

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

No. E(D&A) 2025 RG6-12

RBE No. 106 /2025
New Delhi, Dated: 17.10.2025

The General Manager (P)
All Indian Railways & Production Units etc.
(As per Standard list).

Sub: Action against a person who secures appointment in Railway service by furnishing false information or suppressing facts of previous employment/dismissal therefrom in the Attestation Form reg.

A case study on the above subject (Annexure) is circulated herewith for guidance and awareness.

2. Please acknowledge receipt.

DA: As above


(Harish Chander)
Director/Estt.(D&A)
Railway Board

Copy to:

ERB-I, ERB-V, ERB-VI, E(O)-I and V-I branches in Board's office

Annexure

Sub: Action against a person who secures appointment in Railway service by furnishing false information or suppressing facts of his previous employment/dismissal therefrom in Attestation form - A Case Study.

Ref: Railway Board's letter, No. E(D&A) 2025 RG6-12 dated 17/10/2025

A case has come to the notice of Railway Board where after the appointment of a person in Railway service, the Zonal Railway concerned got to know that prior to this appointment, the said person was already employed in Railway service in an another Zonal Railway and had been dismissed from service in his previous employment. Prosecution for a criminal charge relating to the period of his service in the previous employment was also pending against him. The person concerned, however, did not mention either of the above two facts in the Attestation Form filled by him at the time of appointment. During the process of appointment, he was also convicted in the criminal case mentioned aforesaid but he suppressed this fact also.

2. Arising out of new facts that came to the notice as mentioned in para 1 above, the Railway administration where the person concerned was employed issued him a show cause notice under rule 14(i) of Railway Servants (Discipline and Appeal) Rules, 1968 proposing to impose on him the penalty of 'dismissal from service' on account of the conduct which led to his conviction in the criminal case. On consideration of the reply to the show cause notice, Railway administration however, withdrawn the show cause notice issued under rule 14 (i) and instead issued the person concerned a charge sheet for major penalty under rule 9 of Railway Servants (Discipline and Appeal) Rules, 1968 on charges of suppressing the fact of his dismissal from service in the previous employment and suppressing the fact of his conviction in a criminal case. On conclusion of the disciplinary proceedings, the disciplinary authority imposed on the person concerned the penalty of removal from service which has been confirmed in appeal by the Appellate Authority.

3. Zonal Railway have referred the disciplinary case to Board's office for 'Review' under rule 25-A of Railway Servants (Discipline and Appeal) Rules, 1968 on account of the orders passed by the Revisionary Authority whereby the penalty of removal from service has been set aside and a lesser penalty which involve reinstatement of the person concerned in service has been imposed.

4. On consideration of the case records, Railway Board have held that the referred case do not satisfy the criteria laid down for conducting 'Review' under rule 25-A of Railway Servants (Discipline and Appeal) Rules, 1968. Hence, 'Review' under rule 25-A is not maintainable.



5. Railway Board have further observed that the course of action adopted by the Zonal Railway for handling the referred case was not correct. The person concerned had secured appointment by suppressing facts of his previous employment/dismissal therefrom in the Attestation form. However, his appointment itself was *void ab initio* for the reason that dismissal from service is a penalty which shall ordinarily be a disqualification for future employment under the Government or Railway Administration. Therefore, he should not have been afforded the benefit of rule 14(i) or rule 9 of Railway Servants (Discipline and Appeal) Rules, 1968 as these provisions are admissible to the Railway Servants and not to the persons who may erroneously/fraudulently occupy the status of Railway Servants. For dealing with such person, Railway should have taken recourse to the provisions contained in 'Warning' Column appearing at the top of the Attestation Form. These provisions already provide that 'furnishing of false information or suppression of any factual information in the Attestation Form would be a disqualification and is likely to render the candidate unfit for employment under the Government. If the fact that false information has been furnished or that there has been suppression of any factual information comes to notice at any time during the service of a person, his services would be liable to be terminated. Thus, what was required was the adoption of the process of termination/cancellation of the very appointment of the person concerned and not invocation of provisions of service rules which by default, conferred on the person concerned erroneously the status of a Railway servant.

6. Zonal Railway concerned has already been advised to reconsider the whole matter in the light of position brought out in para 5 above.

The above position is also brought to the notice of all Railways for their guidance and awareness.



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