

No. Fin(Pen) A(3)-1/94
GOVERNMENT OF HIMACHAL PRADESH
FINANCE DEPARTMENT (PENSION CELL)

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DATED SHIMLA-171002, the 24th Oct., 1994.

OFFICE MEMORANDUM

In enclosing herewith a copy of the Government of India Department of Pension & Pensioners Welfare Office Memorandum No. F.7/1/93-P&PW(F) dated 25-8-1994, the undersigned is directed to say that the Governor, Himachal Pradesh is pleased to order that decisions contained in the above Office Memorandum shall also apply to Government servants of Himachal Pradesh.

Sd/-

(Jagdeep Sehgal)
Joint Secretary (Pension) to the
Government of Himachal Pradesh.

All Administrative Departments,
Government of Himachal Pradesh.

No. F.7/1/93-P&PW(F)
Government of India
Department of Pension & Pensioners Welfare

3rd Floor, Lok Nayak Bhawan,
Khan Market, New Delhi-110003.

Dated 25th August, 1994.

OFFICE MEMORANDUM

Subject:- Enhancement of rate of interest payable on delayed payment of DCRG and rate of interest chargeable on refund of pensionary benefits already drawn, in connection with counting of past service under CCS (Pension) Rules, 1972 and Department of Pension & Pensioners' Welfare OM No.28/10/84-PU, dated 29.8.84 as amended from time to time.

The Government have had under consideration, the question of enhancing the rate of interest payable to a Government servant on delayed payment of Death-cum-Retirement Gratuity where delay occurs on account of administrative lapse or for the reasons beyond the control of Government servant concerned. In supersession of this Department's O.M. No.7/3/84-PU dated the 28th July, 1984, the President is

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now pleased to decide that where the payment of DCRG has been delayed beyond 3 (three) months from the date of retirement, an interest at the rate applicable to GPF deposits (at present 12 percent per annum, compounded annually) will be paid to retired/ dependents of deceased Government servant.

2. The Administrative Ministries are requested to ensure that in all cases where interest has to be paid on Death-cum-Retirement Gratuity, because of administrative delay, action should be taken to fix responsibility and disciplinary action should be taken against the officer responsible for the delay.

3. The President is also pleased to decide that wherever the employees are required to refund the pensionary benefits received by them for the service already rendered by them under the Central or State Government autonomous bodies in order to avail of the benefit of counting of past services for pension purposes in terms of the provisions of Rules 17 to 20 of the CCS (Pension) Rules, 1972 and Department of Pension & Pensioners' Welfare O.M. No. 28/10/84-PU dated the 29th August, 1984 as amended from time to time, the rate of interest will be the rate applicable on GPF accumulations from time to time, for the period from the date of receipt of pensionary benefits to date of their refund to the Government/ Autonomous Body.

4. In cases where after the issue of the orders by the competent authority on the basis of option exercised by an employee for counting of past service for pensionary purposes, if an individual does not deposit the pensionary benefits already received by him within one month of the receipt of communication from the Government /autonomous body, a penal interest @ 5 percent per annum will be charged in addition to normal rate of interest mentioned above.

5. (a) The rate of interest mentioned in para 4 above will be applicable in all cases where the DCRG has not been paid as on the date of issue of this O.M.

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(b) The rate of interest mentioned in para 3 above will be applicable in cases of Government servants/ employees of Autonomous Bodies where pensionary benefits already drawn have not been refunded to Government / Autonomous Bodies as on date of issue of this OM.

6. All existing instructions relating to interest rate payable by the Government or the employees, as the case may be, will cease to operate with effect from the date of issue of this O.M.

7. All the Ministries/Departments are requested to advise the attached /subordinate offices/Autonomous /statutory bodies under their Administrative control and to settle cases in accordance with the provision of this Office Memorandum.

8. In so far as persons serving in the Indian Audit and Accounts Department are concerned, these orders issue after consultation with the Comptroller and Auditor General of India.

Sd/-

(S.C. BATRA)

Dy. Secretary to the Government of India.

No. FIN (PEN) A (3) -1/95
GOVERNMENT OF HIMACHAL PRADESH
FINANCE (PENSION) DEPARTMENT

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Dated Shimla-171002, the 1st February, 1996.

OFFICE MEMORANDUM

The Undersigned is directed to invite a reference to this Department O.M. No. Fin(Pen) A (3)-1/94, dated the 24/10/1994 vide which provisions contained in Government of India, Department of Pension and Pensioners' Welfare Office Memorandum No. F/7/1/93 P&PW(F) dated 25/8/1994 were made applicable to Himachal Pradesh Government servants also.

Government of India have brought about some changes in the aforesaid letter vide their office memorandum No. 7/1/93 P&PW(F) dated 31-10-1995. Governor of Himachal Pradesh is pleased to order that the decision contained in the above OM (copy enclosed) shall also apply to the Government servants

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(overleaf)

of Himachal Pradesh Pradesh.

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Sd/-
Joint Secretary (Fin. Pen) to
the Government of H.P.

All Administrative Departments
Government of Himachal Pradesh.

No. 7/1/93- P&PW (F)
Government of India
Department of Pension & Pensioners' Welfare

New Delhi, 31st October, 1995. ✓

OFFICE MEMORANDUM

Subject:- Enhancement of rate of interest payable on delayed payment of DCRG and rate of interest chargeable on refund of pensionary benefits already drawn; in connection with counting of past service under CCS(Pension) Rules, 1972 and Department of Pension & P.W. OM No. 28/10/84 Pension Unit, dated 29/8/84 as amended from time to time.

The undersigned is directed to invite attention on this Department's OM of even number dated 25/8/1994 on the subject mentioned above and to clarify that in the case of refund of the pensionary benefits by the employees opting for counting of service already rendered by them for pension in terms of the provisions of Rule 17 to 20 of CCS (Pension) Rules, 1972, referred to in para 3 of the OM, the interest will be calculated in the same manner as is done in respect of GPF balances. The manner in which interest on GPF balances is calculated is illustrated in Annexure-A.

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2. It has also been decided in consultation with Ministry of Finance that the penal interest to be charged, in addition to normal rate of interest applicable for GPF accumulations, in the case of non-deposit of pensionary benefits by the employees opting for counting of service within the stipulated period of 1 month after the issue of orders of competent authority will be 2 percent per annum instead of 1 percent per annum as earlier indicated in para 4 of the aforesaid office memorandum.

3. In so far as persons serving in Indian Audit & Accounts Department are concerned, these orders issue after consultation with the Comptroller & Auditor General of India.

Sd/-
(S.C. Batra)
Dy. Secretary to the Government of India

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INTEREST CALCULATION IN THE CASE OF REFUND OF PENSIONARY BENEFITS (ILLUSTRATIVE).

For a full year

Balance on 31st March, 1993 Rs. 38600, interest 12% p. a.

MONTH	SUBSCRIPTION Rs.	REFUND Rs.	ADVANCE / WITHDRAWAL Rs.	BALANCE AT THE END OF THE MONTH Rs.
4/93	1000	---	---	39600
5/93	1000	---	---	40600
6/93	1000	---	---	41600
7/93	1000	---	---	42600
8/93	1000	---	---	43600
9/93	1000	---	---	44600
10/93	1000	---	---	45600
11/93	1000	---	6000	40600
12/93	1000	---	---	41600
1/94	1000	500	---	43100
2/94	1000	500	---	44600
3/94	1000	500	---	46100
Total				514200

Interest = $514200 \times 1/12 \times 12/100$ = Rs. 5142

Under Secretary (Finance)
to the Government of H.P.

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NO. FIN (C) A (3) - 17/76 - II
GOVERNMENT OF HIMACHAL PRADESH
FINANCE (REGULATIONS) DEPARTMENT

Dated Shimla-171002, the 4th March, 1996

OFFICE MEMORANDUM

Subject:-

Review of terms and conditions of absorption of permanent Government servants in Public Sector Undertakings/ autonomous bodies under the State Government of H.P. or Central Government.

The undersigned is directed to say that the existing terms and conditions of absorption of permanent Government servants in State Public Sector Undertakings/ State Autonomous Bodies are regulated by the instructions contained in this Department's OM No. 14-2/64-Fin(R&E), dated 8/7/1976, as amended from time to time. Similarly, the terms and conditions of absorption of State Government and State Autonomous Bodies employees in Central Autonomous Bodies or Central Government and vice-versa have been circulated vide this Department's OM No. Fin(C)A(3)-17/76-II, dated 4/7/1986 as amended from time to time.

2. Permanent Government servants who have rendered not less than 10 years qualifying service under the State Government prior to their absorption and who have opted to receive pro-rata pensionary benefits for the service rendered under the State Government are entitled to exercise option for any of the following two options:-
- None (i) to draw pro-rata monthly pension and death-cum-retirement gratuity as admissible under the relevant rules; OR
- (ii) Pro-rata gratuity and a lump sum amount in lieu of pension.

3. The proposal to review the existing terms and conditions of absorption had been under consideration of the Government for sometime past. The Governor, Himachal Pradesh is pleased to order that the existing terms and conditions of absorption shall stand partially modified to the extent indicated below:-
- 1 now

- (a) The existing facility of receiving capitalised value equivalent to 100% commutation of pension on absorption shall stand withdrawn;
- (b) the existing facility to draw pro-rata monthly pension from the date of absorption (with option to commute 1/3rd pension wherever admissible) shall continue to exist.

4. Above decision shall take effect from the date of issue of this office memorandum. Other provisions/terms and conditions relating to absorption which are in force at present shall continue to remain operative.

Sd/-
Under Secretary (Finance)
to the Government of H.P.