



दक्षिण रेलवे/SOUTHERN RAILWAY

No.P(R)500/P/Vol.VI

प्रधान कार्यालय/Headquarters Office
कार्मिक शाखा/ Personnel Branch
चेन्नई/ Chennai - 600 003
दि./ Dated: 31-12-2013

आर बी ई सं/RBE No. 130 / 2013

पी बी सी सं/ PBC No. 167 / 2013


All PHODs / DRMs / CWMs / CEWE / CAO / CPM / Dy.CPOs / Sr.DPOs /
DPOs/SPOs/ WPOs/ APOs of HQ/ Divisions/ Wokshops/ other Units, etc., etc.,
(As per mailing list -'A')

विषय/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
Undertaings/Central Autonomous Bodies -
Implementation of Government's decision on the
recommendations of the 6th Central Pay Commission.

A copy of Railway Board's letter No. F(E)III/2005/PN1/23 dated 11-12-
2013 (RBE No. 130 / 2013) alongwith a copy of O.M. No. 4/30/2010-P&PW(D)
dated 28-10-2013 issued by Department of Pension and Pensioners' Welfare
(DOP&PW)'s is enclosed for information, guidance and necessary action
please.

Railway Board's letter dated 22-09-2008 (RBE No. 120/2008) and
31-07-2013 (RBE No. 77/2013) referred therein has been circulated under
PBC No. 134 / 2008 and PBC No. 100 / 2013 respectively.

संलग्न/Encl: as above


(V.SRINIVASAN)
वरिष्ठ कार्मिक अधिकारी/नियम
Senior Personnel Officer/Rules
कृते मुख्य कार्मिक अधिकारी
For Chief Personnel Officer

प्रतिलिपि/Copy to : The Genl Secy / SRMU
The Genl Secy / AISCSTREA
The Genl Secy/ AIOBCREA

The Genl Secy/NFIR

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

RAILWAY BOARD
 GENERAL MANAGER'S OFFICE

18 DEC 2013

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

दक्षिण रेलवे / Southern Railway
 चेन्नै / Chennai-600 003

New Delhi, Dated: 11.12.2013.

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

रैलवे बोर्ड / Chennai.

Subject: 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 6th Central Pay Commission.

A copy of Department of Pension and Pensioners' Welfare(DOP&PW)'s O.M. No. 4/30/2010 -P&PW(D) dated 28.10.2013 is enclosed for information and compliance. These instructions shall apply mutatis mutandis on the Railways also.

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

| S.No. | DOP&PW's O.M. | 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.4/30/2010-P&PW(D) dated 11.07.2013. | Letter No. F(E)III/2005/PN1/23 dated 31.07.2013. |

3. Please acknowledge receipt.

D.A.: One.


 (Mrs.SUKHENDER KAUR)
 Joint Director Finance (Estt.),
 Railway Board.

भारत सरकार
रेल मंत्रालय
(रेलवे बोर्ड)

सं एफ(ई)।।।।/२००५/पीएन१/२३

नई दिल्ली, दिनांक ११.१२.२०१३

महाप्रबंधक/ वित्त सहायकार एवं मुख्य लेखा अधिकारी
सभी भारतीय रेलों/उत्पादन इकाइयों / अ.अ.मा.सं.
(आक सूची के अनुसार)


विषय: उन सरकारी कर्मचारियों जिन्होंने केन्द्रीय सार्वजनिक क्षेत्र के उपक्रमों/केन्द्रीय स्वायत्त निकायों में समाहित होने पर एक मुश्त राशि प्राप्त की थी, के संबंध में पेंशन के एक तिहाई संराशीकृत भाग का संशोधन - छठे केन्द्रीय वेतन आयोग की सिफारिशों पर सरकार के निर्णय को लागू करना।

पेंशन एवं पेंशनर कल्याण विभाग (डीओपीएण्डपीडब्ल्यू) के दिनांक २८/१०/२०१३ के कार्यालय जापन संख्या ४/३०/२०१०-पी एण्ड पी डब्ल्यू (डी) की एक प्रति सूचना एवं अनुपालन हेतु संलग्न है। ये अनुदेश यथोचित परिवर्तनों सहित रेलों पर भी लागू होंगे।

२. संलग्न कार्यालय जापन में उल्लिखित डीओपीएण्डपीडब्ल्यू के कार्यालय जापन तथा रेलवे बोर्ड के तदनुसूची अनुदेश नीचे आमने-सामने दिए गए हैं:-

| क्रम सं. | डीओपीएण्डपीडब्ल्यू का कार्यालय जापन | रेलवे बोर्ड के तदनुसूची अनुदेश |
|----------|---|---|
| १ | दिनांक १५.०९.२००८ का क.आ. सं. ४/३८/२००८-पीएण्डपीडब्ल्यू(डी) | दिनांक २२.०९.२००८ का पत्र सं. एफ(ई)।।।।/२००५/पीएन१/२३ |
| २ | दिनांक ११.०७.२०१३ का का.जा. सं. ४/३०/२०१०-पीएण्डपीडब्ल्यू(डी) | दिनांक ३१.०७.२०१३ का पत्र सं. एफ(ई)।।।।/२००५/पीएन१/२३ |

३. कृपया पावती दें।


(श्रीमती सुबेदार कौर)
संयुक्त निदेशक वित्त(स्थापना)
रेलवे बोर्ड

No.4/30/2010-P&PW(D)
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Pension and Pensioners Welfare
Lok Nayak Bhavan, Khan Market,
New Delhi-110003.

Dated the 28th October, 2013

OFFICE MEMORANDUM

Sub: Revision of 1/3rd commuted pension portion of pension in respect of Government servants who had drawn lump sum payment on absorption in Central Public Sector Undertakings/Central Autonomous Bodies-Implements of Government's decision on the recommendations of the 6th Central Pay Commission.

The undersigned is directed to say that orders have been issued vide this Department's OM of even number dated 11.7.2013 for revision of 1/3rd restored pension of absorbees w.e.f. 1.1.2006 by multiplying pre-revised 1/3rd pension by a factor of 2.26, if it is more beneficial than the revised 1/3rd restored pension as per this Department's O.M. No.4/38/2008-P&PW(D) dated 15.9.2008. These orders have been issued in compliance of the order dated 27.9.2011 of the CAT Hyderabad Bench in OA No.710/2010 read with their order dated 22.4.2013 in C.P. 28/2012.

2. Representations have been received from the absorbees pensioners, who had taken lump-sum payment in lieu of 100% pro-rata pension on absorption, that the benefit allowed to the absorbee pensioners in terms of O.M. dated 11.7.2013 is not adequate. These representations have been examined in this Department. The main thrust of these representation is that the 1/3rd restored pension may be revised w.e.f. 1.1.2006 by adding dearness pension and dearness relief as on 1.1.2006 alongwith 40% fitment benefit to the pre-revised 1/3rd restored pension.

3. The matter has been examined in this Department. The instructions for revision of 1/3rd pension were issued by this Department's O.M. no.4/38/2008-P&PW(D) dated 15.9.2008, keeping in view the formula laid down by Hon'ble High Court of Andhra Pradesh in its judgment dated 24.12.2003 which was accepted in Supreme Court judgment dated 29.11.2006 and 24.7.2007. Hon'ble CAT, Hyderabad Bench in its order dated 27.9.2011 in OA 710/2010 inter-alia observed that the O.M. dated 15.9.2008 was legally sustainable. However, the Hon'ble CAT directed to pass an order so as to equalize the revised 1/3rd restored pension of absorbees with the revised pension of other Central Government pensioners.

4. Keeping in view the above direction of Hon'ble CAT, Hyderabad Bench, which was upheld by High Court of Andhra Pradesh and Supreme Court, orders were issued vide this Department's O.M. of even number dated 11.7.2013 to revise 1/3rd restored pension of absorbee pensioners to 2.26

times of the pre-revised 1/3rd restored pension. This is explained by the following example:

| Pre-2006 full pension | Pre-2006 1/3 rd restored pension | Revised full pension (for DR, etc.) | Revised 1/3 rd restored pension in terms of OM dated 15.9.2008 | Revised 1/3 rd restored pension in terms of OM dated 11.7.2013 |
|-----------------------|---|-------------------------------------|---|---|
| 4073 | 3173 | 9207 | 6492 | 7173 |

The above formula for revision of 1/3rd pension is also in conformity with the demand made by the staff side in the meeting of National Council (JCM) held on 6.11.2012.

5. In view of the above position, no further change in the 1/3rd restored pension of the absorbee pensioners (who had drawn lump-sum payment of absorption in Central Public Undertaking/Central Autonomous Body) is required to be made. All the representations made by the absorbee pensioners and their Associations in this regard stand disposed off accordingly. All Ministries/All Departments are requested to inform the above position to the absorbee pensioners.


(Harjit Singh)

Deputy Secretary to the Government of India
Tel :24624752