भारत सरकार
रेल मंत्रालय (रेलवे बोर्ड)

सं. एफ (ई)III/2005/पीएन1/23

नई दिल्ली, दिनांक: 31.07.2013

महाप्रबंधक/विश्व सलाहकार एवं मुख्य लेखा अधिकारी,
सभी भारतीय रेल/उत्तपादन इकाईयाँ/महानिदेशक/अधिमान।
(उक सूची के अनुसार)

विषय: उन सरकारी कर्मचारियों, जिन्होंने केन्द्रीय सर्वजनिक क्षेत्र के उपक्रमों/केन्द्रीय स्वायत्त निकायों में समाहित होने पर एकमुख राशि प्राप्त की थी, के संबंध में पेशकश के 1/3 संरक्षित भाग में संशोधन- केन्द्रीय छठे वेतन आयोग की सिफारिशों के आधार पर सरकार के निर्णय को लागू करना।

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उपर्युक्त विषय पर पेशकश एवं पेशनसे कल्याण विभाग (कीओपी एंड पीडब्ल्यू) के दिनांक 11 जुलाई, 2013 के कार्यलय जापन सं.4/30/2010-पीएन एंड पीडब्ल्यू (की) की एक प्रति सूचना एवं अनुपालन के लिए संलग्न है। ये अनुदेश समस्त चिकित्सित परिवर्तनों सहित रेलवे पर भी लागू होंगे।

2. संलग्न कार्यलय जापन में उल्लिखित पेशकश एवं पेशनसे कल्याण विभाग के अनुदेश पत्र सं. 13. तथा रेलवे बोर्ड के तदनुसारी अनुदेश पत्र सं. 3. नीति आमने-सामने दिए गए हैं:-

<table>
<thead>
<tr>
<th>क्र. सं.</th>
<th>डीओपी एंड पीडब्ल्यू के अनुदेश पत्र सं.</th>
<th>रेलवे बोर्ड के तदनुसारी अनुदेश पत्र सं.</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.</td>
<td>का. जा. सं. 4/38/2008-पी एंड पीडब्ल्यू (की) दिनांक 27.05.2009</td>
<td>पत्र सं. एफ (ई)III/2008/पीएन1/12 दिनांक 08.09.2008</td>
</tr>
</tbody>
</table>

3. कृपया पावती दें।

(शहीदा कौर)
संस्थान निदेशक, विस्तार (स्थापना),
रेलवे बोर्ड

संलग्नक: एक

F(E)III SKM
GOVERNMENT OF INDIA (BHARAT SARKAR)
MINISTRY OF RAILWAYS (RAIL MANTRALAYA)
(RAILWAY BOARD)

No. F(E)III/2005/PN1/23

The GMs/FA&CAOs,
All Indian Railways/Production Units./DG/RDSO
(As per mailing list)

Subject: Revision of 1/3rd commuted portion of pension in respect of Government servants who had drawn lumpsum payment on absorption in Central Public Sector Undertakings/Central Autonomous Bodies – Implementation of Government’s decision on the recommendations of the Sixth Central Pay Commission.

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A copy of Department of Pension and Pensioners’ Welfare (DOP&PW)’s O.M. No. 4/30/2010-P&PW(D) dated 11th July, 2013 on the above subject is enclosed for information and compliance. These instructions will apply mutatis mutandis on the Railways also.

2. A concordance of DOP&PW’s instructions referred to in the enclosed O.M. and Railway Board’s corresponding instructions is given below:

<table>
<thead>
<tr>
<th>S.No.</th>
<th>DOP&amp;PW’s instructions</th>
<th>Railway Board’s corresponding instructions.</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.</td>
<td>O.M. No. 438/2008-P&amp;PW(D) dated 27.05.2009.</td>
<td>Letter of even number dated 01.06.2009.</td>
</tr>
</tbody>
</table>

3. Please acknowledge receipt.

DA: One.

(R)PWM
Joint Director Finance (Estt.),
Railway Board.

No. F(E)III/2005/PN1/23

Copy to Deputy Comptroller and Auditor General of India (Railways), Room No.224, Rail Bhavan, New Delhi (40 spares).

(S)PWM
for Financial Commissioner/Railways.
Copy forwarded to:
1. The General Secretary, NFIR, Room No. 256-E, Rail Bhavan, New Delhi (with 35 spares).
2. The General Secretary, AIRF, Room No. 253, Rail Bhavan, New Delhi (with 35 spares).
3. The Members of the National Council, Departmental Council and Secretary Staff Side, National Council, 13-c, Feroze Shah Road, New Delhi (with 60 spares).
4. The Secretary General, FROA, Room No. 256-A, Rail Bhavan, New Delhi (with 5 spares).
5. The Secretary, RBSS, Group "A" Officers Association, Room No. 402, Rail Bhawan.
6. The Secretary, RBSS, Group "B" Officers' Association.
7. The Secretary General, IROP, Room No. 288, Rail Bhavan, New Delhi (with 5 spares).
8. The Secretary, Railway Board Ministerial Staff Association.
9. The Secretary, Railway Board Class IV Staff Association.
10. The Secretary General, All India RPF Association, Room No. 256-D, Rail Bhavan, New Delhi-110 001. (5 spares).
11. The Secretary, Railway Board Promottee Officers Association, Room No. 341-C, Rail Bhavan, New Delhi.
12. The General Secretary, All India SC/ST Railway Employees Association, Room No. 8, Ground Floor, Rail Bhavan, New Delhi.

for Secretary/Railway Board.

No. F(E)III/2005/PN1/23


1. The G.M, N.F Railway(Const).
2. The Director General and Ex-officio General Manager, RDSO/Lucknow.
3. The General Manager and FA&CAO, Metro Railway/Kolkata.
4. The CAO and FA&CAO, COFMOW/New Delhi.
5. The General Manager and FA&CAO, CORE/Allahabad.
6. Director General, Railway Staff College/Vadodara.
7. The Executive Director, CAMTECH/Gwalior-474020.
8. The Director, IRICEN/Pune, IRIEEN/Nasik Road, IRIMEE/Jaipur, IRISET/ Secunderabad.
9. The Managing Director, IRCON, IRFC, MRVC, IRWO, IRC&TC, CONCOR of India Limited, Executive Director, CRIS.
10. The Chairman—cum-Managing Director, KRC Limited/New Delhi.
12. The Director(Movement) Railways/Kolkata.
13. The Joint Director, Mil Rail, Ministry of Defence.
14. The Joint Secretary, Iron & Steel, 5 Kola Ghat Street/Kolkata.
15. Chief Mining Advisor, Ministry of Railway, Dhanbad, Bihar.
16. Chairman, RCC, Lok Sabha Secretariat/New Delhi.
17. The Chairman, RCT/Delhi.
18. The Chairman, RRT, Chennai.
19. The Chairman, RRB/Ajmer, Ahmedabad, Allahabad, Bangalore, Bhopal, Bhubaneswar, Chandigarh, Chennai, Kolkata, Jammu, Gorakhpur, Guwahati, Malda, Mumbai, Muzaffarpur, Patna, Ranchi, Secunderabad, and Trivandrum.
20. The Editor, "Bharatiya Rail".
21. The Editor "Indian Railways".
22. The Pay & Accounts Officer, Ministry of Railways (Railway Board).
23. The General Secretary, IRCA/New Delhi.
24. The Chief Commissioner of Railway Safety/Lucknow.
25. Chairman, RITES.
26. Chairman, CAT.
27. The Managing Director, Rail Vikas Nigam Ltd., Plot No. 25, First Floor, August Kranti Bhawan, Bhikaji Cama Place, New Delhi-110 066.

Copy to:-
1. Shri V.K. Sthanunathan, National President, National Federation of Railway Pensioners, 36, Venkatanarayana Road, T. Nagar, Chennai-600 017.
3. Shri Y.N. Sastry, President, AIRRF, Rly Block-303, Railway Colony High School, Chilkalguda, Secunderabad-500 025.
4. B. Jayajayaya Rao, President, All India Retired Railway Officer's Association, 12-13-268 (505) New, Street-2, Lane 9, Tarnaka, Secunderabad-500 017.
5. The General Secretary, Railway Pensioners' Council Kiran Kutir, Lakernia Tola, Kathar.
6. The General Secretary, All India Federation of Pensioners Association, T.P.M Hall, 22, Kavirai Street, Saidapet West, Chennai-600 015.
7. Shri S.S. Ramachandra, Secretary General, All India Central Committee of Pensioners Association, Flat No. 144, New Suryakiran Apartments, Plot No. 65, Patparganj, N.Delhi-110092.
8. Shri M.S. Solanki, General Secretary, Central and All Pensioners Association, E-1/164, Arena Colony, Bhopal(M.P) 462 016.
9. Shri Nirmal Dass Gupta, Vice President, Federation of Central Government Pensioners' Organisation, P-24C, Sagar Mann Road, Kolkata. 700 080.
10. Shri B.S. Dard, Secretary General, Central Government Pensioners' Association, 1874/2, Sector-64, S.A.S Nagar, Chandigarh 160 061.
12. Secretary General, Bharat Pensioners' Samaj, Post Box 3303, Jangpura Extension, New Delhi-110 014.
13. The Secretary General, National Federation of Railway Pensioners' Organization, 825, Supertech Residency, Sector-5, Plot No. 6A, Ghaziabad-201010.
15. The General Secretary, Retired Railway Employees Welfare Association (Regd), 490A/16, Gurudwara Road, Gurgaon.

Copy to:-

PSOs/Sr. PSSs/ PSSs/PSs/PAs to: MR, MSR(A), MSR(M), CRB, FC, MT, ME, MS, MM, ML, DG(RHS), DG(RPF), Secretary, All Additional Members, Adv.(S), All Executive Directors, IGRPSF, JS, JS(G), JS(E), DE(Res) & II, DE(GC), DE(G), DE(N), DE(Rep), DPC-I, II, DS(D), DS(E), DS(G), JDMPPP, JDE(N), JDF(E), JDE(Rep), JDCP-VI, JDE(G), JDE(D&A), JDE(P&A), JDE(Gaz), JDE(V), JDE(GP), JDE(Res), JDE(L), JDE(LR),

(Copy to DOP&PW with reference to their O.M. No. 4/30/2010-P&PW(D) dated 11th July 2013)
No.430/2010-P&PW (D)
GOVERNMENT OF INDIA
MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES & PENSIONS
(DEPARTMENT OF PENSION & PENSIONERS' WELFARE)

3rd Floor, Lok Nayak Bhawan
New Delhi-110 003.
Dated the 11th July, 2013

OFFICE MEMORANDUM

Sub:- Revision of 1/3rd commuted portion of pension in respect of Government servants who had drawn lump sum payment on absorption in Central Public Sector Undertakings/Central Autonomous Bodies -Implementation of Government's decision on the recommendations of the Sixth Central Pay Commission.

The undersigned is directed to say that orders were issued vide this Department's OM No.4/30/2008-P&PW(D) dated 15.9.08 for revision of 1/3rd restorable pension w.e.f.1.1.2006 of Government servants who had drawn lump sum payment in respect of pro-rata pension on absorption in a PSU/Autonomous Body. The implementation of these orders in some cases resulted in drop in the total amount of 1/3rd restored pension plus DR in comparison to total amount of 1/3rd restored pension plus admissible DP and DR as drawn by pensioners before issue of these orders. It was, therefore decided vide Department of Pension and Pensioners' Welfare O.M. No. 4/38/2008 P&PW(D) dated 27.05.2009 that wherever the restored amount of the revised pension plus DR of such absorbees, in terms of instructions contained in OM dated 15.9.2008, becomes less than 1/3rd pre revised restored pension plus admissible DP & DR as already drawn, the absorbed employees would be allowed to draw the pensionary benefits admissible to them till such time the restored amount of the revised pension in terms of instructions contained in OM dated 15.09.2008 plus admissible DR works out to be more than the pre revised 1/3rd restored pension plus admissible DP & DR as on 01.09.2008.

2. The Central Administrative Tribunal, in its order dated 27.9.2011 in OA No.710/2010 read with order dated 22.4.2013 in CP 28/2012 held that the OM dated 15.9.2008 was legally sustainable. However, Hon'ble CAT has directed to pass an order so as to equalize the amount of 1/3rd restored pension with the pension of other Central Government pensioners.

3. The matter has been examined. On the recommendations of the 6th Central Pay Commission, the pension of pre-2006 Central Government pensioners has been revised vide this Department's OM No.38/37/08-P&PW(A) dated 1.9.2008. In terms of para 4.1 of that OM, the revised pension of pre-2006 pensioners works out to 2.26 times of the pre-revised basic pension (without DP). Keeping In view the direction of Hon'ble CAT,
Hyderabad Bench, it has been decided that 1/3rd restored pension of those Government servants who had drawn lump-sum payment on absorption in PSU/AB and whose 1/3rd pension was restored from a date before 1.1.2006, the pre-revised 1/3rd restored pension will be revised w.e.f.1.1.2006 by multiplying the same by a factor of 2.26, if it is more beneficial than the amount of revised restored 1/3rd pension arrived at in terms of this Department's OM dated 15.9.2006. In the case of those absorbee pensioners in whose case the restoration of 1/3rd pension became due on or after 1.1.2006, the above formulation would apply with reference to notional 1/3rd restorable pension as on 31.12.2005.

4. These instructions are being issued as a special case in compliance of the orders of Hon'ble CAT, Hyderabad Bench in CP No.26/2012 in OA 710/2010. At the time of revision of 1/3rd pension on the basis of recommendations of next Pay Commission, the increase in 1/3rd restored pension on account of these instructions would not be considered and the 1/3rd restored pension of absorbees would be revised as per the usual procedure without taking into account the aforesaid dispensation.

5. Payment of DR and additional pension to old pensioners (of the age of 60 years and above) shall continue to be on full pension as per the instructions issued from time to time.

6. The benefit of revision of restored amount of 1/3rd commuted portion of pension shall be admissible w.e.f.1.1.2006 or from the date the commuted portion of pension is restored, whichever is later.

7. This issues with the concurrence of Ministry of Finance (Department of Expenditure) vide their ID No.561/E.V/2013 dated 21.8.2013.

8. In their application to the persons belonging to Indian Audit and Accounts Department these orders issue in consultation with the Comptroller and Auditor General of India.

9. Hindi version will follow.

(Harjit Singh)
Dy. Secretary to the Government of India

To
1. All Ministries/Departments of the Government of India
2. All concerned (as per mailing list)
3. O/o The Comptroller & Auditor General of India, 9,DDU Marg, New Delhi
4. O/o The Controller General of Accounts, Lok Nayak Bhavan, New Delhi
5. Ministry of Railways, Rail Bhawan, New Delhi.

Copy to NIC, 3rd Floor, Lok Nayak Bhawan, New Delhi, with a request to post the Office Memorandum on the website of this department.