

EASTERN RAILWAY

No. E 795/0/ Pt. I

Kolkata, dated 30.08.2016.

ALL CONCERNED

Sub: Condonation of resignation for fixation of pay

The following copy of Railway Board's letter No. 2016/F(E)II/6/2 dated 09.08.2016 (RBE No. 92/2016) is forwarded for information, guidance & necessary action. Board's letter dated 16.11.1967 mentioned therein is also enclosed herewith.


(S. Chakraborty)

Sr. Personnel Officer/BGB
for Chief Personnel Officer

Copy of Railway Board's letter No. 2016/F(E)II/6/2 dated 09.08.2016 (RBE No. 92/2016) addressed to GMs, All Indian Railways and others.

Sub: Condonation of resignation for fixation of pay

In continuation to Board's letter No. F(E)65PA1/1 dated 16.11.1967, wherein Ministry of Finance (Department of Expenditure)'s O.M. No. 3379-E-III B/65 dated 17.6.65 was circulated to the Railways, DoP&T's Office Memorandum No. 13/24/92-Estt.(Pay-I) dated 22nd January, 1993 containing further clarifications on the above mentioned subject is forwarded for information and guidance.

Copy of Railway Board's letter No. F(E) 65PA1/1 dated 16.11.1967 addressed to GMs, All Indian Railways and others.

Sub: Condonation of resignation for purposes of fixation of pay

A copy of the Ministry of Finance (Deptt. of Expenditure) Office Memorandum No. 3379-E.III (B) /65 dated 17.6.65, on the above noted subject, is forwarded herewith for information and guidance.

Copy of O.M. No. 3379-E-III (B) /65 dt. 17.6.65 from Min. of Finance, Deptt. of Expr., New Delhi addressed to All Ministries etc.

Sub: Condonation of resignation for purposes of fixation of pay

The undersigned is directed to say that the question whether the benefit of past service for purposes of fixation of pay can be given to Govt. servant who resigns his post before taking up appointment in the new post in the same or another Department, has been under the consideration of the Govt. of India. Normally, the benefit of past service is given only in those cases where such service has not been terminated by resignation/removal/dismissal. The President is, however, pleased to decide that in cases where

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Govt. servants apply for posts in the same or another departments through proper channel and on selection, they are asked to resign the previous posts for administrative reasons, the benefit of past service may, if otherwise admissible under rules, be given for purposes of fixation of pay in the new post treating the resignation as 'technical formality'.

The pay in such cases may be fixed under F.R.27.

2. The orders will have effect from the date of issue and past cases will not be re-opened. Outstanding cases may, however, be dealt with in accordance with these orders.

3. In their application to the persons serving in the Indian Audit and Accounts Department, these orders issue after consultation with the Comptroller and Auditor General of India.

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Copy of DoP&T's O.M. No. 13/24/92-Estt.(Pay-I) dated 22nd January, 1993.

OFFICE MEMORANDUM

Sub: Condonation of resignation for purposes of fixation of pay

The undersigned is directed to invite attention to Ministry of Finance O.M. No. 3379-E.III (B) /65 dated 17th June, 1965 which provides that in cases where Govt. servants applied for posts in the same or the other Departments through proper channel and on selection, they are required to resign the previous posts for administrative reasons, the benefit of past service, if otherwise admissible under rules, be given for purposes of fixation of pay in the new posts treating the resignation as a 'technical formality'. A question has now been raised as to whether this benefit is admissible to Govt. servants who applied for posts in same or other Departments before joining Govt. service and on that account the application was not routed through proper channel. The matter has been examined and the President is now pleased to decide that the benefit of past service subject to the same conditions as incorporated in O.M. dated 17.6.1965 *ibid* may be allowed in such cases also subject to the fulfillment of the following conditions:-

- i) The Govt. servant at the time of joining should intimate the details of such application immediately on their joining.
- ii) The Govt. servant at the time of resignation should specifically make a request, indicating the dates that he is resigning to take up another appointment under the Govt./ Govt. organisation for which he applied before joining the Govt. service and that his resignation may be treated as 'technical resignation'.
- iii) The authority accepting the resignation should satisfy itself that had the employee been in service on the date of application for the post mentioned by the employee, his application would have been forwarded through proper channel.

Index No.: 1037: Condonation of resignation for fixation of pay.
