PCPO's Serial No. 68/2020

Eastern Railway

No. E.787/0/PEN/Pt.XXIX. Kolkata, dated 12.08.2020.

ALL CONCERNED

Subject :- Provisional release of retirement benefits as per Rule 91 of Railway Services (Pension) Rules, 1993--regarding.

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Copy of Railway Board's letter No. D-43/43/2020-F(E)III dated 28.07.2020(RBE No.58/2020) with DOP&PW's O.M. No.12/9/2020-P&PW C)-6450 dated 17.07.2020 on the subject matter is sent herewith for information, guidance and necessary action.

(S.K. Chattopadhyay)
Sr. Personnel Officer (HQ)
For Pr.Chief Personnel Officer

INDEX NO. 1058: Clarification regarding provisional release of retirement benefits as per Rule 91 of Railway Services (Pension) Rules, 1993--regarding.

Copy of Railway Board's letter No. No.D-43/43/2020-F(E)III dated 21.07.2020(RBE No.55/2020) with DOP&PW's O.M. No.12/12/2020-P&PW C)-6526 dated 27.06.2020 addressed to GMs/PFAs ,all Zonal Railways & Production Units is circulated herewith.

Subject :- Dispensing with the requirement of BSR code of Bank from the pension chain forms-regarding.

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DA: As above.

Contd....2/-

RBE No.58/2020

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

No. D-43/43/2020-F(E)III **New Delhi, Dated :28.07.2020**

The GMs/Principal Financial Advisers,
All Zonal Railways/Production Units,
(As per mailing list)

Subject: Provisional release of retirement benefits as per Rule 91 of Railway Services (Pension) Rules, 1993 – regarding.

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A copy of Department of Pension & Pensioners' Welfare (DOP&PW's) O.M. No. 12/9/2020-P&PW(C)-6450 dated 17th July, 2020 along with proforma for sanction of provisional pension and provisional gratuity is enclosed herewith for compliance and guidance. These instructions shall apply mutatis mutandis on the Railways also. Rule 64 and Rule 72(5) of the Central Civil Services (Pension) Rules, 1972 correspond to Rule 91 and Rule 16(5) of the Railway Services (Pension) Rules, 1993 respectively. Also, Form 5 and Form 3 of the Central Civil Services (Pension) Rules, 1972, referred to in the aforesaid O.M. dated 17th July, 2020, correspond to Form 8 and Form 6 of the Railway Services (Pension) Rules, 1993, respectively.

Para 3(f) of the proforma for sanction of provisional pension and provisional gratuity will also include the provision of Rule 16(8) of the Railway Services (Pension) Rules, 1993 in cases of railway servant who have been allotted railway quarters and are in occupation of that at the time of retirement.

G Priya Sudarsani

(G. Priya Sudarsani)
Director, Finance (Estt.),
Railway Board.

30/7/20

D.A.: as above

No. D-43/43/2018-F(E)III **New Delhi, Dated : 28.07.2020**

Copy to Deputy Comptroller and Auditor General of India (Railways), Room No. 224 Rail Bhawan, New Delhi.

G. Priya Sudarsani

For Financial Commissioner/Railways

No. D-43/43/2018-F(E)III **New Delhi, Dated : 28.07.2020**

1. The General Secretary, NFIR, Room No. 256-E, Rail Bhawan, New Delhi.
2. The General Secretary, AIRF, Room No. 253, Rail Bhawan, New Delhi.
3. The Members of the National Council, Departmental Council and Secretary Staff Side, National Council, 13-C, Feroze Shah Road, New Delhi.
4. The Secretary General, FROA, Room No. 256-A, Rail Bhawan, New Delhi.
5. The Secretary, RBSS, Group "A" Officers Association, Rail Bhawan.
6. The Secretary, RBSS, Group "B" Officers Association.
7. The General Secretary, RBSSSA, Room No. 451-A, Rail Bhawan, New Delhi.
8. The Secretary General, IRPOF, Room No. 268, Rail Bhawan, New Delhi.
9. The Secretary, Railway Board Ministerial Staff Association.
10. The Secretary, Railway Board Class IV Staff Association.
11. The Secretary General, All India RPF Association, Room No. 256-D, Rail Bhawan, New Delhi- 110001.
12. The Secretary, Railway Board Promottee Officers Association, Room No. 341-C, Rail Bhawan.
13. The General Secretary, All India SC/ST Railway Employees Association, Room No. 7, Ground Floor, Rail Bhawan, New Delhi.
14. The General Secretary, All India O.B.C. Railway Employee's Federation (AIOBCREF), Room No. 48, Rail Bhawan.

For Secretary/Railway Board.

No. D-43/43/2018-F(E)III **New Delhi, Dated : 28.07.2020**

Copy to:

PS to MR, EDPG to MR, PS to MoS(R), EDPG to MoS(R), EDPG-II to MoS(R), APS to MoS(R).

PSOs/Sr. PPSs/PPSs/PSs to Chairman, Railway Board, Financial Commissioner (Railways), Member Traffic, Member Engineering, Member Staff, Member Rolling Stock, Member Traction, Member (Signal & Telecom), Member (Material Management), Secretary, Railway Board.

DG(RHS), DG(RPF), DG(HR).

All Additional Members, Principal Executive Directors, All Executive Directors, IG/RPSF, JS, JS(G), JS(E), JS(E)-II, JS(G)-II/ Railway Board

Copy to Section's Yearly Guard File.

No. D-43/43/2018-F(E)III **New Delhi, Dated :28.07.2020**

Copy to:-

1. The Director General and Ex. Officio General Manager, RDSO/Lucknow.
2. The General Manager and FA&CAO, Metro Railway/Kolkata.
3. The Director General, National Academy of Indian Railways (NAIR)/Vadodara.
4. The General Manager, Modern Coach Factory, Lalganj, Raebareli, U.P.-229120.
5. The Director, IRICEN/Pune, IRIEEN/Nasik Road, IRIMEE/Jamalpur, IRISET/Secuderabad.
6. The CMDs, IRCON, IRFC, MRVC, IRC&TC, CONCOR, RITES, KRCL, RVNL, RAILTEL and the Managing Director, CRIS, IRWO.
7. The Chairman, RCC, Lok Sabha Secretariat/New Delhi.
8. The Chairman, RCT/Delhi.
9. The Chairman, RRB/Ajmer, Ahmedabad, Allahabad, Bangalore, Bhopal, Bhubaneshwar, Chandigarh, Chennai, Kolkata, Jammu, Gorakhpur, Guwahati, Malda, Mumbai, Muzaffarpur, Patna, Ranchi, Secunderabad and Trivandrum.
10. The Pay & Accounts Officer, Ministry of Railways (Railway Board).
11. The Chief Commissioner of Railway Safety/Lucknow.
12. The Vice Chairman, Rail Land Development Authority, Near Safdarjung Railway Station, Motibagh-1, New Delhi-110021.
13. The CAO, Indian Railway Organization for Alternate Fuels, 12th Floor, Core-1, Scope Minar, District Centre, Laxmi Nagar, Delhi-92.

(Copy to Department of Pension & Pensioner's Welfare w.r.t. their O.M. No. 12/9/2020-P&PW(C)-6450 dated 17th July, 2020)

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No.12/9/2020-P&PW(C)-6450
Government of India
Ministry of Personnel, Public Grievances & Pension
Department of Pension & Pensioners' Welfare
*****

8th Floor, Janpath Bhavan,
Janpath, New Delhi,
Dated: 17th July, 2020

OFFICE MEMORANDUM

Subject: - Provisional release of retirement benefits as per Rule 64 of CCS (Pension) Rules, 1972 during Covid Pandemic time.

The undersigned is directed to say that in view of the unprecedented situation which has arisen due to the outbreak of COVID-19, there may be cases where the processing of pension case of a retiring Government servant gets delayed due to various factors. A Government servant may find difficulty in submission of his pension Forms (Form 5, Form 3, etc.) to the Head of Office (HOO) or the Head of Office (HOO) may not be able to forward the claim form in hard copy along with service book to the concerned Pay & Accounts office in time, particularly when both the offices are located in different cities. There may also be cases where the Pay & Accounts Office is not able to process the case for authorization of pension before the retirement of the Government servant.

2. Rule 64 of the CCS (Pension) Rules, 1972 provides for sanction of provisional pension and provisional gratuity in cases where a Government servant is likely to retire before finalization of his pension and gratuity. In order to ensure timely payment of pension and retirement gratuity on retirement of a Government servant, wherever a Government servant is likely to retire before finalization of his pensionary benefits, the Head of Office may rely upon the information as available in the official records and take action to sanction provisional pension and provisional gratuity, with the approval of the Head of Department. The provisional pension and provisional gratuity may be sanctioned in those cases also, where retiring Government servant is unable to submit the pension claim Forms for any reason. In cases where it is not possible to verify the entire length of qualifying service immediately, provisional gratuity may be sanctioned in respect of the verified continuous spell of service immediately preceding the date of retirement. A copy of the draft letter for sanction of provisional pension and provisional gratuity is enclosed.

3. The Pay & Accounts Office shall consider the case on the basis of details of last emoluments and length of qualifying service indicated by the Head of Office and release the provisional pension and provisional gratuity in the same manner as pay and allowances of the establishment are paid. The Pay & Accounts Office shall not insist for complete documents of the case, including service book, at the stage of release of provisional pension and provisional gratuity.

4. These instructions shall also be applicable in cases where the Government servant retires otherwise than on superannuation, i.e. voluntary retirement, retirement under FR 56, etc.

5. In cases where the amount of provisional pension is later found to be in excess of the final pension, the excess amount of pension may be adjusted in the manner indicated in Rule 64 of CCS (Pension) Rules, 1972.

6. The payment of provisional pension sanctioned in accordance with para 2 above, may initially continue for a period not exceeding six months from the date of retirement. The period of provisional pension may be further extended, in exceptional cases, with the concurrence of PAO and after approval by the Head of Department. However, the total period of provisional pension shall, in no case, be more than one year from the date of retirement.

7. The date from which the final pension shall be commenced by the Pension Disbursing Authority(PDA), may be indicated by the Pay & Accounts Office in the PPO. The date for commencement of final pension by the PDA shall be at least two months after the date of issue of the PPO, taking into consideration the time likely to be taken by CPAO and CPPC to process the pension case. Pay & Accounts Office shall record a note in the PPO, as mentioned below, while authorizing the final pension.

> "Provisional pension has been/shall be paid by the office for the period from ------- to ------ @ Rs. ---------- plus DA. The payment of final pension shall commence from the bank w.e.f. ----------."

The payment of provisional pension shall, accordingly, continue from the office till the date mentioned in the PPO for commencement of final pension by the PDA so that there is no gap between the date upto which the provisional pension is to be paid and the date of commencement of final pension by the PDA.

8. The instructions in this OM, in so far as they are at variance with the provisions of rule 64, shall be applicable till the work in offices is affected due to the outbreak of COVID-19. These instructions would be reviewed by this Department after normalcy is restored. The provisions of Rule 64 of the CCS (Pension) Rules, 1972 shall stand relaxed to the extent indicated above.

9. The Administrative Divisions of all Ministries/Department and attached/subordinate offices are requested to bring these instructions to the notice of all concerned for compliance.

This issues with the approval of the competent authority.

Rajesh Kumar

(Rajesh Kumar)
Under Secretary to the Government of India
Tel No. 23310108

1. All the Ministries/ Department, Government of India
2. All Officers/Desks of the department

3. NIC, DoPPW: to incorporate the change in Bhavishya module.

Copy to:- Controller General of Accounts, Mahalekha Niyantrak Bhawan, Ministry of Finance, GPO Complex, Block E, INA Colony, New Delhi, Delhi 110023:- **With reference to their UO Note No.TA-3-104/8/2019-TA-III/CS-568/285 dated 30th June, 2020.**

No.....

Government of India

Ministry of.....

Department/Office.....

Dated the.....

To

Shri/Smt./Km. .....

.....

.....

(Name, designation and address of the Government servant)

Sub: Sanction of provisional pension and provisional gratuity in favour of (Shri /Smt. /Km.....)

Sir,

I am directed to say that Shri/Smt./Km..... (Name and Designation) of this Ministry/ Department/office has retired/ is due for retirement from Government service with effect from..... However there is likely to be a delay in assessment and settlement of his/her pension and gratuity and issuing Pension Payment Order. Shri/Smt./Km.....was drawing/shall be drawing a basic pay of Rs..... on the date of retirement and he/she has .....years qualifying service on the date of retirement. Shri/Smt./Km..... has submitted Form 5 on ...../has not submitted Form 5 so far.

2. In accordance with Rule 64 of the Central Civil Services (Pension) Rules, 1972, sanction of the competent authority is here by accorded authorizing payment of the following:

* (i) An amount of Rs...../- per month as provisional pension for a period commencing from ..... (Date following the date of retirement of Government servant)

** (ii) An amount of Rs. ...../- as provisional gratuity

* The amount of provisional pension shall be 100% of pension calculated based on emoluments and qualifying service on the date of retirement.

** The amount of provisional gratuity shall be calculated after withholding 10% of the amount of gratuity from the amount of retirement gratuity calculated based on the emoluments and qualifying service on the date of retirement. In cases where it is not possible to verify the entire length of qualifying service immediately, provisional gratuity may be sanctioned in respect of the verified continuous spell of service immediately preceding the date of retirement.

3. The following are the details of Government dues which will be recovered out of the amount of provisional gratuity indicated in para 2 above.

(a) Balance of the house-building or conveyance advance	Rs.
(b) Overpayment of pay and allowances including leave salary	Rs.
(c) Income Tax deductible at source under the Income Tax Act, 1961 (43 of 1961)	Rs.
(d) Arrears of license fee for occupation of Government accommodation	Rs.
(e) The amount of license fee for the retention of Government accommodation for the permissible period beyond the date of retirement	Rs.
(f) Amount to be withheld as per intimation of the Directorate of Estates under rule 72(5), if any	Rs.
(g) Any other assessed/ dues and the nature thereof	Rs.
(h)Amount to be withheld on account of unassessed govt.due	Rs.
Total	

4. The payment of provisional pension shall continue for a period of six months for the period from ..... to .....

OR

The payment of provisional pension has been further extended with the concurrence PAO for the period from ..... to ..... (Period to be specified, provided that provisional pension will not be extended in any case after one year of retirement.).

In case the PPO determining the amount of final pension and the amount of final gratuity is issued before the expiry of a period of six months from the date of retirement or the extended period, the payment of provisional pension shall discontinue from the date of commencement of final pension, to be indicated in the Pension Payment Order.

5. If the amount of provisional pension is found to be in excess of the final pension, the excess amount of pension shall be adjusted out of the withheld amount of gratuity failing which it shall be recovered in installments by making short payments of the pension payable in future.

Yours faithfully,

Head of Office

Copy for information to: The Pay and Accounts Officer