भारत सरकार GOVERNMENT OF INDIA

रेल मंत्रालय MINISTRY OF RAILWAY

(रेलवे बोर्ड RAILWAY BOARD)

No. 2022/LC/14/1 (Pt.1)

New Delhi, dated: 29.04.2022

The General Manager (Law)
All Indian Railways & Production Units

Sub:- Conduct of litigations of Railways before the Benches of Railway Claims Tribunal(RCT) across the country.

Ref:- Ministry of Law & Justice's letter F. No. J-11017/12/2021-Judicial dated 18th April, 2022.

Please find enclosed herewith a copy of F. No. J-11017/12/2021-Judicial dated 18th April, 2022 (copy enclosed) received from JS & LA, Department of Legal Affairs, Ministry of Law & Justice regarding cases of Railways in all the 23 benches of RCT to be defended by the panel counsel engaged by Department of Legal Affairs, till preparation of separate panel of counsel for RCT benches.

Kindly ensure strict compliance of the above instructions.

Birsing Majhi)ILS
Dy. Legal Adviser
Railway Board
29.04.2022

DA: As Above

No. 2022/LC/14/1 (Pt.1)

New Delhi, dated: 29.04.2022

Copy for information and necessary action to: DGM (Law)/Sr. Law Officer, all Indian Railways & Production Units,

(ii) All officers/Branches (Railway Board)

(iii) Copy to EDE/RRB for circulating to All RRBs.

(Lasang Yolmo)
Dy. Dir./Legal
Railway Board
29.04.2022

Pl. issue 2/5/2022 five hundred & fifty (550) copies one each to all officers/Branches R.Bd.

Pl. issue (57) fifty seven copies for all GM (Law) & DGM (Law) Rlys

Office address: Room no. 142, Rail Bhawan, Raisina Road, New Delhi, 110001

रेल मंत्रालय Ministry of Railways Railway Board अनुलग्नक सहित जारी Issue with Enclosure हस्ताक्षर Signature जारी की तिथि Date of Issue 6/5/22

PTO

F. No. J-11017/12/2021-Judicial
Government of India
Ministry of Law & Justice
Department of Legal Affairs
(Judicial Section)
****

Shastri Bhawan, New Delhi
Dated 18th April, 2022

OFFICE MEMORANDUM

Sub: Conduct of litigations of Railways before the Benches of Railway Claims Tribunal (RCT) across the country – regarding.

The undersigned is directed to refer this Department's earlier OM of even number dated 01.02.2022 regarding cases of Railways to be defended by the panel counsel engaged by this Department, in this regard a number of enquiries are being made by the Ministry of Railways and its field offices regarding engagement of counsel for conducting their litigations before various Benches of the Railway Claims Tribunal (RCT) across the country.

2. It is stated that this Department engages panel counsel for the Supreme Court of India, all the High Courts / Benches of High Courts and Subordinate Courts in the country. As such, at the locations of all the 23 Benches of RCT, the panel of counsel either for High Court / Bench of High Court concerned and / or the District & Subordinate Courts concerned are available. However, for conducting litigations of Railways before all the 23 Benches of RCT, preparation of separate and exclusive panel of counsel will take some time.

3. In view of the above and till preparation of separate panel of counsel for RCT Benches by this Department, the Ministry of Railways is advised for conducting their cases before a particular RCT Bench that (i) at the locations where a High Court/Bench of High Court is available, the services of panel counsel for that High Court / Bench of High Court may be availed of; and (ii) at locations where no High Court/Bench of High Court is available, the services of panel counsel for District & Subordinate Courts concerned may be availed of. For the purpose of engagement of counsel in this regard, the Litigation Incharge concerned {as per this Department's earlier OM No. J-12017/1/2019-Judicial dated 21.10.2019 (copy enclosed)} may be approached directly.

4. This is issued with the approval of Hon'ble Minister for Law & Justice.

(R. K. Srivastava)
Joint Secretary & Legal Adviser
Tel: 011-23387543

To,

The Secretary,
Ministry of Railways,
Rail Bhawan, New Delhi

Copy to:

1. PS to MLJ/PS to MSLJ/PS to Law Secretary/PS to all Additional Secretaries in Department of Legal Affairs.
2. The Incharge, Branch Secretariat at Mumbai, Kolkata, Chennai and Bengaluru.
3. The Incharge, Litigation (High Court) Section, Department of Legal Affairs, High Court of Delhi, New Delhi.
4. The Additional Solicitors General of India for all High Courts.
5. The Assistant Solicitors General of India for High Courts / Benches of High Courts as per list enclosed.