

No.F.1(25)-E.III(4)/64.
Government of India
Ministry of Finance.
(Department of Expenditure)

New Delhi, dated the 30th November, 1965.

OFFICE MEMORANDUM.

Subject:- Counting for initial fixation of pay/increments of service rendered by an officer in a scale of pay higher than or identical with that of a post in the parent cadre.

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The undersigned is directed to enclose advance copies of Notification amending Fundamental Rules 22 and 26.

2. Under the Fundamental Rules, the initial pay in a post under Government is fixed after taking into account the service rendered in another post under Government carrying a scale of pay identical with or higher than that in the parent service/cadre subject to the fulfilment of certain conditions (vide Proviso to F.R.22 and Exception thereunder and F.R. 26). In accordance with the existing Rules, it is not possible to take into account the service rendered under Government in posts carrying higher scales or service rendered, whether on identical scales or on higher scales, in posts under a body, incorporated or not, which is wholly or substantially owned or controlled by Government, for the purpose of fixation of pay in the post in the parent service/cadre to which an officer, reverts, unless all the conditions of the Next Below Rule are satisfied. Consequently, cases may arise where a senior Government servant on reversion from deputation to a Government Department or a body referred to above, will get less pay than his junior.

3. In order to place the whole question of taking into account the service rendered in higher and identical scales for the purpose of fixation of initial pay on a uniform basis, the President has been pleased to decide that service rendered in a post carrying a scale of pay which is higher than or identical with that of the post to which an officer is appointed in the parent cadre, whether in Government or on Foreign Service in India to bodies, incorporated or not, which are wholly or substantially owned or controlled by Government, should be taken into account for the purpose of fixation of initial pay in the parent cadre subject to the following conditions:-

- (i) The Officer should have been empanelled for appointment to the post in the parent cadre in which the service rendered in the higher or identical scale is to be counted;
- (ii) All his seniors except those regarded as unfit for such an appointment should be serving in posts carrying the scale of pay in which the benefit is to be given or in higher posts, --

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posts, whether in the Department itself or elsewhere, and at least one junior should be holding a post in the Department carrying the scale of pay in which the benefit is to be allowed.

- (iii) The service will count from the date of the junior is promoted in the department and the benefit will be limited to the period a Government Servant would have held the post under Government in his parent cadre had he not been appointed to the ex-cadre post on higher or identical time scale.

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

Sd/- N.N.K. NAIR
DEPUTY SECRETARY TO THE GOVERNMENT OF INDIA

To

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

T. S. Sahota.