretary, Garden Reach
Branch.

Encl: Nil.

Copy forwarded to all Central Office-bearers of the South Eastern Railway Men's Union for their information and necessary action. *and to all Branch Secretaries, South Eastern*

Railwaymen's Union for their information and necessary action.
Encl: Nil. 
(K.P. Chakravorti)
Secretary, Garden Reach Branch.

Copy forwarded to Shri S. Guruswami, President All India Railway Men's Federation and S.E. Railway Men's Union, Mylapore, Madras-4 and Shri Peter Alvares, General Secretary, All Indian Railway Men's Federation, Sevasadan, G242, Superibagh Road, Parel, Bombay-12 for their information and necessary action. This has reference to letters No.G/26/A dated 26-4-61 and 31-5-61 to Shri Guruswami and Shri Peter Alvares respectively.


(K. P. Chakravorti)
Secretary, Garden Reach, Branch.
South Eastern Railway Men's Union.

Encl: Nil.

SOUTH EASTERN RAILWAY MEN'S UNION,
-- GARDEN REACH BRANCH
106, DIAMOND HARBOUR ROAD, KIDDERPORE,
CALCUTTA * 23.

No. G/26/A

Dated, 1st August, 1961.

To

Shri/Shrimati
Member of Parliament,
NEW DELHI.

Dear Sir/Madam,

Sub:-Position of victimisation in the Head quarters offices of the South Eastern Railway as on 31st July, 1961, consequent upon the Strike of the Central Government Employees in July, 1960.

--:o:--

Please find enclosed a copy of the letter No.G/26/A dated 31.7.61 addressed to the Chief Personnel Officer, South Eastern Railway, Garden Reach, Calcutta-43 by the Secretary, Garden Reach Branch of the South Eastern Railwaymen's Union on the subject under reference for your information and necessary action.

In addition to the position mentioned in the letter stated above, I have to add that the position of the victimisation in the South Eastern Railway continues to be grave as yet. Removal of 23 leading Union workers including Shri Satyen Kar, General Secretary, S.E.Railwaymen's Union, whimsical transfer of 20 Union workers to remote places and show-cause notices for removal from services issued against 3 Branch Secretaries of the South Eastern Railwaymen's Union are the instances of the unfortunate, yet persistent policy of victimisation of Union Officials and workers on the S.E.Railway.

The recognition of the S.E.Railwaymen's Union has been withdrawn since July, 1960.

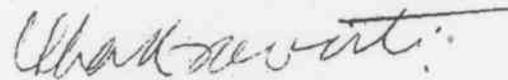
Not satisfied with these actions of victimisation, the S.E.Railway Administration has issued recently notices for termination of services of Shri K.M. Bhattacharjee, Store verifier, Khargpur Accounts Office and Secretary, Khargpur Open Line Branch of the Union, Shri K. Lakshminarayana, turner, Khargpur Workshop and Secretary, Khargpur Workshop Branch of the Union and Shri P.V. Swamy, Clerk, Khargpur Production Shop in terms of Rule 149 of Indian Railway Establishment Code, as provided for in Rules 3 of the Railway services (safe guarding of National Security) Rules, 1954 amended by the Government of India, Ministry of Railways (Railway Board) Notification No.E53RG6-9 dated 31.8.1960. An alleged charge of being an active member of a Subversive Political Party is one of the charges levelled against each of them.

You are requested to move in the Parliament or with the authorities concerned in the lines you deem proper. I shall be glad if you will let me hear.

Thanking you,

Enclo: One-letter
in 6 sheets.

Yours faithfully,


(Secretary)
GARDEN REACH BRANCH,
S.E.RAILWAYMEN'S UNION.

Purnendu Dutt Roy ✓

1/2, Rashbagan Lane,
CALCUTTA-10

28.9.61

A. I. T. U. C.

I. R. No. 3386 Date. 3.0. SEP. 1961

File No. Replied on.

Dear Com. Srivastava,

On receipt of your letter of 21.9.61

I had been to Howrah Stn yesterday to attend Bombay Mail via Allahabad. So many Defence Fed. friends were also there. You, however, did not come for some reason or other.

I am leaving tonight for Purnia and hence would have no opportunity to meet you if you ^{happens to} come to Calcutta within the next ^{one} day or two. There were so many things to discuss with you and yet unfortunately we might not meet in the near future.

I had been to Jamalpur (Bihar) about 5/6 days back to make arrangements re: EL. A T.A. Bill is included herewith. This amount of Rs 30/- only has been taken as loan from W.B. Committee of CPD. Please, therefore, arrange to remit this amount early to Com. Sailem Das Gupta, Cashier, W.B. CPD, # 64A, Lower Circular Road, Calcutta. For your information it should be added that Com. Dange had agreed at the time of our May-June meeting to bear such occasional

21

Sept Oct. 3, 1961

Com.Purnendu Dutta Roy,
1/2 Rashbagan Lane,
CALCUTTA 10

Dear Com.P.D.Roy,

With reference to your letter of 28th Sept., we are remitting Rs.30 to WB PC.

On my return from Calcutta when 3-4 of us were just chatting and the reference was to Com.Dange's article after the withdrawal of the hunger-strike call, a reference was made to his sentence of "Happy Coincidence".

Com.Dange wanted to make it clear that these words were used in a lighter vein and understood with a sense of humour. If comrades have taken it in that spirit, well and good. But if there is any misunderstanding ~~with~~ among any, at least this should be clarified. I am writing this so that there is no chance of misunderstanding on this account. Please show this to Shri K.G.Bose and others, if you feel necessary.

With greetings,

Yours fraternally,

Ke.
(K.G.Sriwastava)

SOUTHERN RAILWAY LICENSED PORTERS' UNION.

(Regd. No. 1269)

BEZWADA-1

Ref:

Station Vijayawada,

17-10-1961.

Date 19 ..

To

The Secretary,
Railway Board,
Government of India,
New Delhi,

Sub: Resolutions of Eleventh Annual Conference

Dear Sir,

Find herewith enclosed the resolutions passed in the Eleventh Annual Conference of the union held on 17-9-1961, under the presidency of Sri. S. L. Narasimham, P. P., General Secretary, Andhra Pradesh Trade Union Congress at Vijayawada.

In this connection I would like to request you to kindly take prompt action on these resolutions and acknowledge the same.

Thanking you,

Yours Faithfully,

Bharaju Appa Rao
General Secretary.

Enc. Resolutions.

Copy to
S. A. Dange, M. P.
General Secretary,
ALL India Trade Union Congress,
4 Ashok Road,
New Delhi.

21
Sept Oct. 3, 1961

Com.Purnendu Dutta Roy,
1/2 Rashbagan Lane,
CALCUTTA 10

Dear Com.P.D.Roy,

With reference to your letter of 28th
Sept., we are remitting Rs.30 to WB PC.

On my return from Calcutta when 3-4
of us were just chatting and the reference
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reference was made to his sentence of
"Happy Coincidence".

Com.Dange wanted to make it clear that
these words were used in a lighter vein
and understood with a sense of humour.
If comrades have taken it in that spirit,
well and good. But if there is any mis-
understanding ~~with~~ among any, at least
this should be clarified. I am writing
this ~~so that~~ that there is no chance of
misunderstanding on this account. Please
show this to Shri K.G.Bose and others,
if you feel necessary.

With greetings,

Yours fraternally,

K.G.
(K.G.Sriwastava)

Southern Railway Licensed Porters' Union

(REGD. NO. 1269)

BEZWADA - 1

Ref: _____

Station Vijayawada,

Date 15-10-1961.

To
The Editor,
'Trade Union Record'
(Fortnightly)
New Delhi.

3688

✓

281

Eleventh Annual Conference of Southern Railway Licenced Porters' Union held at Vijayawada.

The Southern Railway Licenced Porters' Union held its Eleventh Annual Conference in the last week of September 1961, in the newly constructed office of the union at Vijayawada under the presidentship of Sri.B.Sitaramaiah, President of the Union.

Delegates numbering about 150 have come from all stations in Vijayawada and Guntakal divisions of the southern railway. Shri. Shaik Alli Saheb, V. President of the Union hoisted T.U. flag at the Union office. The delegates ~~session~~ session has adopted unanimously the report of the Secretary and audited accounts for the year 1960-61. The session was greeted by the presence of fraternal delegates from Dakshina Railway Employees Union, AP.R.T.C. Porters Union, South-Eastern Railway Porters Union, Andhra P.W.D. Workers Union, Municipal workers Union and Gollapudi Agricultural workers Association, and messages from various prominent leaders were read out.

The open rally was presided by Sri.K.L.Narasimham, M.P. General Secretary of the Andhra Pradesh Trade Union Congress, where several speakers like Dharma Biksham, M.L.A, Vice-President, Andhra Pradesh Riksha workers Union, Abdul Rahim, President, Andhra Pradesh RTC Porters Union and B.Sitaramaiah spoke.

Sri.K.L.Narasimham M.P. demanded the Government of India to increase the rate in earnings for railway porters who perform railway jobs, to the tune of 0.25Nps for each working hour, while not restricting the hours of work in each day.

Sri.Dharma Biksham M.L.A.; pleaded that Govt. should first bring in a legislation bringing the services of licenced porters to that of permanent one instead of maintaining licencing system, where these poor porters left to their fate without any guarantees in their earnings.

Sri.B.Sitaramaiah explained the resolutions that were passed in the delegates session, while Abdul Rahim compared the living conditions of RTC Porters with that of Railway porters, exhorted for the building of strong united organisation for the porters.

Resolutions were passed requesting the Railway authorities to enhance the rate of porters for attending railway works from As.3/- to 4/- per working hour and without restricting the hours of work in a day; the conference requested the railway authorities to extend the Provident Fund scheme to all licenced porters in Southern Railway converting the monthly licencing fee of Rs.1/- as P.F. Contribution while cancelling the licencing fee; conference requested for extention of medical facilities to the family members of the porters; conference requested that the sons and dependents of the porters should be provided with ivth class jobs fixing percentage of appointments in railway; conference requested the railway administration to recognise Southern Railway Licenced Porters Union, which is a single union in the whole of railway; requested to supply Kakhi Uniform instead of Blue, regularising the supply once in 12 months.

Sri.Shaik Alli, as President, B.Sitaramaiah, r.V.Swami as vice-presidents, B.Apparao as General Secretary, M.Ramarao and K.Kotaiah as Asst: Secretaries and N.Mohiuddin as treasurer and 21 executive members were elected.

B. Apparao
General Secretary.

SOUTHERN RAILWAY LICENSED PORTERS' UNION.

(Regd. No. 1269)

BEZWADA - 1

Ref:

Station Vijayawada.

Date 17-10-1961.

19

To

The Secretary,
Railway Board,
Government of India,
New Delhi,

Sub: Resolutions of Eleventh Annual Conference

Dear Sir,

Find herewith enclosed the resolutions passed in the Eleventh Annual Conference of the union held on 17-9-1961, under the presidency of Sri. S. L. Narasimham, M.P., General Secretary, Andhra Pradesh Trade Union Congress at Vijayawada.

In this connection I would like to request you to kindly take prompt action on these resolutions and acknowledge the same.

Thanking you,

Yours faithfully,

Bharaju Appa Rao
General Secretary.

Enc. Resolutions.

Copy to
S.A. Dange, M.P.
General Secretary,
ALL India Trade Union Congress,
4 Ashok Road,
New Delhi.

Southern Railway Licensed Porters' Union

(REGD. NO. 1269)

BEZWADA - 1

Ref: _____

Station Vijayawada,

Date 17-10-1961.

The Southern Railway Licenced porters Union held its Eleventh Annual Conference on 17-9-1961, under the presidency of Sri.K.L.Narasimham, P.O.General Secretary of the Andhra Pradesh Trade Union Congress, Hyderabad at its newly constructed union office in Vijayawada. Nearly 150 delegates attended the conference from all over the railway and fraternal delegates from South Eastern Railway porters Union of Visakhapatnam and Vijayanagara also were attended this conference. Shri.Dharma Bikashan, M.L.A., and Vice-President of Andhra Pradesh Road Transport Corporation Porters' Union inaugurated the conference, while leaders from various trade unions in the city such as Dkashina Railway Employees union, Andhra P.W.D.Workers Union, Andhra Pradesh Municipal Employees Union, KFC Porters Union and City Trade Union Council etc have greeted the conference.

After thorough discussions on matters pertaining to licenced porters in Southern Railway, the conference adopted the following resolutions unanimously.

This conference while appreciating the services attended by the licenced porters in various stations for railway works, such as loading and unloading of parcels and luggages, strongly record its protests at the method of handling of payment of remuneration to such porters as one of exploitation and misusing of labour, by the railway administration, which is run by the Government of India and its Railway Board. The yard-stick for this payment is fixed that 10 maunds of weight as one man-hour, and at the same time a public passenger is asked to pay As.4/- at station like Vijayawada, As.3/- in municipal town stations and As.2/- in other stations for carrying one maund and below weight, by a licenced porter.

For 10 maunds of railway work, a porter is paid As.3/-, which is not correct basis of measuring a manhour as this is

Southern Railway Licensed Porters' Union

(REGD. NO. 1269)

BEZWADA - 1

Ref: _____

Station _____

Date _____ 19__.

- 2 -

not a clear misuse of labour when compared to passenger rate of payment of remuneration. The porters are attending 4 to 8 hours on these railway works daily in stations like Guntur, Ongole, Colavary, Masulipatam, Cocanada Town, Tadepalligudem etc but they are paid for only 3 manhours in a day as the railway administration directs its sub-ordinates to prepare pay bills for three hours and less based on sundage and not on actual working hours.

In South Eastern Railway actual working hour is taken as basis for payment and Rs.4/- is paid for each working hour without restricting the number of hours which a porter has to attend in a day.

In Southern Railway, the payment of this meagre amount is not paid regularly every month and paid once in six or eight months violating its own circulars and payment of wages Act.

Under the circumstances, this conference requests the Southern Railway General Manager and Railway Board to pay the rate on actual working hours fixing Rs.4/- per working hour and without restricting the number of hour a porter should attend in a day, which fetches a reasonable amount of remuneration for his for the actual turnover of his work. This conference further requests the authorities to regularise this payment every month as in the case of railway staff.

2. Recognition of the Union: This conference requests the Railway administration to recognise the Southern Railway Licensed porters Union as this is only representative body of the porters and the administration while providing the facilities a recognised union should enjoy.

Southern Railway Licensed Porters' Union

(REGD. NO. 1269)

BEZWADA - 1

Station _____

Date _____ 19____.

- 3 -

3. Provident Fund privilege and cancellation of licencing Fee:

This conference requests the Railway General Manager and Railway Board to convert the licencing fee of Rs/- every month as contribution towards Provident Fund and to pay it back at the time of retirement or death of the porter as the Licenced porters have no other facilities as the railway employees, while completely cancelling the licencing fee system.

4. The conference requests the Railway administration to give representation on Users Consultative Councils so as to better represent the amenities of passengers and to maintain cordiality between public and porters.

5. Badges and Uniform: It is stated in GMS letter No. P(L)694/VIII/10 dated 7-12-1959, which is addressed to the Regional Labour Commissioner(C) Madras that the Licenced Porters are at present supplied with two blouses and two pugrees once in every 12 months. This is not yet regularised and it is taking 18 to 20 months for such supply. Therefore this conference requests the General Manager to supply the uniform regularly once in every 12 months as stated above. This conference further requests the General Manager to supply Kekhi Uniform to all porters to differentiate between porters and sweepers as they are also supplied with blue uniform.

6. Medical facilities for porters: This conference requests the administration to extend the medical facilities for the porters on roadside stations where there are no hospitals and while extending this privilege to the members of the family of the porters in all stations. This conference also requests the administration to treat the chronic cases of porters while treating them as inpatients.

Southern Railway Licensed Porters' Union

(REGD. NO. 1269)

BEZWADA - 1

Station.....

Date..... 19..

- 4 -

7. The Licenced porters should be exempted from medical examination once in an year as contemplated and hence this conference requests the administration to order the cancellation of yearly and periodical medical examinations.
8. One set of free passes: This conference requests the Railway administration to extend the privilege of sanctioning one set of free passes to licenced porters as in the case of Railway Institute staff and Co-operative credit society staff.
9. Appointment of Porters's son and dependents: This conference requests the administration to provide jobs in IVth class employment for the sons and dependents of porters while fixing the percentage of appointments as in the case of Railway employees sons and dependents.
10. This conference requests the administration to encourage the porters by offering permanent employment in IVth class establishment either traffic or loco as there are many young and educated are working as porters without having any opportunities in their life.
11. This conference requests the Railway Divisional authorities, Vijayawada to construct sheltering sheds on both sides of the booking offices at Vijayawada, for licenced porters to take shelter in these sheds, where these porters are available at Vijayawada station.
12. The Railway administration has to take immediate steps to eradicate the begger problem on the platform at Vijayawada taking more serious steps to stop their entry as pick-pocketing and inconveniencing the travelling public is on the rampant and therefore this conference requests that vigilant squads are appointed to check this menace.

Southern Railway Licensed Porters' Union

(REGD. NO. 1269)

BEZWADA - 1

Ref: _____

Station _____

Date _____ 19__.

- 5 -

13. This conference requests the administration that steps be taken to eradicate outside labour problem by introducing licencing or permit system to merchant labour and while taking severe steps, prohibiting the entry of outside people in the TNR yard where empty passenger compartments are kept, as these persons are obstructing the porters' legitimate duties with the help of police and RPF, who are encouraging these outside people and begger boys by way of kx taking money from their xxx earnings. As though the union has time and again bringning this menaceable practice of these public servents to the notice of the railway authorities, no prompt action is taken so far and by this kixx the public also are suffering paying heavy amounts for reservations etc. Therefore this conference requests the administration to appoint vigilant squads to check up this bad practice going on in station yards.

14. The Guntakal station is as big as station as Vijayawada is and where the portorage charges for passenger luggage is fixed as Rs.3/- per maund of weight. Therefore this conference requests the administration to enhance the portorage rate xfor passenger luggages at Guntakal to Rs.4/- for one maund of weight.

Bhararaju Appa Rao
General Secretary.

Camp Bohopal

4-10-68

Com. Dange,



I regret to inform you that you have not been able to find 20 minutes for my note for its correction.

Today I read in Times our Manifesto where for compact region's Regional autonomy. Adivasi area of Chhatisgarh (M.P.) has been demanded. When situation so demands is our stand. I see party will wake up when another Jaipal Singh rises in political map of Gondwana.

Will you be kind enough to see my note correct it early so that all the national council members will even so late get a copy & about 200 copies are sent to Bohopal State committee office. Our State Council is meeting from 2nd ^{day}. I knew you will not come unless we have 20000 members in our party instead of 10000.

Will you disappoint me?

With greetings

Yours sincerely,
M. D. Dange

Railway



A brief summary
of the two cases

Any correspondence in
this matter may please
be sent to the
following address:—

Manubhai Dudhvala

Plot. No. 606

Mankavadi.

New "Divya Jyot"

Just opp. A.V. School Bus stand

behind "Crescent" Building.

Mankavadi
Keshavnagar

BHAVNAGAR

(Saurashtra)

~~(Gujarat)~~

Bombay State.

- 1) Two workers — (i) Prataprai Hanjivan and (ii) Subhan Dadu-bhai — fitters of ~~the~~ railway workshops at Bhavnagar - Western Rly, have been served with notices — in the name of President of G.O.I. — to terminate their services in terms of their agreement. (copy attached herewith).
- 2) As provided for in Rule 3 of the Railway Services (Safe-guarding of National Security Rules 1954. (copy of Rule 3 is attached herewith).
- 3) For being "reasonably suspected to be ~~engaged~~ engaged in subversive activities — their retention in railway services therefore being considered "prejudicial to national security"

4) These "reasonably suspected subversive activities are listed in the Annexures ~~as~~ with the notice.

5) Those annexures listing the subversion mention ~~that~~ it to be — i) belief in Communist ideology (ii) membership of C.P.I. (iii) attending study classes conducted by C.P.I. activists at various dates and places (iv) giving and collecting money for election candidates of C.P.I.

vi) Attending & ~~meeting~~ public meetings held under C.P.I. banner

vii) Having joined procession of textile workers of A.I.T.U.C. - Union Mill Kamden Union Bhavnagar taken out in support of railway workers movement run by Western Railway Employees Union. (The said Union WREU)

later having condemned the same railway workers' movement by a special resolution of ~~the~~ WRE's Central Executive Committee

vii) Attending the public meetings of Raj Bahadur Gaud (M.P. Sect A.I.T.U.C) and Com. Mirajkar.

viii) A copy of the reply sent by one of these two i.e. Mr. Pataprai is being sent herewith.

ix) Copy of the reply sent by another worker viz. Subhan Dadu - Dadubhai will be despatched in a week or so thru' Shri. Ramesh chandra.

So it is quite URGENT to contact railway minister of GOI for protesting against his ministry equating "communist activity" to "subversive activity" and to request him cancel such notices.

(4)

xii) Also it is very much urgent to contact President GOI to convince him that in his name "Communist" fellow travellers — (only in hypothetical suspicion) are being stamped "subversive activist" against "national security" and are being dismissed.

xiii) The decision to dismiss these two workers will be taken by and in the name of and for President of GOI very soon — say within a month or two. SO PLEASE ANYHOW DO MEET RAILWAY^{or} MINISTER, PRESIDENT TO ~~CANCEL~~ GET THESE NOTICES CANCELLED OR ~~IF~~ IF THEY BOTH REFUSE, AT LEAST TO RAISE THEIR QUESTION ON

THE FLOOR OF BOTH THE
HOUSES OF PARLIAMENT.

Xiii) This is the FIRST incident
in Western Railway when
Communist ~~followers~~
sympathisers are to be
terminated for COMMUNIST
belief and activity as such

Xiv) Railway charges are
also not based on real facts
— (i.e. in real dates, time or the
year).

Xv) However, both these persons
more or less have many times
attended our public meetings,
private meetings and study
classes. ~~One being a P.M. and~~
both of them being candidate
members. Their names have never been
written in register or list of our members,
or anywhere in party's official or
unofficial records.

DAKSHIN RAILWAY EMPLOYEES' UNION, MADRAS

Reg. No. 3068.

BRANCH: - MANGALORE.

MANGALORE

Date _____

281

Copy File
Ref. No.

From

M. Munisamy,
Divisional chairman,
Dakshin Railway Employees' Union
Olavakkot Division
Mangalore.

To

Com: S. A. DANGE.
President
AITUC
Bombay.

A. I. T. U. C.
I. R. No. 4446
File No. 22
Date..... Replied on.....

Dear Com.

I am here with sending a copy of my personal appeal to Director Rly Box (Establishment) It is one of the long pending case. Therefore please kindly take necessary action at the level of the AITUC and M.P. in your capacity as the President AITUC and render justice on the enclosed appeal and advice.

From

M. Munisamy
Driver's Co
D. No. 72/B.
Rly Colony Mangalore.

Yours faithfully
M. Munisamy

M.P. Trade Union
Congress Office

Itwara Bhopal.
8th Nov.

My Dear K.G. ✓
Today received Saugals
letter dated 7th.

Please let me know
if Com. Dange is there.
If he is not there when
he is expected there.

We would like to
know regarding whereabouts
of S.M. Benerjee:

Com. W.M. Luther.
AITUC. Organizer.
Heavy Electrical (HEL)
Bhopal, has prepared
a detailed report &
wishes to go to Delhi

Phone: 46-2736

RAILWAYMEN'S FORUM

(A Monthly Labour Organ)

34, Pratapaditya Place, Calcutta-26

N. SIRCAR, No: RF/95 ✓

EDITOR

DATE 20. 10. 1961

Dear Shri Dange, (281)

Kindly accept my heartiest Dusserrah's

greetings.

I hope you are getting ^{my} Paper regularly. I shall be glad if you will please raise some of the points in the Lok SABHA or with the Railway Ministry as you think necessary fit. Every grievance discussed in the Paper is based on hard facts.

In one of my letters I requested you to please send me a copy of your Book - "Five Glorious days". I shall be glad to have it as I want it to write a series of articles on the "Lessons of the last General Strike". Your book is a faithful chronicle of the work in connection with the said General Strike and so will be of great help to me.

I did also write to you to ^{include} your name in your mailing list of Complimentary Copies & shall remain obliged if you can comply with my request.

We have not met for a long long time. I intend visiting New Delhi by the middle of the next month. I shall make it a point to see you if you go there and if you be there then.

With my kind regards, I am,

Yours Sincerely,

N. SIRCAR.
20.10.61.

for the monthly
TRADE UNION RECORD.

A. I. T. U. C. **M. S. Dange**
 I.R. No. 2988
 File No. Replied on: 10 NOV 1966

With greets to yours
 to meet you at 5. M.
 Com. Dange so please
 refer early.

EXPRESS
 पोस्ट
 POS
 केव
 ADD:
 Cow
 K.G. Shrivastava
 915
 At the office
 Ashoka Road
 New Delhi



Under Certificate of Posting



A. I. T. U. C. **M. S. Dange**
 I.R. No. 2988
 File No. Replied on: 10 NOV 1966

Comrade S. A. Dange, M.,
 General Secretary,
 All India Trade Union Congress,
 A, Ashoka Road,
 New Delhi.

~~11.11.11.11.11.11~~
~~11.11.11.11.11.11~~
~~11.11.11.11.11.11~~

A I T. U. C
I. R. N 3755 Date 12.4. OCT. 1961
File No.

Barkakana
Do. 10.61.

My dear Srivastava,

Received both your letters
dated 13th and 16th inst.

The A. I. R. T. Convention,
it has been tentatively decided, would be
held in Calcutta from 15th to 18th
December, 1961. This information I gathered
from a very recent circular issued by
Shri Ram Chakrabarty, Gen. Secy. of E. Rlymin
Union, to all his branches on E. R. It is,
therefore, now almost certain that the A. I. R. T. Convention
would thus be held in December. In such a
case, an early meeting of ours is absolutely
essential to formulate our tasks and to circulate
the same to all our friends concerned at least
some time before the date of the Convention.

Kindly, therefore, get confirmation of the
above-mentioned ~~and~~ first and then arrange
to convene our meeting preferably in the middle
of Nov. At least one unrep. comrade from
each Rly should, ^{also} be specially invited for
this meeting so that our deliberations might
be comprehensive and fruitful.

I would be arriving in Calcutta on
26th inst and hence you should reply this
time to my Cal address.

It is really good that your ~~meeting~~
was held and was also fruitful. What about
the other one, viz. CR? Details about your talks
with S.R. Com ~~and~~ as also the developments thereof
are being keenly awaited. This, obviously,
is possible only when we meet.

It was gladdening to note from your
letter dated 13th inst that the A. I. R. T. would
subsidise to the extent of Rs 1100/- for the journey
to & from the A. I. R. T. Congress.

We would, of course, raise some amount
too though, as already stated, this would be

Statement by the Minister for Railways in the Lok Sabha
on 20.11.61 on major accidents which occurred recently.

....

Sir, it is with a heavy heart that I rise to make a statement about the three major accidents that have taken place recently near Ghatsila, Mainpuri and Kosgi stations.

On 20th October, 1961, while 83 Up Ranchi Express was running between Dalbhumgarh and Ghatsila stations on the Khargpur-Tatanagar Section of the Southeastern Railway, it derailed at about 1.25 hours at Km.209/4-5. The engine and seven coaches behind derailed and capsized on both sides of the track. The eighth coach was also derailed while the rear four coaches of the train remained on the track.

It is painful to report that as a result of this accident, 45 persons were killed on the spot and 6 succumbed to their injuries subsequently. Besides, 11 persons suffered grievous injuries. Out of 184 persons who sustained minor injuries, 71 persons were discharged after being rendered first aid on the spot. 92 persons were discharged after treatment in the hospitals. This morning there are 32 persons still in the hospitals.

Local medical assistance available at Ghatsila was rushed to the site by a shuttle train. Medical relief vans were worked from Tatanagar, Chakradharpur and Khargpur. After giving medical aid to the injured and general assistance to the afflicted passengers, the injured persons were removed by relief trains and ambulance specials to the Railway hospitals at Tatanagar and Khargpur, Civil hospital at Sakchi and to the TISCO and Indian Copper Corp. hospitals. Forty-five dead bodies were recovered at the site and sent in batches under the charge of Government Railway Police officials to Tatanagar by running shuttle services.

Three badly injured persons were rescued alive by gas-cutting the underframe of a coach and two by jacking the underframe of another. The entrapped passengers in a few coaches were rescued by breaking open the windows and the side pillars.

~~Ex-gratia payment to the injured and relatives of the dead~~
amounting to Rs. 22,100 has been made.

Every possible help in relief operations was rendered by civil authorities and adjoining industries like Indian Copper Corporation and TISCO. The Deputy Commissioner, Singhbhum, himself assisted in rendering effective relief at the site of the accident. Large number of volunteers from different organisations and Trade Unions also worked very hard.

The Additional Commissioner of Railway Safety, Calcutta, Ministry of Transport & Communications held a statutory enquiry into the cause of this accident. He has submitted his preliminary report according to which the derailment of 83 Up Ranchi Express was caused by tampering with track by some unknown persons.

....

The second accident took place on 29.10.1961. No.2 TF Passenger train derailed at Km.1268/7-9 between Mainpuri and Bhongaon stations on Shikohabad-Farrukhabad Branch Line of Northern Railway at about 10.35 hours. The engine and tender capsized and the following four bogies derailed and telescoped. The remaining coaches were undamaged and remained on the rails. As a result of this accident, unfortunately, 18 persons were killed on the spot, 4 died subsequently. 17 persons were grievously injured and 45 sustained simple injuries. It is a matter of deep regret that amongst those involved in the accident were 46 Buddhist pilgrims from Ceylon, who were on their way to Sankisa, a place of Buddhist pilgrimage near Farrukhabad. Sixteen of the pilgrims were killed on the spot, 2 died subsequently and the others received injuries.

Medical relief from Mainpuri and Bhongaon was rushed by road to the site of the accident. The injured, after being rendered medical aid, were transferred for further treatment to the Civil hospitals at Bhongaon and Mainpuri. Out of 62 injured, 51 were discharged on various dates and 11 were in hospitals till this morning. An ex-gratia payment of Rs.4,107 has been made to the

injured and the relatives of the dead. ~~A special plane was chartered~~ to fly to Ceylon the dead bodies of the Ceylonese after embalming them at the Agra Medical College. Such of the injured Buddhist pilgrims who were in a position to undertake air journey were also sent to Ceylon by a chartered plane on 6th November, 1961.

The Additional Commissioner of Railway Safety, Lucknow, held his statutory enquiry into the accident. According to his provisional findings the accident was caused by high speed which was in excess of the permissible limit of the section for AWD engines which is 30 miles per hour. This coupled with the sudden application of brakes which caused distortion of the track resulted in the derailment.

Ad hoc Claims Commissioners have been appointed to deal with claims for compensation arising out of these accidents.

.....

The third accident occurred on the Southern Railway at about 2.34 hours on 9.11.61. The train No.14 Madras-Bombay Janata Express which was being received on the main line at Kosgi station to cross No.1608 Up Goods, overshot into the snag dead-end and the engine along with three bogies derailed. The engine capsized and three bogies telescoped. As a result, the driver of the engine and two firemen dies on the spot and nine persons including four railway employees sustained minor injuries.

Ex-gratia payment of Rs.200/- was made to one injured passenger, whose injuries were at the time suspected to be grievous.

The Additional Commissioner of Railway Safety, Bangalore, held an enquiry into the accident at Kosgi commencing from 10.11.1961. His report is awaited.

Having given ~~information about the recent accidents,~~
I would also like to recount briefly the ~~efforts made~~ and
action taken in recent years, beginning for convenience, ~~from~~
the commencement of the present Lok Sabha, in regard to
the very important question of minimising accidents and
making railway travel safe. In the first Railway Budget
Speech of the present Parliament which, incidentally,
was also my first as Minister incharge of Railways, I had
mentioned about the two cases of unfortunate accidents,
one near Ariyalur on the Southern Railway and the second
near Mahbubnagar on the Central Railway.

In the year 1957-58 which followed, there was a lull
for a period but, unfortunately, in the first two months of
1958 three major accidents occurred in quick succession
reference to which was made in my Budget Speech on 17th
February 1958, as follows :

"The occurrence of these accidents in quick succession
has been a matter of grave concern to all of us. I
had, therefore, recently called a special meeting of
the General Managers to discuss with them the whole
problem of accidents with a view to initiating
effective measures for bringing about an improvement.
The discussion confirmed that human failure largely
accounts for these accidents. Technical improvements,
which can help to mitigate the incidence of human
element, are being progressively effected, but a
significant improvement can only be effected if all
those engaged in the running of railways are fully
alive to their duty and responsibility.

The General Managers have been asked to intensify
outdoor supervision, to check up on the strict
observance of rules for safe working and to impress
upon the staff the great responsibility for safety of

~~analysis of accidents to focus attention on safety~~
aspects in every field of operation, to carry out
intensive inspections and to ensure strict observance
of the safety rules and regulations by all concerned.

In regard to anti-sabotage measures, various
schemes were examined in consultation with the
Intelligence Bureau and the Ministry of Home Affairs.
As a result of this examination, the State Governments
have been addressed to afford assistance through
publicity measures amongst inhabitants of the
villages in the vicinity of railway lines, through
improvement of the arrangements of the Government
Railway Police for the collection of advance intelli-
gence in this regard, through intensification of
patrolling of vulnerable areas, through a continuous
study of all serious railway accidents by the State
CIDs, and through periodical liaison meetings for
exchanging information between railway officials and
State Police officials. Railway Administrations
have been directed to act in close contact with the
State Governments for this purpose.

Considerable emphasis has also been given to
initial training and refresher courses for all
categories of staff responsible for train-working.
I would like to assure the House that constant
endeavours would continue to be made to deal with
this problem of accidents with the utmost imagina-
tion and care. In this effort I solicit the
unstinted cooperation of everyone concerned, so
that a greater sense of safety consciousness may
be brought about amongst the large number of railway-
men employed for train operation."

A comprehensive review of accidents for the year 1959-60 was also laid on the Table of the House along with Budget Papers. From the review it was seen that ~~despite a~~ significant increase in the train miles run on the Indian Government Railways, there has been a decline in the total number of accidents during 1959-60 as compared to the previous year. Nevertheless, slight increases in the incidence of certain categories of accidents and static results in some others have been a cause of anxiety to the Government. They have frequently drawn the attention of the Railway Administration to the paramount need of exercising a constant vigil and taking adequate preventive steps. The Railway Administrations are also fully alive to their responsibilities in the matter and they have launched an all out drive to reduce the frequency of accidents to the minimum.

In view of the improving trend in the accidents position, the Government hope that in the years to come standard of safety in rail travel on the Indian Railways ~~would become~~ better still".

Sustained efforts continued to be made during the year 1960-61 to maintain the previous year's good record. The House may like to recall my observations on the subject in my Budget Speech of February this year "I want to assure the House that there is no sense of complacency in this vital issue. There is constant awareness in the Railway Board of the importance of the problem". The Railway Administrations are also fully conscious of their responsibilities in the matter of sustained education and training of staff, so as to instil "safety consciousness" in them. As in the past, many of the accidents in 1959-60 were due to human failure. Having regard to the size of the railways, the present tempo of work and the large number of staff employed, it will be appreciated that there can be no ready solution. With prompt deterrent measures, as well as incentive in the way of rewards, where justified, I hope that

railway staff at all levels ~~will put themselves out even~~ more than hitherto, in this important aspect of avoiding accidents to the utmost extent possible."

My purpose in reading lengthy extracts from the recorded observations on accidents during the course of this Parliament was to show that ever since I was entrusted with the responsibility of this Ministry, the problem of accidents has been constantly engaging my attention as also of the Railway Board and the Railway Administrations.

This watchfulness was rewarded by a beneficent Providence as a result of which the number of accidents in relation to the traffic handled decreased. This will be seen from the figures given below:

Year	Total No. of vehicle miles in Millions	Total No. of accidents.	Accidents per million vehicle miles.
1957-58	6,401	9,011	1.41
1958-59	6,606	9,071	1.37
1959-60	6,979	8,916	1.28
1960-61	7,220	8,808	1.22

The extent of safety achieved is often judged by the number of passenger casualties in train collisions and derailments per billion passenger miles. The figures for the Indian Railways, including the casualties caused by train wrecking and attempted train wrecking (sabotage) were as follows:-

Year	Total casualties			No. of passenger casualties in train collisions and derailments per billion (1000 million) passenger miles.		
	Killed	Injured	Total	Killed	Injured	Total
1957-58	76	475	551	1.77	11.0	12.77
1958-59	44	357	401	1.04	8.44	9.48
1959-60	3	315	318	0.07	6.83	6.90
1960-61	26	213	239	0.54	4.44	4.98

It is unfortunate that there have been two serious cases of train wrecking this year, first in the month of April in ^{Gulma} /

April in Gulma forest on the N.F. Railway and the second recently ~~near Ghatsila on the South Eastern Railway, which~~ resulted in a total of 86 killed and 281 injured.

In the end, I would like to assure the House, that to minimise the number of accidents on the Railways, no effort is being ~~spared and safety measures are being~~ intensified.

21
Sept Oct. 3, 1961

Com.Purnendu Dutta Roy,
1/2 Rashbagan Lane,
CALCUTTA 10

✓
Dear Com.P.D.Roy,

With reference to your letter of 28th
Sept., we are remitting Rs.30 to WB PC.

On my return from Calcutta when 3-4
of us were just chatting and the reference
was to Com.Dange's article after the
withdrawal of the hunger-strike call, a
reference was made to his sentence of
"Happy Coincidence".

Com.Dange wanted to make it clear that
these words were used in a lighter vein
and understood with a sense of humour.
If comrades have taken it in that spirit,
well and good. But if there is any mis-
understanding ~~with~~ among any, at least
this should be clarified. I am writing
this ~~so that~~ there is no chance of
misunderstanding on this account. Please
show this to Shri K.G.Bose and others,
if you feel necessary.

With greetings,

Yours fraternally,

kg.
(K.G.Sriwastava)

201
✓
Nov 8, 1961

Dear Com.Purnendu,

Yours of 20th October which I saw after returning from Bombay. You know we had our conference there.

Local sources say that AIRF Conference shall take place at Jaipur in December second week.

I have asked Com.Joglekar to meet SAD and try to fix up a meeting if it is possible. I think we shall be too busy with this delegation business and have no time for such a meeting. Moreover, things will be clear to us only in December. Rajendra Singh is interested in the postponement of this conference as he will be in the delegation with us. Why not try for its postponement, if possible?

You might have met SAD when he was in Calcutta recently. If you have fixed up, it is all right. During this whole month, he will be here only for a day.

As Sadhan has made clear, the subsidy is from the total of Rs.2672/- that each comrade has to spend and not from Rs.1500. So you should try to collect as much money nearer this sum (of Rs.1500) as you can collect and remit it to AITUC by 15th November. So many applications for exemption or part exemption have been received that it will be impossible to accept them all.

Hope this finds you o.k.

Yours fraternally,

(K.G.Sriwastava)

Com.P.Dutta Roy,
Calcutta.

Nov. 9, 1961

✓
Dear Com.Kumaran,

Your letter of 6th Nov. Thanks. SAD is in Bombay and will be there most of the time.

AIRF conference is likely to be held at Jaipur in the second week of December. If by then you get recognition, it's worth it.

I could not meet Peter at Bombay as he was going to Madras. I had telephonic talk with him and a promise to meet after returning from Madras. Has your resolution and letter to AIRF been sent? Send copies to Ram Chakravarty also.

In my opinion, you should have accepted the verification by the GM. Labour Ministry verification is more difficult. Also when Abid Ali is to direct it, he is more troublesome. We had this experience in Ashoka Hotel union also. However, now if the Labour Ministry is doing it, you can ask for verification of all unions in Southern Railway, so that you get majority overall and then get recognition for two years without interruption. INTUC union will not agree to this.

I am forwarding your letter to SAD at Bombay.

With greetings,

Yours fraternally,

(K.G.Sriwastava)

✓
Nov. 10, 1961

Dear Com. Mustaque,

Your postcard of 8th Nov.

Com. Dange is now in Bombay and will be there all this month.

Com. S.M. Banerjee is in his constituency till 20th inst. Later he will be for sometime in Delhi and sometime in Kanpur.

With greetings,

Yours fraternally,

K.G.

(K.G. Sriwastava)

✓
Calcutta

th. 9. 11. 61

My dear Com. Sinastawa,

Hope you duly received my letter that I sent you last from Nagainbag.

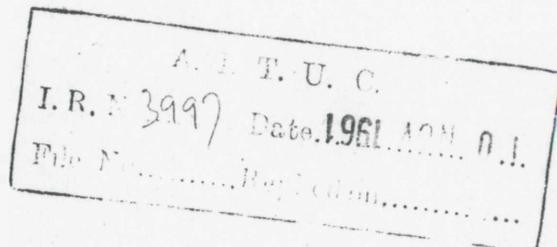
On my return to Calcutta I found that Sri Ram Chakrabarty had issued his circular re: ADRT Convention without obtaining final consent from Peter. There was, therefore, some confusion. Only yesterday, however, it was again reliably learnt that Ram had succeeded in persuading Peter to hold the Convention in Calcutta and that in December. Peter was expected to issue a formal notice anytime now.

Kindly try to get confirmation of this. If the ADRT Convention is held in December we must have to meet early to discuss & decide upon our tasks. It would be highly convenient if you could, therefore, convene the meeting in Delhi on 27th and 28th inst, since myself & many other comrades would be available there at the or those dates. Some more Comrades should also be invited to attend ~~at~~ the meeting when we specifically discuss the Convention agenda. Please let me know your opinion in this regard early, preferably to my other address. We have been trying our best to raise as much money as possible for financing the

Moscow trip. Heavy commitments re: election fund have been a very serious hurdle in our way. Time in hand is also very limited. Moreover, deductions from salaries on account of recent Puja advance strikes from this month itself. Lastly, union membership enrolment too had to be struck vigorously from Nov. Anyway, as I wrote to you earlier, a few hundred rupees would surely be collected. After purchasing all necessary woollen garments and other articles, some money (Rs 200/- ~~300~~ to Rs 300/-) is still expected to be saved and the same would be taken with me when I start for Delhi on 25th inst.

This is all today. Mine when we meet
Greetings,

Yours fondly,
D. B.



अन्तर्देशीय पत्र
INLAND LETTER



Com. K. G. Srivastava

Secretary, A. J. T. U. C.

4, Ashok Road,

New Delhi.

पहला मोड़ First fold

दूसरा मोड़ Second fold

तीसरा मोड़ Third fold

भेजने वाले का नाम और पता :- Sender's name and address :-



DR. K. VARDHANA WHEELER

12/9-15,

Calcutta

9. 11. 61.

इस पत्र के अन्दर कस न रखिये NO ENCLOSURES ALLOWED

यहाँ काट कर खोलिये To open cut here

✓

November 20, 1961

Dear Purnendu,

Com.Dange says that the meeting should be convened and held at the place of the conference by those members of the Committee who are present at that time. He is not free and the question of calling a meeting earlier at Delhi is neither feasible nor practicable.

With greetings,

Yours fraternally,

K.G.

(K.G.Sriwastava)

Com.P.D.Roy,
Calcutta

to work for us during the last fourteen months. Was it not because no passes and special leaves were available in that period? Was it not because they would not have been able to put their own cases for the special consideration of the officers? If this is not down right opportunism tell us Mr. Malgi, tell us Mr. Peter Alvares, what is opportunism.

Let us, in conclusion tell you, that you can keep your puppets and opportunists to your self. We do not want a Parkhi and a Wavikar imposed on us. We would rather chose the men we like to represent us. We don't want your autocracy and hypocrisy. We want democracy. We don't want betrayers, crooks and black legs to represent us. We want honest, sincere men to represent us.

Now we have come across a bulletin of a most obnoxious type under the signatures of Mr. Malgi, Mr. Peter Alvares and Mr. J. D. Sharma. You have slandered about the accounts of the V. T. Branch on the pretext that they have not submitted their monthly reports. We openly and categorically deny that allegation. We have maintained the accounts for every month and we, as the office bearers of this branch invite any and every member of the V. T. branch to come and inspect the accounts at their convenience. You Mr. Malgi say that we are not co-operating with you. What is co-operation? Playing second fiddle to a bunch of Shirkers without any conscience? Appeasing officers when we know that they are being tyrannical? Certainly not. We hold signed receipts to the tune of Rs. 494/- as our donation to the Head Office which is more than you ever received from this branch in its entire history. And by the way, may we know Mr. Peter Alvares, what happened to the amount of Rs. 10,000/- donated by the International Transport Workers for the express purpose of the rehabilitation of victimised employees? Or is it a secret? Then we are accused of hooliganism. We do not for a moment think that conducting a very peaceful demonstration for the reinstatement of half-starved employees amounts to hooliganism. But we certainly know that sitting inside the air-conditioned chamber of an officer and telling him not to take those retrenched employees back amounts to something more heinous than hooliganism.

Now a word of appeal to the members of the Union. Whatever happens, whoever conducts the affairs at V. T. or the head office don't ever cease to be members of the Union. For, when all is said and done it is with you that the strength of the union rests. So, please take active part in the affairs of the Union, so that undesirable and unscrupulous elements can be shown the way out.

Yours fraternally,

M. K. Kutty,
K. K. Rajani,
D. Sadhu,
G. R. Patil,
S. V. Mullerkar,
Y. Ramaswamy,
M. K. Karunakaran,
B. D. Gupta.

Dated : 16-10-1961.

166, Khandelwal Bhavan,
Dr. D. N. Road,
Fort. BOMBAY. 1.

NATIONAL RAILWAY MAZDOOR UNION

BOMBAY V. T. BRANCH.

✓
● We do not want The P.S.P. Propagandist

—Peter Alvares as our President.

●● We do not want Blackleg, V.R. Malgi

—As our General Secretary.

P. S. P. PETER—QUIT

BLACK LEG, MALGI—QUIT.

NATIONAL RAILWAY MAZDOOR UNION, BOMBAY V. T. BRANCH.

Friends,

Recently a pamphlet was circulated under the signature of Mr. S. A. Wavikar and Mr. K. T. Parkhi, and with a stamp of "V. T. Administrative Branch" creating confusion among the staff. Moreover it has come to light that the Head office is at the back of this diabolically cunning move to create dis-unity among the staff of V.T. As such we the undersigned would like to ask Mr. V. R. Malgi and Mr. Peter Alvares some straightforward questions.

Now let us ask Shri V. R. Malgi and Shri Peter Alvares why they have stooped so low? Have they not got any sense of propriety? If they wanted to bifurcate the branch why was the existing branch not consulted before taking the decision? We ask this in our capacity as ordinary members of the union. We have every right to ask these and many more relevant questions. And what is more we expect a concrete, cut and dried reply without any sort of legal quibblings. The present committee was elected by our co-workers, and we want Mr. Malgi to tell us why he has over-ruled our popular decisions and why he is trying to impose his puppets of dubious reputation on us? His difference opinion, if any, with the present committee are something between him and the office-bearers of the present committee. It has nothing whatsoever to do with us. If Mr. Malgi had any reasons, and we are sure he has none, for the undemocratic step he has taken, was it not his duty to inform us, the staff concerned, the steps he was intending to take and the reasons for the same? In the final reckoning does the union belong to us, the workers or to you, Mr. Malgi? Do you think that the union is a play thing meant for you and your chosen few? If you at your fancy decide to do what you please, why are elections held at all? Why are our votes recorded? What we want is a democratic trade union and that is what we expect from you. You can keep your rigged up elections for your Head office—at least for some time more.

And then, Mr. Malgi, leaving aside our point of view and our rights, what moral right have you to pass uncalled for strictures on the present V. T. branch? You did not participate in the strike for which you gave the call. You led us all blindfolded to the slaughter house and you very expertly manage to give us the silp. When cornered after the strike you gave out the cock and bull story of the administration refusing to cancel your leave even though you asked them to. Really now did you expect us to believe that canard? No, you cannot be so dense. We don't know what you call it, but we call it running with the hares and hunting with the hounds.

Where were you Mr. Malgi and Mr. Peter Alvares when the entire temporary staff at V. T. were served with notices of dismissal and hundreds of permanent employees were charge sheeted and suspended? What did you do for them? If it was not in your power to do anything for them could you not at least have

mingled with them and offered much needed sympathy and moral encouragement? Why did you two so called leaders of our union ignore us completely? Was it because you were sure of the fact that you would not have been able to fool us a second time? Was it because of the shame for your part in the general strike, when you conveniently happened to be on leave. These things have never been openly thrashed out, but when you take it for granted that we will submit to your will against our own better judgment, and when you become so high handed as to dissolve a committee elected by us without as much as a by your leave, well it is high time you made your position clear. Whose interest, have you at heart? Yours or ours? We at least are sure whose interest it is that you have at heart.

Now, as you do not seem to be aware of the workings of the V. T. Branch, we will take the liberty of enlightening you. We invite you to throw your memory back to the hectic pre-strike days of 1960, when to all intents and purposes you were one of us, though we little knew that you were as good as a wolf in a lamb's clothing. Have you ever seen the kind of demonstration which was organised by our V. T. branch on the memorable day of 25th June 1960. The Papers of the city were unanimous in their opinion that it was the biggest demonstration ever held in this metropolis. And on that day when the strike notice was to be served to the General Manager, we got a glimpse of your true colour, because you were not there to serve the notice to the G. M. Was it out of gratitude Mr. Malgi? Were you repaying an old debt of gratitude? Because we have come across persistent rumours that you, from the post of a CASM, became a controller because of your pull as an N. R. M. U. Office bearer, with the then COPS Shri R. B. Lall, Shri P. R. Singh who first refused to serve the notice to the G.M. had to be coaxed and persuaded by our branch office bearers before he picked up enough courage to serve the strike notice. This is the first committee that ever bothered to come to us asking whether we are in need of help. Note it carefully Mr. Malgi, they did not get swollen headed and wait for us to go to them. They came to us as one of us. They were available to us any time of the day and night. They protested against all the injustices done to us. For instance you may not be aware that in the face of the fierce official repression let loose after the strike they dared to agitate for the speedy payment of the pay commission dues. They protested against the then prevailing system in the D.S.'s Office, where the clerks were being forced to sit after legitimate office hours and were even being called on Sundays and holidays without enough advance intimation. Our committee protested and got this great injustice removed. After the strike, even though the task was far, far greater than their resources, they took every individual case of victimisation and did what little help they could. When the branch found that the Head office was content to leave the things as they were, as was only to be expected when a non-railwayman heads our union, our Secretary Shri K. R. R. Chandran, with our active support went on a hunger strike as the final and supreme protest against victimisation.

As against this what have you done for us? Why did you not work for the union when it was de-recognised? Why did you not ask your Mr. Wavikar and Mr. Parkhi

To

The Superintendent of Police (Special Establishment)
Kitab Mahal Fort Bombay.

Copy to :- Inspector General of Police (S.P.E.)

Home Ministry New Delhi.

Sib :- complaint against shri A.V.D.'Costa chief
Engineer Central Railway Bombay.
For nepotism, favouritism, bribery and corrupt
practice.

Sir,

I am constraint to bring to your kind notice a few instances of nepotism, favouritism, bribery and corrupt practice, freely practised by shri A.V.D.'Costa occupying the highest position of Chief Engineer in the Engineering Deptt. of Central Railway in the recent selection of class II post of Asstt. Engineers held at Bombay from 18 to 22nd August 1961. The selection as will be seen from the under noted particulars was not based on merits and efficiency and unfavourably cost, religion, womenisation and bribery. Each candidate has paid Rs5000/ each for his selection from class III to class II and many of them have offered women in the course of their services and they were working under him on various categories.

History of some of the candidate who are selected in this fashion in the above selection is given below :-

1. J.D. ~~Demallo~~
Demallo
(Christian)
P.V.I. Unqualified having bad confidential report as a P.V.I. A criminal case is already pending against him in law court at Hoshingabad. Never called in previous selections.
2. J.D.C. Magee
(Christian)
P.V.I. Unqualified. Knowledge, of very poor quality. Never called in previous selections.
3. L.H.J. Corner
(Christian) P.V.I. Unqualified, could not pass in last selections.
4. B. Brangusa
(Christian)
B.R.I. Unqualified. Having bad confidential reports. Never appeared in last selection though called as he was not sure that he will pass. This year he was specially inspected by C.E. to appear in the examination.
5. A.B. Meyers

- sheet for fraud and make practice. Bad report throughout the carrier.
6. J.M.Thomes
(Christian)
P.W.I. Unqualified. Most junior in service. Never called previously.
7. Y.B.Soundattikar
P.W.I. Unqualified. Junior most in service. Famed in making approach to officers by other sources.
8. Settaramanjan
(Drafts man) Unqualified. Non matric started carrier as a office boy. Junior most in 300-400 grade Failed in 360-500 grade (Class III selection But now selected in class II
9. Ramaswami H D. Unqualified Junior most in 300-400. Approached to this selection through big ~~approach~~ ~~to~~ ~~gun~~ ~~xxxxxx~~ Failed in 360-500 grade.
10. S.K.Dande
I.O.W. Junior most in service. Approach through other sources.
11. G.L.Gautam
I.O.W. Most junior in cadre. He was made unfit by his immediate Superior and was attached to drawing office. as he was found unfit as I.O.W

(3) As per railway Board's standing circular number of staff to be called for the selection should be four times of the number of the vacancies in the cadre. Here it is seen that in the selection only 50 people were called for written test in which only 43 candidates passed the test while the number of selected candidates ~~pass~~ who are kept in panel are sixteen. This means that 14 more candidates lost chances for election. This is quite irregular and it clearly shows that shri B. D'Costa does not even care for railway board circular.

(4) It is pinate to note that out of sixteen candidates selected in the selection, six are Catholic Christian (38% of the total selected candidates) belonging to the caste of shri A.V.D 'costa. In few other cases as pointed above, only those who have offered their services in supply of women and money during their services were selected. It will not be too much to say that such a corrupt and racial practices are allowed to continue unobstructed in such higher circles it will not only deteriorate the efficiency of services but

caste spirits in the services which our great Prime Minister is trying to abolish from India to save democracy in the country

5) This man (Shri D'Costa) was bold enough to adopt corrupt practice because he is on one years extension and the other members of selection board shri Pen Anthony F.A. & C.A.O. also happens to be Christian. The third member shri Patel C.C.S. had no interest since he is on the eve of retirement. The fourth member shri Chaudhari C.P.O. was transferred from other railway and had newly taken charge of his post.

Sir, justice will not be done only by terminating services of this corrupt man but by cancelling the selection which was based as pointed out above on corrupt practices and caste spirit. I request you that necessary enquiries should please be made in this case to verify the facts even by re-examining the papers which I am sure were never examined in true spirits but marks given only by seeing names of candidates

May I hope Sir, that necessary enquiry will be instituted in this case very early and do the justice to others who are deserving and fit to be promoted in the interest of national efficiency and fairness.

Yours faithfully,

Dated Bombay

("A Patriote)

9th Sept. 1961.

Copy to

1. Shree Jawaharlal Nehru Prime Minister New Delhi.
2. Shri Jagjiwanram Railway Minister New Delhi.
3. Shri Karnal Singh Chairman Railway Board New Delhi.
4. Shri General Manager Central Railway Bombay V.T.
5. Shri S.A. Dange M.P. New Delhi.
6. Shri Prakash Vir Shahstry M.P. New Delhi.
7. Shri R.K. Karangzia Editor Bombay Cawasji Patel street Bombay. who is treated as a defender of democracy and National Unity is requested to please give wide publicity in his esteemed paper for rooting out this corrupt practice officer from the administration

Yours faithfully,

281

Calcutta

18. 11. 61

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My dear Com. Srivastava

Due to his differences with Ram Chakravarti, etc, Peter Alvarez has not yet been able to finally fix up the date & venue of the ADRT Convention. About 14/5 days ^{back} he came to Calcutta and met Ram & others of ER, but not us. We were informed yesterday & again today by responsible ER men - Ram's associates - that Peter had decided now to convene a meeting of the ADRT working Committee in Delhi on 29th + 30th Nov next where the date & venue, etc, of the Convention would be finally decided. Peter is expected to issue a notice shortly to the above effect.

Since in such a case many Rly people as also ourselves would be in Delhi on 28th + 29th will it not ^{at that very time} be worthwhile convening a meeting of us to discuss the situation? You should consult ^{also} others immediately & do the needful without delay since the time in hand is very limited.

Such a meeting is necessary, ^{also} for mutual exchange of reports as also for adopting further programmes re: at least the Rly. This also you should consider.

On 14th will I remitted by me, Rs 200/- to your office as part expenses for the Moscow trip. It is ~~now~~ now sure that some more money

would be left with me from our collection here after meeting ^{for} all expenses about woollen garments & other indispensable things and Rly fare, etc, for ~~the Com~~ the trip from Howrah to Delhi & back. This remaining amount which might be about another Rs 200/- or so would be handed over to your office when I reach there on 27th morning.

It has been so arranged that Com. Dhira Majumdar & myself would reach the ADTVC office on 27th morning. We are trying to take Com. Chatur Ali too with us. About others, I cannot say anything for certain.

This is all today. Love when we meet.

Greetings,

Yours fraternally,
P. Bullseye

A. J. T. U. C.	
I. R. No. 6157	Date: 2.1. NOV 1961
File No.	Replied on.

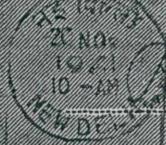
अन्तर्देशीय पत्र
INLAND LETTER



Com. K. G. Sinhaotava
Leinotage, A. J. T. U. C.
4, Ashok Road,
New Delhi

← तीसरा मोड़ Third fold →

भेजने वाले का नाम और पता :- Sender's name and address :-



Dr. K. G. Sinha
Calcutta

18.11.61

दूसरा पत्र के अन्तर्गत कग न एलिये NO ENCLOSURES ALLOWED

← यहाँ फाट कर खोलिये To open cut here ←

281

4 Ashok Road,
New Delhi

✓
Nov 29 1961

My dear Guruswamy,

It seems the question of recognition of your union is still meeting with some hurdles, though the membership has reached a level which is required for recognition. I do not know whether it is the officers at the lower level or at the top who are still holding back but you should move the people at the top whom you know well and get the recognition before the year end.

It is only if you are the President of the recognised union that you can go forward in your work and your own position. If you have any doubts as regards whether some people would continue their friendship with you after recognition, I think you should not entertain such doubts. In fact, if you secure recognition quicker, the stronger will be your position and your claim on the loyalty of the workers. I on my part would do everything to see that no breaks take place and things are run from the point of view of the workers.

If the union fails to catch the bus just now, the opposing forces will become stronger and then ^{the} only alternative left to you would be to be lost in the INTUC or among those people in the AIRF with whom you have not so far carried on very well. The situation is full of contradictions and hence you must seize the central point to resolve this position in our favour and that central point is to get recognition quickly. It would be inadvisable to pick on this or that leader as being a persona non grata with the authorities. Such tactics are played by the authorities to weaken our collective position and disrupt us. You know all these things by your own experience. I am sorry, I am not here now in the next three weeks but I hope you will pay due attention to what I have said and be after the top people as well as the lower ones and get recognition as a New Year present to the Southern Railway workers, to yourself and to everyone.

With greetings,

Yours sincerely,

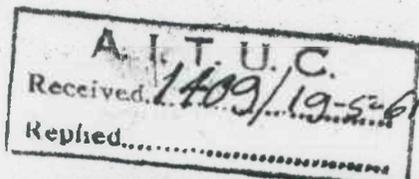
S.A. Dange
(S.A. Dange)

CHITTARANJAN LOCOMOTIVE WORKS LABOUR UNION
(AFFILIATED WITH A.I.R.F.)
CHITTARANJAN.

REGD. NO. 4329.

To
His Excellency,
The President of India,
Rastrapati Bhawan,
NEW DELHI.

2
281
Resolution against victimisation



Respected Sir,

Enclosed please find a copy of the resolution unanimously adopted in the meeting of the Executive Committee of the Chittaranjan Locomotive Works Labour Union held on 7th. May, 1961 on the Issue of the Termination Notice served on one of my member by the Chief Mechanical Engineer, Chittaranjan.

It is a matter of unbelievable surprise to me as well as to the ten thousand workers and employees of this Project of National Pride to note that the Special Power vested in you is being utilised to victimise Trade Union member engaged in exercising legal Trade Union rights granted by the Sacred Constitution of our Country. Does not Your Excellency feel that such methodical action to oust the Trade Union workers from employment amounts to absolute negation of elementary Trade Union rights and gagging the voice of Trade Unionism? Does not Your Excellency consider that such an onslaught on Trade Union would drag the workers down on the road of unorganised labour pregnant with undesirable and dangerous possibilities? 'Recognition of Labour is a Condition precedent to Progress' - is the solemn declaration of the Planning Commission. Will that declaration be honoured by victimising labour instead of its recognition?

In this connection I would urge upon Your Excellency to please be satisfied that a complete peaceful atmosphere reigns in Chittaranjan and not a single case of ~~xxx~~ violence or subversion, whatsoever, can be cited of. Workers, organised as they are under the Union, zealously outstripped all targets and are pledged to step up production of this National Project. Is it then the only crime to be organised under a Trade Union? Is it a crime to raise voice in demand for the recognition of the Union? Is it a crime to ventilate genuine grievances of the workers through peaceful Trade Union Channels? Is it a crime to become Trade Union member of a legal Trade Union that fights for workers' cause on the one hand and enthrone them to step up National Production on the other? I am sure your answer will be 'NO'. Since this ~~xxx~~ 'NO' is a 'MUST' for everybody, those at the helms who do not like, for reasons best known to them, the growth of organised Trade Union inside this Protected Township of seven square miles, seek strive and find penance in framing up vague, imaginary and baseless charges against the union activists raising the boggy of 'National Security'. Of all things they know that these charges would need no proof or substantiation if only Your Excellency could be persuaded to allow his Special Powers to be exercised in their desperate bid to fulfil their own design.

The case I am representing before Your Excellency is no exception to what has been submitted above. The nature of the charges levelled against Sri N.P. Bhattacharjee itself is sure to reveal the vagueness and ~~xxxxxx~~ hollowness of them. I am convinced that you have not been placed by facts and circumstances in a position to pass appropriate orders on the issue in question. Since the representation of Sri Bhattacharjee lies

with Your Excellency for consideration, I am desired by the workers and employees of this Project to approach with humble request that your Excellency be kind enough to instruct the appropriate authority to withdraw the termination notice served on him and thus remove the growing sense of confusions and resentments logically crept in the minds of thousands of national heroes sincerely engaged in building up Locomotives for our Nation.

With kindest regards,

Yours faithfully,

Self -

(Heridas Chakraborty)
WORKING PRESIDENT

CHITTARANJAN LOCOMOTIVE WORKS LABOUR UNION

Enclo: One

Dated, 14th. May, 1961.

SWASTIKA BHAWAN,
Room No.7,
P.O. Mithiam,
Dist. Serthan Parganas,
Eastern Railway.

CLW/LABOUR UNION.

R E S O L U T I O N .

This meeting of the Executive Committee of the Chittaranjan Locomotive Works Labour Union notes with a sense of great surprise and deep regret the termination notice served on Sri N.P. Bhattacharjee, Fitter, T.No.07/142, LMS/CLW/Chittaranjan and a member of this Union by the Chief Mechanical Engineer on 1st. of May, 1961, in terms of Rule 3 of the Railway Service (Safeguarding of National Security) Rules, 1954 as amended by the Government of India in 1960. This meeting further notes that the charge levelled against him are all baseless, vague and consequently untrue and have definitely been engineered with the only aim of victimising a trade union worker on imaginary grounds. This meeting while expressing its deep sense of resentments shared by all the workers and employees of this Work registers its emphatic protest against such undemocratic, unjust and high-handed action of the authority concerned and demand immediate withdrawal of the Said termination notice. This meeting further calls upon the workers and employees to close up their ranks in defence of trade union rights and against this sort of onslaught designed to gag the voice of trade unionism in Chittaranjan.

H. Mahanta
Working President,
CLW/LOCOMOTIVE UNION.

AITUC

(Handwritten initials)

(281)

Memorandum to the Hon'ble members of Parliament



Sirs,

Subject : Application of Safe Guarding of National Security Rules and victimisation of 3 employee Tradeunionists of South Eastern Railway.

You are aware that a very grave situation has arisen concerning the Central Government employees particularly regarding the security of their services as a sequel to the last All India strike of July' 60. It was revealed in a statement of both Hon'ble Railway Minister Sri Jagjiban Ram and Deputy Railway Minister Sri S. V, Ramswamy on the floor of the Parliament on the 25th Nov '61 that the onslaught of victimisation of the Tradeunionists of South Eastern Railwaymen's Union has assumed serious proportions.

2. As the administration could not rope in through the application of normal discipline and Appeal Rules, the persons they thought undesirable, they have taken recourse to the Railway Services (Safeguarding of National Security) Rules 1954 as ammended under the notification No. E53RG6-9 dated 31. 8. 60 of the Railway Board. This Rule was made by the President of Union of India in exercise of the powers conferred by the Proviso to Article 309 of the Constitution of India by repeling the previous Rule framed by the then Governor General of India in 1949.

3. Notices have been served on (1) Sri K. M. Bhattacharjee Stock-verifier, Accounts Department, Khargpur and Branch Secretary, South Eastern Railwaymen's Union Kharagpur Open line (2) Sri K. Laxminarayan, Turner. Workshops Khargpur and Branch Secretary, S. E. Railwaymen's Union, Khargpur Workshops, and (3) Sri P. V. Swamy, Technical Clerk, Workshops, Khargpur and Ex-Branch Secretary, S. E. Railwaymen's Union, Khargpur Workshops under the said S. N. S. Rules to show cause within 14 days why the action to terminate their services as per Rule 149 of the Indian Railway Estt. Code, Vol. I should not be taken against them since the President is of opinion that they are engaged in subversive activities and that their retention in Public service is prejudicial to National Security.

4. It is queer to note that the ultimate action proposed to be taken is based on the termination of service agreement as per Rule 149 of the Rly. Estt. Code Vol. I.

The said notices under these S. N. S. Rules Simply give the scope of submitting a written explanation. The facility of cross examining the witness in a departmental enquiry as envisaged vide Article 311 (2) of the Constitution of India is denied as per the S. N. S. Rules which therefore is undemocratic and arbitrary.

5. The charges are mainly connected with the Trade Union activities of the above 3 Railwaymen spread over a period of 6/7 years as would be evident from the following charges levelled against them.

- (i) In 1956 during the strike in Khargpur Railway Workshop you openly advocated assault on non-strikers.
- (ii) You figured in the action Committee formed in May 1956 which took full control of the illegal stay-in-strike at Khargpur Workshops.

(iii) In 1954 you took part in organising an agitation in Boiler Shop, Khargpur Workshops to stop medical Examination of staff beyond the age of 45 to 50 years.

(iv) You took prominent part in organising the illegal strike of July/1960 etc”.

The other part of the charges are vague, indefinite and unstable giving Political colours “In 1956 you attended Secret meetings of the Subversive Political Party at Khargpur to voice the grievances of the Employees involved in the illegal strike in Khargpur Workshop and to support the candidature of a member of the subversive political party for West Bengal Legislative Assembly etc.”

The fact remains that the charges in main connected with Trade Union activities which had organisational decisions behind them and as such are none of their individual actions.

6. The first mentioned two Railwaymen were firstly charge sheeted for removal from service in consequence of their participation in the All India Strike of July '60 and the other one was prosecuted under the ordinance imposed in July '60 for participation in the All India Strike. In all the cases the proceedings were not completed but Notices under S. N. S. Rules have been served on them after they were taken back to duty. (Similar Notices under S. N. S. Rules have been served on some employees of Chittaranjan Locomotive Works and Eastern Railway).

7. The Union cannot but give vent to the feeling of the organised labour that the democratic rights to function in the lawful Trade Unions have been set at naught by application of S, N, S, Rules against the Employee Trade Unionists.

8. Obviously the situation, as evident from the brief account above, is staggering and it is a matter of great surprise and anxiety that despite the Government of India's declaration to the effect that the strikers would be treated 'leniently', the abovementioned trade Unionists have been kept under suspension or forced leave for so long a period and are facing dismissal from service even in the changed context.

9. The Union, therefore, earnestly appeal to you all to urge upon the Government of India to desist from taking recourse to anti-democratic S. N. S. Rules specially in the context of the new situation, when employer-employee relations has to be built up and strengthened for the successful execution of the third 5 year plan.

With best regards,

Yours sincerely,

Satyen Kar

General Secretary

S. E. Railwaymen's Union
Olympia House,
18, Ganesh Chandra Avenue,
Calcutta-13

Dated,
the 4th December,
1961.

To

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(281)

The Members of the Parliament

* Grievances of the Railway Asstt Surgeons Gr.I.

1. That the disparity between the Asstt. Surgeons Gr. I of the Railways and the Asstt. Surgeons Gr. I of the Central Health Services may please be removed immediately regarding
(A) Pay Scale
(B) Non-Practicing allowance
(C) Gazetted Cadre.
2. That the recommendations of the Central Pay Commission may please be accepted in abolishing the private in the Railways with immediate effect and in lieu of the same Non-Practicing allowance may please be given from 1st April, 1961.
3. that the following pay scales recommended by the Central Pay Commission for the Asstt. Surgeons Grade I of the Central Health Service may please be accepted for the Asstt. Surgeons Gr. I of the Railways as well:-
 - a) Rs. 325-25-500-30-800 plus 25% of the pay as Non-Practicing allowance with minimum of Rs.150/- and maximum of Rs.400/- or by Rs.475-25-650-30-950 (consolidated).
4. that the post of the Asstt. Surgeons Gr.I in the Railways may also please be made gazetted with immediate effect in conformity with the Central Health Service.

All the Railway Asstt. Surgeons have submitted to the Chairman, Railway Board, as follows in 1960.

" I don't want to have any private practice. As I am a Central Government Employee, I request that I may be treated on par with the other Doctor employed in the Central Health Services for adoption of the consolidated pay of Rs. 475-950 applicable for them. This will restore contentment amongst the cadre and the demand of the Railway population to have concentrated attention on them can be complied with'.

The Scale announced by the Railway Board of Rs.335-20-575-25-650 is not at par with their counter part in the C.H.S. or justified in any way:-

The following are the authoritative recommendation for the adoption of the Central Health Services scale of Pay:-

1. Para 11 and 12 of chapter XVII of the 2nd Pay Commission states:

"that doctors on whole time employment should be prohibited from private practice

contd...

and suitable non-practicing allowance is to be given. Further they stated that even after taking non-practice allowance into account the total emoluments of Asstt. Surgeons during his service are considerably smaller than those of Class II Officers on the standard scale and that the difference is further increased by the difference on an average of 4 years in the age at the time of entering service. On Page 585 the Commission is emphatic that the doctors who are in whole time employment of the Central Govt. for providing medical attention and treatment to Govt. servants should not be permitted private practice.

2. It is reliably learnt that the Chief Medical Officers of all the Railways are unanimous in their view that the doctors on the Indian Railways should not be allowed private practice and accordingly forwarded their recommendations.
3. The I.M.A. in their memorandum to the Hon'ble Railway Minister published in their journal of Sept., '60 have recommended for the adoption of C.H.S. scales showing justifiable grounds.
4. The Railway Corruption Enquiry committee 1953-55 states that the railway doctors should be debarred from private practice and their emoluments may be suitably increased to compensate them for the loss of income from this source.

Further, it is pointed out that there are number of vacancies unfilled for years together due to unattractive nature of Pay and service conditions. The administration is forced to re-employ retired personnel and are actually unable to open many dispensaries or Health Units envisaged under the Second Five Year Plan.

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Vide the gazette of India (Extraordinary) Pt. II
Sec. 3. Subsec. (ii) New Delhi dated July 26, 1961, all the
Asstt. Surgeons in the Govt. of India, in the nine
different grades of

(I)	225-20-425-25-600.	P. 1107
(II)	260-15-440-20-500. (Same as Rlys)	P. 1115/1120/1124.
(III)	275-25-500	P. 1116/1135
(IV)	275-25-500-30-650.	P. 1119
(V)	260-10-500	P. 1127
(VI)	260-15-440-20-500-50/2-750.	P. 1132.
(VII)	250-20-550.	P. 1139.
(VIII)	200-10-250-15-400-20-500.	P. 1140.
(IX)	200-10-420-15-450.	P. 1140.

have been brought into the one single universal grade of
325-25-500-30-800 irrespective of the allowances and
priviledges they shall continue to enjoy by virtue of their
being employed in a particular department or Ministry.

But the Railway Board has placed all their
Asstt. Surgeons (260-500) in the grade of 335-20-475-25-650,
which is not justified in any way.

Further, Railway Asstt. Surgeons do not want
private practice as it is very much restricted.

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From

M. Munuswamy,
Driver 'C', Staff No.P.2765,
Mangalore.

To

The Director (Establishment),
Railway Board,
New Delhi.

Through

Proper channel.

Sir,

sub: regularisation of my services from
27-9-1949 to 20-4-1952.
ref: My previous appeal dated 9-8-1961.

Please permit me to remind you of my appeal referred above wherein I have stated in as detailed here under

I was placed under suspension from 27-9-49 vide letter No.1900/Aug/49/35 of 7-10-49 by DME/PTJ consequent on case No. C.A.55 of 4-5-50 and CRA.457 of 1951. I was convicted in the lower court at galem and I was dismissed from services with effect from 21-4-1952 vide letter No. N/S/RME dated 18-4-52 by the GM/MAS. On appeal to the High Court I was acquitted on 8-1-53 and on producing the judgement copy I was reinstated to service on 7-2-53.

Subsequent to my reinstatement I was denied the chance of appearing for my driver's examination though I was due for the same prior to my suspension. Immediately I appealed and after an elapse of 3 years I was intimated by DME/PTJ vide his letter No.C.50/P.2765 dated 1-8-56 that the period of my dismissal (ie) from 21-4-52 to 6-9-53 has been treated as duty while the period of suspension (ie) from 27-9-49 to 20-4-52 was treated as neither duty nor leave which carries no justification.

This order has created a big fall back in my seniority in that many juniors have superceded me in promotion over the last ten years. Apart from this I am afraid this affects my qualifying service, provident fund etc.

When I appealed to my superiors I was intimated by DS/CJA vide his letter No.J/P.509/II/2765 dated 18-5-61 that this subject is under correspondence with the Railway Board. Hence my last appeal referred above has not been received any response till date.

I therefore humbly request you, sir, to be good enough to decide this and treat the period of my suspension from 27-9-49 to 20-4-52 also as duty in the light of the dismissal period having been treated as duty.

Thanking you in anticipation.

Yours faithfully,

M. Munuswamy

Mangalore,

Date: 16-12-61

Advance copy to: Hon. Minister for Railways,
Government of India,
New Delhi.