

CPO's Serial No.73/2011.

Eastern Railway

No.E.787/0/Pen/Pt-XXV.

Kolkata, dated 15.06.2011.

ALL CONCERNED

Sub:- Revision of Pension/Family Pension of Pre-2006 Group 'B' Officers.

It is stated that Railway Board's letter No. 2010/F(E)III/1(1)/6 dated 19.04.2011 containing clarifications regarding determination of corresponding scales of pay in respect of all pre-2006 Group 'B' Officers for the purpose of revision of pension/family pension under 5th & 6th CPC award is forwarded herewith for information, guidance and necessary action. Dy.CPO/Gaz's letter No.E.800/Gaz/Misc./Pre-2006 Pensioners dated 18.11.2003 and CAO/Pension's letter P/Pen/VIth CPC/ Policy/Pt.I dated 19.03.2010 duly forwarded by APO/Gazetted vide his letter dated 09.06.2011 is also enclosed. Board's earlier as referred to therein have been circulated vide CPO's S.L.No.106/2009, 148/2009, 26/2010 and 38/2010.

DA: As above.

S/C

scelce 15/6/11
(P.Chattopadhyay)
Asstt.Personnel Officer/H
For Chief Personnel Officer

INDEX No.1058:- Clarification regarding revision of Pension/Family Pension of Pre-2006 Group 'B' Officers.

Eastern Railway

No.E 800/GAZ/Misc/Pre-2006 Pensioners

kolkata, dated 29.03.2011

Assistant Personnel Officer/HQ,
Eastern Railway,
Kolkata.

Sub – Revision of Pension of pre – 2006 retired Gr.B officers

Ref: This office letter of even no dated 18.03.2011

Please refer to this office letter of even no dated 18.03.2011 quoted under reference above (Copy enclosed) wherein some clarification on revision of pension/family pension of pre – 2006 retirees had been sought from Railway Board/New Delhi. In this connection reply of Ministry of Railways (Rail Mantralaya)/ Railway Board/New Delhi vide their letter no. 2010/F (E) III/1(1)/6 dated 19.04.2011 (Zerox Copy) is enclosed for circulation please.

DA: As above

all up to
(A.K. Gupta) 9/11/11
APO/GAZ

for Chief Personnel Officer

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(9)

GOVERNMENT OF INDIA (BHARAT SARKAR)
MINISTRY OF RAILWAYS (RAIL MANTRALAYA)
(RAILWAY BOARD)

2010/ F(E)III/1(1)/6

New Delhi dated: 19.04.2011.

The General Manager,
Eastern Railway,
Kolkata.

14
21/4

Sub: Revision of pension of pre-2006 retired Gr'B' Officers.

Please refer to your Railway's letter No.E.800/Gaz/Misc./Pre-2006 Pensioners dated 18.03.2011 on the above subject wherein some clarification on revision of pension/family pension of pre-2006 retirees has been sought.

2. It is advised that the position brought out by the Accounts Department of your Railway in their letter dated 19.03.2010 addressed to CPO(Sett)/Gaz., is in order. As per the instructions issued by the DOP&PW, pension/family pension of all pre-2006 retirees, including pre-1996 retirees, is to be stepped up to 50%/30% of minimum of Pay Band + Grade Pay corresponding to scale of pay held by the pensioner at the time of his/her retirement, wherever required. For this purpose, the corresponding IVth CPC and Vth CPC scales of pay and VIth CPC Pay Band + Grade Pay have been reiterated by the DOP&PW in Annexure-1 of their O.M. dated 14.10.2008, circulated on the Railways vide this office letter dated 18.11.2008. These instructions provide for stepping up of pension/family pension w.r.t. Pay Band + Grade pay corresponding to the scale of pay held by the employee at the time of his/her retirement and not w.r.t. the post held by him/her. In these instructions, VI CPC Pay Band + Grade Pay corresponding to IVth CPC scale of pay of ₹2000-3500 and Vth CPC scale of pay of ₹6500-10500 is ₹9300-34800 + Grade Pay of ₹4200. Accordingly, the pension and family pension calculated at (1) in Annexure-II to Railway's letter under reference taking into account Grade Pay of Rs.4600/ may be reconciled.

3. It is surprising to note that Eastern Railway has sought clarification on this aspect after a lapse of more than two and half years from the date of issue of the instructions dated 18.11.2008. As such, it may be ensured by the Eastern Railway that DOP&PW's instructions dated 14.10.2008 are followed scrupulously in each case and all the pending cases are disposed of at the earliest in accordance with the extant instructions.

4. A compliance report in this respect may be furnished to this office at the earliest.

(Sunil Bhardwaj)
Deputy Director Finance (Estt.)III,
Railway Board.

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EASTERN RAILWAY

No. E.800/Gaz/Misc./ Pre-2006 Pensioners.

Kolkata, dated. 18 .03.2011.

The Secretary (E),
Railway Board,
New Delhi.

(Kind Attn -: Sri S. Sreeram, Joint Director Finance Establishment)

Sub: Revision of Pension of Pre-2006 retired Gr.'B' Officers.

On introduction of VIth CPC Rules, pension/ family pension of Gr'B' officers retired prior to 01.01.96 was calculated taking in to account revised Gr.'B' Scale of pay of Rs. 9300 - 34800/- in PB-2, GP-4800/- and sent to associate CAO/Pension for audit & payment.

But the associated Accounts of this Railway did not agree to revise the pension and family pension of the Gr B officers as calculated and returned un audited Copy of which is enclosed as ANNEXTURE - I for perusal please.

In this context following points are mentioned for Board's kind decision please:-

1. Prior to introduction of Vth CPC rule, Railway Board, vide their letter No PC-III/87/CTC-1/6 dated 06.11.1995, had revised the Gr. B scale of pay Rs 2000 - 3500 (in all departments except Accounts) to Rs 2375 - 75- 3050- EB- 100 - 3750/- w.e.f 30.07.1993.

2. Thereafter, Railway Board, vide their letter no. PC-V-97/1/RSRP/1 S.No./ PC-V/1 (RBE No. 133/97) dated 08.10.97 (S-14) issued Notification as per Annexure A, under Instruction.(1) of the first schedule wherein it has been stated that " the revised scales of pay are applicable for all categories of Railway servants irrespective of their designation strictly on the basis of the existing scales of pay extend those who were covered by S - 14 which is applicable only to Gr ' B' officers of Railways in present scale Rs 2375- 75- 3050-100-3750 and the same was revised to Rs 7500 - 250 - 12000/- w.e.f 01.01.1996 as per recommendation of Vth CPC and again was revised as per recommendation of VIth CPC in PB - 2 Rs 9300 - 34800/- GP Rs 4800/-.

Contd. ----- Pg/2

3. Pay of Gr. B officers was therefore fixed in scale Rs 7500 - 12000/- who were in service as on 01.01.1996. Further, Board in their letter no PC-5/98/1/6/12 dated 10.02.1999, RBE no. 16/99 S. No. PC - V/152, it was clarified those Gr. B officers promoted before 30.07.1993 and even who have opted to retain in old scale of Rs 2000 - 3500/- in place of the revised scale Rs 2375 - 3750/- introduced w.e.f 30.07.1993 may also be allotted to Rs 7500 - 12000/- .

4. The scale of Gr "B" Rs. 2000 -3500/- has been revised to in the scale of Rs.2375-3750/- prior to Vth PC. This is not a higher replacement scale. Higher replacement scale introduced w.e.f 01.01.1996. Definition of higher replacement scale defined in terms of Railway Board's letter no. F (E)III/99PM1/20 pt dated 23.04.2002, example in scale of Head Clerk Rs. 1400-2300/- has been revised in the scale of Rs. 4500-7000/- as per recommendation of Vth PC and thereafter, it has been revised in the higher scale Rs. 5000-8000/- mentioned in terms of Board's notification No. PC-V-97/1/RSRP/1 S.No./ PC-V/1; RBE No. 133/97 dated 08.10.97 at Annexure 'A' and 'B' and also Board's clarification as contained in their letter no..F (E) III/2008 / PNI/12 dated 18.03.2010 (RBE no. 42/2010). In regard to Gr.'B' officer in Railway there is one corresponding scale of Pay Rs. 7500-12000/- has been introduced w.e.f. 01.01.1996 as per recommendation of Vth PC and on or after there is one higher replacement scale introduced for Gr B officers in the scale os Rs 8000 - 13500/- in terms of Board's letter no E (GP) /2003/2/22 dated 16.06.2003. Subsequently, the scale of pay Rs 7500 - 12000/- was revised in PB - 2 Rs 9300 - 34800/- GP Rs 4800/- and the scale of pay Rs 8000 - 13500/- was revised in PB - 2 Rs 9300 - 34800/- GP Rs 5400/- as per recommendation of VIth CPC award.

Accordingly, Pension of the those Gr B officers who had retired prior to 30.07.1993 and also prior to 01.01.1996 was revised taking into account corresponding Gr B scale of pay of Rs Rs 9300 - 34800/- GP Rs 4800.

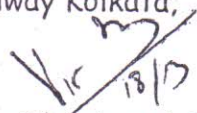
5. If, the cases of Gr.'B' officers who did not enjoy the scale of pay Rs. 2375-3750/- are not being revised with GP of Rs. 4800/- instead they are being fixed of Rs. 4600/- as per Accounts observation which does not fall with the ambit of grade pays prescribed to Gr 'B' gazetted officers and as well as they will be fixed in the non-gazetted grade pay resulting in lower fixation that the grade pay meant for gazetted officers. An example is illustrated as ANNEXTURE II copy of which is enclosed for perusal please.

Under the above facts and circumstances Board's are requested to intervene into the matter and communicate their valuable guidelines for revision of pension/family pension of pre - 2006 cases of those Gr. 'B' officers who had retired prior to 30.07.1993 and worked/ enjoyed the scale of Rs 2000 - 3500/- but did not enjoyed the revised scale Rs 2000 - 3500 to 2375 - 3750/-, in terms of Board's letter no PC-III/87/CTC-1/6 dated 06.11.1995 which was subsequently at per with 2500 - 4000/- and revised to corresponding scale of pay Rs 7500 - 250 - 12000/- w.e.f 01.01.1996 under Vth CPC, in terms of Railway Board's letter no. PC-V-97/1/RSRP/1 S.No./ PC-V/1 (RBE No. 133/97) dated 08.10.97 (S-14) issued Notification as per Annexure A, under Instruction (1) and again was revised as per recommendation of VIth CPC in PB - 2 Rs 9300 - 34800/- GP Rs 4800/-.

DA: AS: Above

(Vinita Jain)
Dy.CPO/GAZ
for General Manager

Copy to: - Chief Accounts Officer (Pension)/Eastern Railway Kolkata,
for information please


for Chief Personnel Officer

ANNEXTURE - II

Calculation as per associate account's observation:

(1) Gr B officers retired without enjoying / working the revised Scale of Rs 2375 - 3750/- introduced w.e.f. 30.7.1993, in terms of Railway Board's letter No.PC-III/87/CTC-I/6 dated 06.11.1995. Their Pension/Family Pension calculated by taking into account G.P. Rs 4600/-.

Pension: - Rs.9300-34800/- with G.P. Rs.4600/-

$$\text{Rs. } 9300 + \text{Rs. } 4600/- = \text{Rs. } 13900 / 2 = \text{Rs. } 6900/-$$

Family Pension: - Rs. 9300-34800/- with G.P. Rs. 4600/-

$$\text{Rs. } 9300 + \text{Rs. } 4600/- = \text{Rs. } 13900 \times 30\% = \text{Rs. } 4170/-$$

(2) Those officers (Gr.'B') who had worked / enjoyed the revised scale of Rs. 2375-3750 during 4th PC, their pension / Family Pension calculation by taking into account G.P. Rs.4800/-

Pension: - Rs. 9300-34800 with G.O.P. Rs. 4800/-.

$$\text{Rs. } 9300/- + \text{Rs. } 4800/- = \text{Rs. } 14100 / 2 = \text{Rs. } 7050/-$$

Family Pension - Rs. 9300-34800/- with G.P. Rs. 4800/-

$$\text{Rs. } 9300 + \text{Rs. } 4800 = \text{Rs. } 14100 \times 30\% = \text{Rs. } 4230/-$$

No. F

Eastern Railway
Accounts Department

Kolkata, dt. 19.03.2010

en/Vith CPC/Policy/Re. I

Chief Personnel Officer(Sett)/Gaz.,
Eastern Railway,
Kolkata.

Sub: Scale of pay to be considered for revision of
pension/family pension of pre-2006 Group 'B'
officers.

Ref: 1) Revision case of Smt Papri Sen w/o Lt. Sujit Kr.
Sen forwarded vide your letter No.E.800/Gaz
/Pre-2006/Revised Pension dt.01.02.2010
2) Railway Board's letter No.F(E)III/2008/PNI/12
dated 02.02.2010 (CPO's Sl.No.26/2010).

Railway Board have specifically instructed vide letter under
ref(2) to adhere to the instruction issued by the DOP & PW and
adopted by Railway Ministries as contained in DOP & PW's O.M.
dated 14.10.2008 as subsequently modified vide O.M. dated
20.08.2009 circulated vide Railway Board's letter dt.18.11.2008
(106/09) and 27.08.09 (148/09) for the purpose of revisions of
pension & family pension of pre-1996 and pre 2006 retirees.

As a result a doubt has arisen at the time of checking of the
calculation sheet wherein it is seen that subject deceased pensioner
retired on 28.02.1993 in Group 'B' cadre drawing the pay of
Rs.3050/- in scale of pay of Rs.2000-3500/-. At the time of
Vth CPC's revision of pension and family pension as on 01.01.96 he
was allowed the revised scale of pay of Rs.7500-12000/- in
reference to the scale of pay of Rs.2000-3500/- in terms of CPO's
Sl.No.175/99 read with Sl.No.111/97.

Subsequently Railway Board vide their letter circulated under
CPO's Sl.No.125/2001 and 160/2001 had specifically instructed
that the revision of pension/family pension of pre-96
pensioners/family pensioners should be made with reference to the
corresponding scale of pay and not the higher replacement scale of

Contd....2

No. E.80

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11/2/11

pay and accordingly they have withdrawn the provision contained in CPO's Sl.No. 175/99 and advised to update the pension/family pension of the concerned pre-96 pensioners/family pensioners with reference to corresponding scale of pay and not the higher replacement scale of pay introduced w.e.f 01.01.96 or thereafter.

As the concerned Group 'B' officer had retired in scale of pay of Rs.2000-3500, the corresponding scale should be taken to Rs.6500-10500/- as per Annexure 'A' of CPO's Sl.No.111/97.

It is further stated that the Group 'B' scale of pay of Rs.2000-3500/- and Rs.2375-3500 were merged and a replaced scale of pay of Rs.2375-3750/- was introduced w.e.f 30.07.93 as per CPO's No.111/95. As such this scale of pay is only applicable to the Group 'B' officers who retired/died in harness on or after 30.07.93.

Against the downward revision of pension/family pension several court cases had been filed by the pensioners/family pensioners in different courts of India and the judgment as passed by the Hon'ble Court had been forwarded by the Railway Board. One of the same which was circulated vide CPO's Sl.No.25(3)/03 may kindly be referred to wherein it is specifically mentioned that the replacement scale of revision of pension/family pension should be taken with the scale which the Govt. servants has been holding as on the date of retirement/death in harness.

In view of the above, revision of pension/family pension of all Group 'B' officers who retired/died in harness prior to 01.01.96 should be recalculated on the basis of the corresponding scale of pay introduced w.e.f 01.01.96. With reference to the scale of pay which the Govt servants had been holding as on the date of retirement/death in harness and subsequently revised as per O.M. dt.14.10.08 as on 01.01.06.

As such the case of Smt Papri Sen is returned herewith with the request to resubmit the same if agreed with the views of this office opined above. If otherwise, then the matter may be referred to Railway Board from your end with your views and the views opined by this office at above.

DA: As above.

Asstt. Financial Adviser/Pension
for FA & CAO
Eastern Railway/Kolkata

Corresponding pay of Gr. B officers with PC introduced in Rs. 7500-12000/- 01.01.96. 9/3
There any other high replacement scale for Gr. B's introduced in 01.01.96?