

14-1-83
No. Fin(C) 0(17) 3/77
GOVERNMENT OF HIMACHAL PRADESH
FINANCE (REGULATIONS) DEPARTMENT.

Dated Simla-2, the

14-1-83
Jan, 1983

OFFICE MEMORANDUM

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Subject:- Allocation of pensionary liability in respect of temporary service rendered under the Government of India and State Govts.

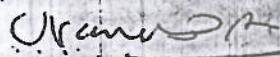
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The Government of India in consultation with the State Governments have now decided, on reciprocal basis, that proportionate pensionary liability in respect of temporary service rendered under the Central Govt. and State Governments, to the extent such service would have qualified for grant of pension under the rules of the respective Government, will be shared by the Govts. concerned on a service-share basis, so that the Government servants are allowed the benefit of counting their qualifying service both under the Central Government and the State Governments for grant of pension by the Government from where they eventually retire. This arrangement will apply to all the temporary employees except those serving under the Jammu & Kashmir and Nagaland Governments as the Government-s of these two States have not agreed to this arrangement. A copy of the Ministry of Home Affairs (Department of Personnel and Administrative Reforms) letter No. 3(2)/Pen(A)/79, dated the 31st March, 1982, alongwith its Hindi version, containing decision on the aforesaid point is enclosed for reference. This decision may be brought to the notice of all appointing/pension sanctioning authorities for information and guidance. This decision will cover employees retiring on or after 31st March, 1982.

To

Administrative Departments
of Govt. of Himachal Pradesh.

No. Fin(C) 0(17) 3/77, Dated Simla-2, the

A copy is forwarded for information and similar action to:-


(Narain Singh)
Deputy Secretary to the
Government of Himachal Pradesh.

14-1-83
Jan. 1983.

Subject:- Allocation of pensionary liability in respect of temporary service rendered under the Government of India and State Governments.

I am directed to say that the Government of India have been considering in consultation with the State Governments, the question of sharing, on a reciprocal basis, the proportionate pensionary liability in respect of those temporary employees who had rendered temporary service under the Central Government/State Governments prior to securing posts under the various State Governments/Central Government of their own volition in response to advertisements or circulars, including those by the State/Union Public Service Commissions, and who are eventually confirmed in their new posts. It has since been decided in consultation with the State Governments that proportionate pensionary liability in respect of temporary service rendered under the Central Government and State Governments, to the extent such service would have qualified for grant of pension under the rules of the respective Government, will be shared by the Governments concerned on a service-share basis, so that the Government servants are allowed the benefit of counting their qualifying service both under the Central Government and the State Governments for grant of pension by the Government from where they eventually retire. The gratuity, if any, received by the Government employee for temporary service under the Central or State Governments will, however, have to be refunded by him to the Government concerned.

2. The Government servants claiming the benefit of combined service in terms of the above decision are likely to fall into one of the following categories :-

- (1) Those who having been retrenched from the service of Central/State Government secured on their own, employment under State/Central Govt. either with or without interruption between the date of retrenchment and date of new appointment;
- (2) Those who while holding temporary posts under Central/State Governments apply for posts under State/Central Government through proper channel/with proper permission of the administrative authority concerned;
- (3) Those who while holding temporary posts under Central/State Governments apply for posts under State/Central Government direct without the permission of the administrative authority concerned and resign their previous posts to join the new appointments under State/Central Governments.

The benefit may be allowed to the Government servants in categories (1) and (2) above. Where an employee in category (2) is required for administrative reasons for satisfying a technical requirement, to tender resignation from the temporary post held by him before joining the new appointment, a certificate to the effect that such resignation had been tendered for administrative reasons and/or to satisfy a technical requirement, to join, with a proper permission, the new posts, may be issued by the authority accepting the resignation. A record of this certificate may also be made in his service book under proper attestation to enable him to get this benefit at the time of retirement. Government servants in category (3) will obviously, not be entitled to count their previous service for pension.

K.T.D.

3. The above arrangement will not apply to the employees of the Governments of Jammu & Kashmir and Nagaland.
4. These orders come into force with effect from the date of issue and cases of all such Government servants retiring on this date and thereafter will be regulated accordingly.
5. In so far as persons serving in the Indian Audit & Accounts Department are concerned, these instructions are issued in consultation with the Comptroller & Auditor General of India.

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