

No.F.12(4)-Est(Spl)/60
Government of India
Ministry of Finance
(Department of Expenditure)

New Delhi, the 2nd March, 1961.

OFFICE MEMORANDUM

Subject:- Applicability of the Central Civil Services (Revised Pay) Rules, 1960, to persons who ceased to be in Government service between 1st July 1959 and 2nd August 1960.

The undersigned is directed to say that a question has been raised whether the benefits of the Central Civil Services (Revised Pay) Rules, 1960, are admissible to persons whose services were terminated between the 1st July 1959 and the 2nd August 1960 (the dates respectively from which the Rules came into effect and were promulgated), on account of retirement, death, discharge on the expiry of sanctioned posts, resignation, and dismissal or discharge on disciplinary grounds.

2. As the Central Civil Services (Revised Pay) Rules, 1960, which have statutory force, are deemed to have come into effect from the 1st July 1959, all persons who were in service, including those who were on leave preparatory to retirement on the 1st July 1959, are entitled to the benefits admissible under these rules, and their pay should be fixed on the relevant revised scales, if they opt for them, and arrears that may become due to such persons as a result of the option may also be paid to them. In the case of persons who were on leave preparatory to retirement, their pay on the revised scales will be fixed from the date the revised scales are elected, but for the purpose of calculation of "average emoluments", the increase in pay will be taken into account only to the extent admissible under the Civil Service Regulations.

3. The President is also pleased to decide, in partial relaxation of rule 9(3) of the Central Civil Services (Revised Pay) Rules, 1960, that persons who died between the 1st July 1959 and the 2nd August 1960, or those who died or die on or after the 2nd August 1960, without exercising an option within the prescribed time limit, shall be deemed to have opted for the revised scales of pay from the 1st July 1959, or such later date as is most beneficial to their dependents, if the revised scales are more favourable. Similarly, pre-1931 entrants who died or die without exercising an option within the prescribed time limit, may be deemed to have opted for the revised scales with effect from the 1st July 1959, if such an option is more beneficial to their dependents.

4. The President is further pleased to decide that persons who relinquished service between the 1st July 1959 and the 2nd August 1960, and who have not exercised any option so far, may be permitted to exercise their option within a period of two months from the date of issue of these orders, or the date of orders prescribing the "revised scales" for the posts in question, whichever is later.

5. The provisions of paragraphs 3 and 4 of this Ministry's Office Memorandum No.F.12(6)-Est(Spl)/60, dated the 26th August, 1960, regarding the payment of arrears without pre-audit will not apply in respect of arrears that become payable under the provisions of this Office Memorandum, viz., No.F.12(4)-Est(Spl)/60, dated the 2nd March 1961. The arrears should be paid only after the initial fixation of pay and arrear claims have been scrutinized by Audit.

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

H.F.B.

(H.F.B.PAIS)

Deputy Secretary to the Government of India

To

All Ministries/Departments of the Government of India, etc.

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Copy forwarded to the Comptroller and Auditor-General and all offices under his control.

Copy forwarded to all State Governments and Administrations.

Copy (with a spare copy) forwarded to Shri B.Mehta, Chief Secretary to the Government of Rajasthan, Jaipur.

H.F.B.

(H.F.B.PAIS)

Deputy Secretary to the Government of India

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