



आरबीई सं. 77/2013

भारत सरकार  
रेल मंत्रालय (रेलवे बोर्ड)

GM  
CPO

सं. एफ (ई)III/2005/पीएन1/23

नई दिल्ली, दिनांक: 31.07.2013

महाप्रबंधक/वित्त सलाहकार एवं मुख्य लेखा अधिकारी,  
सभी भारतीय रेलें/उत्पादन इकाइयां/महानिदेशक/अअमासं।

20/11  
29 CPO/HR D  
2002  
12/8  
Pohary

(डाक सूची के अनुसार)

North Western Rly/ Jaipur.

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

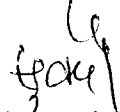
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उपर्युक्त विषय पर पेंशन एवं पेंशनर्स कल्याण विभाग (डीओपी एंड पीडब्ल्यू) के दिनांक 11 जुलाई, 2013 के कार्यालय ज्ञापन सं.4/30/2010-पी एंड पीडब्ल्यू (डी) की एक प्रति सूचना एवं अनुपालन के लिए संलग्न है। ये अनुदेश यथोचित परिवर्तनों सहित रेलवे पर भी लागू होंगे।

2. संलग्न कार्यालय ज्ञापन में उल्लिखित पेंशन एवं पेंशनर्स कल्याण विभाग के अनुदेश पत्र सं. तथा रेलवे बोर्ड के तदनुरूपी अनुदेश पत्र सं. नीचे आमने-सामने दिए गए हैं:-

क्र. सं.	डीओपी एंड पीडब्ल्यू के अनुदेश पत्र सं.	रेलवे बोर्ड के तदनुरूपी अनुदेश पत्र सं.
1.	का. ज्ञा. सं. 4/38/2008-पी एंड पीडब्ल्यू (डी) दिनांक 15.09.2008	पत्र सं. एफ (ई)III/2005/पीएन1/23 दिनांक 22.09.2008
2.	का. ज्ञा. सं. 4/38/2008-पी एंड पीडब्ल्यू (डी) दिनांक 27.05.2009	दिनांक 01.06.2009 का समसंख्यक पत्र
3.	का.ज्ञा. सं. 38/37/08-पी एंड पीडब्ल्यू (ए) दिनांक 1.09.2008	पत्र सं. एफ (ई)III/2008/पीएन1/12 दिनांक 08.09.2008

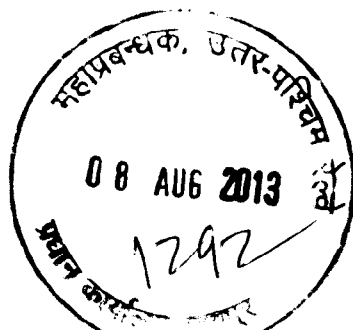
3. कृपया पावती दें।

  
(सुखेन्द्र कौर)

संयुक्त निदेशक, वित्त (स्थापना),  
रेलवे बोर्ड

संलग्नक: एक

F(E)III SKM



07 - 11

RBE No. 77 /2013

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

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

New Delhi, Dated: 31. 07.2013.

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

**Subject:** Revision of 1/3<sup>rd</sup> 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 11<sup>th</sup> 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:

S.No.	DOP&PW's instructions	Railway Board's corresponding instructions.
1.	O.M. No. 4/38/2008-P&PW(D) dated 15.09.2008	Letter No. F(E)III/2005/PN1/23 dated 22.09.2008
2.	O.M. No. 4/38/2008-P&PW(D) dated 27.05.2009.	Letter of even number dated 01.06.2009.
3.	O.M. No. 38/37/08-P&PW(A) dated 1.09.2008	Letter No. F(E)III/2008/PN1/12 dated 08.09.2008

3. Please acknowledge receipt.

DA: One.

  
(Sukhender Kaur)  
Joint Director Finance (Estt.),  
Railway Board.

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

New Delhi, Dated: 31.07.2013.

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

  
for Financial Commissioner/Railways.

**No.4/30/2010-P&PW (D)**  
**GOVERNMENT OF INDIA**  
**MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES & PENSIONS**  
**(DEPARTMENT OF PENSION & PENSIONERS' WELFARE)**

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

**OFFICE MEMORANDUM**

Sub:- Revision of 1/3<sup>rd</sup> 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) dtd 15.9.08 for revision of 1/3<sup>rd</sup> 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 1/3<sup>rd</sup> restored pension plus DR in comparison to total amount of 1/3<sup>rd</sup> 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 1/3<sup>rd</sup> 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 1/3<sup>rd</sup> 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 26/2012 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 1/3<sup>rd</sup> restored pension with the pension of other Central Government pensioners.

3. The matter has been examined. On the recommendations of the 6<sup>th</sup> 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 1/3<sup>rd</sup> restored pension of those Government servants who had drawn lump-sum payment on absorption in PSU/AB and whose 1/3<sup>rd</sup> pension was restored from a date before 1.1.2006, the pre-revised 1/3<sup>rd</sup> 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 1/3<sup>rd</sup> pension arrived at in terms of this Department's OM dated 15.9.2008. In the case of those absorbee pensioners in whose case the restoration of 1/3<sup>rd</sup> pension became due on or after 1.1.2006, the above formulation would apply with reference to notional 1/3<sup>rd</sup> 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 1/3<sup>rd</sup> pension on the basis of recommendations of next Pay Commission, the increase in 1/3<sup>rd</sup> restored pension on account of these instructions would not be considered and the 1/3<sup>rd</sup> 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 80 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 1/3<sup>rd</sup> 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 21.6.2013.

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 Bhawan, New Delhi
5. Ministry of Railways, Rail Bhawan, New Delhi.

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