New Delhi, the 12th May, 1976
22nd Vaisakha 1898 (SAKA)

OFFICE MEMORANDUM

Subject: - Central Civil Services (Revised Pay) Rules, 1973 -
Fixation of pay of persons promoted to a post after

Attention is invited to this Ministry's O.M. No. 67/II/30/74-IC
dated the 1st June, 1974 in which it was stipulated that all
persons appointed by promotion to posts after 1-1-1973 should be
allowed pay only in the revised scales as admissible under the
Central Civil Services (Revised Pay) Rules, 1973. A question has
been raised as to how the pay of a person who had opted to retain
his existing scale of pay and has been promoted to a higher post
between 1-1-1973 and the date of operation of his option is to be
fixed in the revised scale of the higher post. It is clarified
that rule 9 of the C.C.S. (R.P.) Rules, 1973 has been worded flexibly
to cover fixation of pay in the post held on 1-1-1973, the revised
scale of pay of which may have been elected from a date subsequent
to 1-1-1973, as also cases where a Government servant who has retained
the existing scale of pay of the post held by him on 1-1-1973 is
brought to the revised scale of another post while drawing pay in
the pre-revised scale. In the latter type of cases, the pay will
be fixed on promotion to higher post under normal rules in FRs and
for this purpose the pay of the lower post should be taken as the
basic pay on the date of appointment to the higher post plus
Dearness Allowance, Dearness Pay and Interim Relief's appropriate
to such basic pay at the rates in force on 31st December, 1972.
The benefit of 5% on basic pay subject to a minimum of Rs. 15 and
a maximum of Rs. 50 under rule 7(1)(a) of the C.C.S. (R.P.) Rules,
1973 will not be admissible in such cases.

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

3. Hindi version of the Office Memorandum is enclosed.

V.S. Rajagopalan
Deputy Secretary to the Government of India

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7. Union Public Service Commission.

8. Ministry of Defence (D)/AIV, New Delhi.


10. Railway Board, New Delhi (Shri G.D. Sud, Dy. Director 15 copies)

11. Secretary, Staff Side, National Council of J.C.M., 9, Ashoka Road, New Delhi.

12. All Members of the Staff Side of J.C.M.

13. All Branches of the Ministry of Finance, including Defence Division, New Delhi.


(V.S. Rajagopalan)
Deputy Secretary to the Government of India