



INDIAN COUNCIL OF AGRICULTURAL RESEARCH
KRISHI BHAWAN: NEW DELHI

F. No. GAC-21-52/2014-CDN

Dated the 18th Dec., 2014

ENDORSEMENT

Department of Pension & Pensioners' Welfare, Ministry of Personnel, Public Grievances & Pensions, Government of India, New Delhi has issued O. Ms. regarding Revision of pension of pre-1996 pensioners – inclusion of Non-Practicing Allowances (NPA) for revision of pension of retired medical officers w.e.f. 1.1.2006 . As approved by the competent authority, the O.Ms. No. 38/31/11-P&PW(A) (Vol. IV) dated 14.10.2014 & 21.10.2014 have been uploaded on the ICAR web-site www.icar.org.in and e-office for information and compliance.

(Mary Sunita Barwa)

Under Secretary (CDN and R&D)

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भारतीय कृषि अनुसंधान परिषद
कृषि भवन - नई दिल्ली

फा0सं0.सा.प्र.स.- 21-52/2014-समन्वय

दिनांक 18.12. 2014

पृष्ठांकन

पेंशन एवं पेंशनर्स कल्याण विभाग, कार्मिक मंत्रालय, लोक शिकायत और पेंशन, भारत सरकार, नई दिल्ली द्वारा ओ.एम. सं 38/31/11-पी&पीडब्लू(ए) दिनांक 14.10.2014 और 21.10.2014 को नॉन-प्रेक्टिसिंग भत्ता (एनपीए) के संशोधन में जारी किया है। यह का.जा. भा.कृ.अ.प. की वेबसाइट www.icar.org.in पर सूचना एवं अनुपालन हेतु अपलोड कर दिया गया है। सक्षम प्राधिकारी द्वारा अनुमोदित यह ओ.एम. ई-ऑफिस एवं भा.कृ.अनु.प. की वेब साइट www.icar.org.in और ई-ऑफिस पर सूचना मार्ग दर्शन एवं अनुपालन हेतु अपलोड कर दिया गया है।

सुधरवा
18/12
(मैरी सुनीता बरवा)

अवर सचिव (समन्वय और र एंड डी)

वितरण:

1. भा.कृ.अ.प. के संस्थानों/परियोजना निदेशालयों/राष्ट्रीय अनुसंधान केन्द्रों/परियोजना समन्वयकों/अनुसंधान परियोजना समन्वयकों/क्षेत्रीय परियोजना समन्वयकों के सभी निदेशक/ब्यूरों के सभी निदेशक।
2. महानिदेशक., भा.कृ.अ.प. के वरिष्ठ प्रधान निजी सचिव/सचिव, भा.कृ.अ.प. के प्रधान निजी सचिव/ वित्त सलाहकार (डेयर) के प्रधान निजी सचिव।
3. श्री हंस राज, आईएसओ, (डीकेएमए), कृषि अनुसंधान भवन-1 को आईसीएआर की वेबसाइट पर डालने करने हेतु।
4. निदेशक (पी) / उप सचिव (तकनीकी), भारतीय कृषि अनुसंधान परिषद, नई दिल्ली।
5. भा.कृ.अ.प. के सभी अधिकारी/अनुभाग कृषि भवन/कृषि अनुसंधान भवन-1/2, एनएससी काम्पलेक्स।
6. सचिव (कर्मचारी पक्ष) सीजेएससी राष्ट्रीय मांस अनुसंधान केन्द्र चंगीचेरला हैदराबाद-39
7. सचिव (कर्मचारी पक्ष) ऐचजेएससी भा.कृ.अ.प., कृषि अनुसंधान भवन-2
8. गार्ड फाइल/अतिरिक्त प्रतियां

(7)

No.38/31/11-P&PW(A)(Vol.IV)
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Pension and P.W

3rd Floor, Lok Nayak Bhawan,
Khan Market, New Delhi.
Dated the 14th October, 2014

OFFICE MEMORANDUM

Subject :- Revision of pension of pre-1996 pensioners – inclusion of Non-Practicing Allowance (NPA) for revision of pension of retired medical officers w.e.f. 1.1.1996.

The undersigned is directed to say that in this Department's OM No.45/10/98-P&PW(A) dated 17.12.1998, it was provided that pension of all pensioners irrespective of their date of retirement would not be less than 50% of the minimum of the revised scale of pay introduced w.e.f. 1.1.1996. In this Department's OM No.45/3/99-P&PW(A) dated 29.10.1999, it was clarified that in the case of retired medical officers, Non-Practicing Allowance (NPA) was not to be added to the minimum of the revised scale of pay as on 1.1.1996 for stepping up of the consolidated pension/family pension to 50% / 30% respectively, in terms of the OM dated 17.12.1998.

2. In its judgment dated 27.11.2013 in Civil Appeal No.10640-46/2013 and other connected matters, Hon'ble Supreme Court has observed that in accordance with Ministry of Health and Family Welfare's OM No.45012/11/97-CHS.V dated 7.4.1998, NPA counts as pay for all service benefits including retirement benefits. Hon'ble Supreme Court has further observed that clarification issued vide this Department's aforesaid OM dated 29.10.1999 is legally unsustainable. Hon'ble Supreme Court has directed to recalculate the pension payable to the Applicants (i.e. pre-1996 retired medical officers) by adding the element of NPA. The Review Petitions filed by the Government against the above mentioned judgment have been dismissed by Hon'ble Supreme Court on 31.7.14.

3. It has now been decided, in consultation with Ministry of Finance, Department of Expenditure and Ministry of Law, Department of Legal Affairs to implement the judgment dated 27.11.2013 of Hon'ble Supreme Court in CA No.10640-46 of 2013 and other connected matters. Accordingly, in the case of pre-1996 retired medical officers, NPA @ 25% shall be added to the minimum of the revised scale of pay as on 1.1.1996 corresponding to the pre-1996 pay scales from which the pensioner had retired, in cases where consolidated pension/family pension was to be stepped up to 50% / 30% respectively of the minimum of revised pay-scale in terms of OM No.45/10/98-P&PW(A) dated 17.12.1998 read with OM No.45/86/97-P&PW(A) (Pt.) dated 11.5.2001.

4. This issues with the approval of Ministry of Finance, Department of Expenditure vide their I.D. No. 518/E-V/2014 dated 29.9.2014.

5. Hindi version will follow.


(Tripti P. Ghosh)
Director

To

- (i) All Ministries/Departments of Government of India.
- (ii) O/oCAG/CGDA

(8)

No.38/31/11-P&PW(A)(Vol.IV)
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Pension and P.W

3rd Floor, Lok Nayak Bhawan,
Khan Market, New Delhi.
Dated the 21st October, 2014


OFFICE MEMORANDUM

Subject :- Revision of pension of pre-1996 pensioners – inclusion of Non-Practicing Allowance (NPA) for revision of pension of retired medical officers w.e.f. 1.1.1996.

The undersigned is directed to say that in this Department's OM of even number dated 14th October, 2014, it was provided that in the case of pre-1996 retired medical officers NPA @ 25% shall be added to the minimum of the revised scale of pay as on 1.1.1996 corresponding to the pre-1996 pay scales from which the pensioner had retired, in cases where consolidated pension/family pension was to be stepped up to 50% / 30% respectively of the minimum of revised pay-scale in terms of OM No.45/10/98-P&PW(A) dated 17.12.1998 read with OM No.45/86/97-P&PW(A) (Pt.) dated 11.5.2001.

2. After Vth CPC, the maximum pension admissible w.e.f. 1996 was 50% of the highest pay, i.e. Rs.15,000/-, applicable in the Central Government. Accordingly, the maximum pension admissible in terms of this Department's OM dated 14.10.2014 would also be 50% of Rs.30,000/-, i.e. Rs.15,000/- w.e.f. 1.1.1996. This may be taken into account while revising the pension of pre-1996 retired medical officers in terms of OM of even number dated 14.10.2014.

3. Hindi version will follow.


(Tripti P. Ghosh)
Director

To
(i) All Ministries/Departments of Government of India.
(ii) O/oCAG/CGDA