

WESTERN RAILWAY

P.S.No. 126/2014

Headquarter Office,  
Churchgate, Mumbai-20

No.E(S)789/0 Vol.XXIII

Date: 21/11/2014

To,  
All DRMs / CWMs & Units Incharge,  
C/- Genl. Secy., WREU-GTR / WRMS-BCT.  
C/- ZS-All India SC/ST Rly Employees. Assn, 'W' Zone, Mumbai  
C/- ZS-All India OBC Rly Empl. Assn, Mumbai.

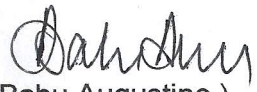
Sub: Applicability of Old Pension Scheme to Substitutes who attained temporary status prior to 01.01.2004 but regularized after 01.01.2004 – clarification regarding.

=====

A copy of Railway Board's letter No.2012/F(E) III/1(1)/2 dated 29.10.2014 (RBE No.121/2014) is sent herewith for information, guidance and necessary action.

Copy of Board's letter No.2010/AC-II/21/18 dt.31.03.2014 (RBA No.5/2014) is enclosed herewith.

Encl: As above.

  
( Babu Augustine )  
APO(B&A)  
For General Manager (E)

GOVERNMENT OF INDIA (BHARAT SARKAR)  
MINISTRY OF RAILWAYS (RAIL MANTRALAYA)  
(RAILWAY BOARD)

No. 2012/F(E)III/1(1)/2

New Delhi, Dated: 29.10.2014.

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

Western Ry/Mumbai -

Subject: Applicability of Old Pension Scheme to Substitutes who  
attained temporary status prior to 01.01.2004 but  
regularized after 01.01.2004 - clarification regarding.

CPO (A)

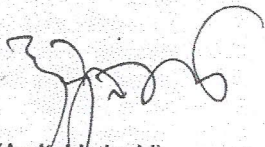
\*\*\*\*\*

CPO / The issue of coverage of substitutes who had attained temporary status  
prior to 01.01.2004 but regularized after 01.01.2004 under Old Pension Scheme,  
has been raised by both the recognized Federations (AIRF & NFIR) under  
PNM/AIRF item No.05/2012 and PNM/NFIR item No.15/2011 respectively. The  
issue has also been raised under DC/JCM (Railways) item No.20/2012.

2. The issue has been examined by Board and it has now been decided that  
substitutes who got temporary status prior to 01.01.2004 but regularized/absorbed  
after 01.01.2004 and after regularization, if the date of appointment is prior to  
01.01.2004, in terms of provision of Board's letter No.E(NG)II/90/SB/Master  
Circular dated 29.01.1991(M.C. No.20/91) and para 6 of letter  
No.E(NG)II/2008/SB/SR/15 dated 17.09.2010, then they may be covered under  
Old Pension Scheme.

3. Further, the employee and employer contribution of the NPS corpus of the  
Substitutes, mentioned in para 2 above, who so far have been covered under the  
National Pension System (NPS) may be adjusted in terms of the instructions  
contained in Board's letter No.2010/AC-II/21/18 dated 31.03.2014(RBA No.5/2014)

4. Please acknowledge receipt.

  
(Amitabh Joshi)  
Deputy Director Finance (Estt.) III,  
Railway Board.





भारत सरकार  
मंत्रालय  
रेलवे बोर्ड (RAILWAY BOARD)

GOVERNMENT OF INDIA  
MINISTRY OF RAILWAYS  
(RAILWAY BOARD)

RBA No. 5 /2014

No. 2010/AC-II/21/18

New Delhi, dated: 31.03.2014

**General Managers/FA&CAOs/CPOs  
All Indian Railways/PUs.**

**Sub: Accountal of withdrawal of erroneous contributions received into NPS  
instead of GPF.**

\*\*\*\*\*

A number of cases exist on Railways wherein employees initially covered under New Pension System were later on covered under old pension scheme due to various administrative reasons like counting of previous service etc. During this period the NPS subscription of these employees were remitted to the Trustee Bank.

PFRDA, vide their letter dated 22.01.2013 circulated to Railways vide Board's letter of even no. dated 02.07.2013, have now clarified that such cases will be treated as erroneous transfer and 100% withdrawal of accrued pension wealth is allowed in such cases, subject to the condition that such proceeds shall mandatorily be transferred back to the concerned PAO/DDO from whom the request for withdrawal has arisen.

Accordingly, Railways are processing the applications received from such employees and the accrued pension wealth is being returned to the Railways. In this regard, some of the Railways have sought clarification regarding the accounting treatment of the amounts so refunded. The matter has been examined in consultation with the Finance Dte and the position is clarified as under:-

**Government Contribution:-**

The Government Contribution, alongwith interest thereon received back, may be credited to Pension Fund since the pension expenditure of such staff shall eventually be borne by Pension Fund.

**Employees Contribution:-**

The contribution made by the employee towards NPS alongwith interest thereon may be credited to the employee's PF account against compulsory subscription and the balance amount may be returned to the employee (or) be treated as VPF subscription, if so opted by the employee.

Kindly issue necessary instructions to the concerned officials and ensure compliance.

(Sanjeev Sharma)  
Joint Director Accounts  
Railway Board