पूर्व मध्य रेल
EAST CENTRAL RAILWAY

कार्यालय
महाप्रबंधक(का)
हाजीपुर

RBE NO- 10/2021

PCPO's Sl No 26/2021

No. E/207/O/ECR/HJP

1. CAO (Con.)/उत्तर एवं दक्षिण/पटना।
2. सभी PHOD/CHOD/पूमरे/हाजीपुर।
3. DRM/पूमरे/दानापुर, डीडीयू, धनबाद, सोनपुर एवं समस्तीपुर।
4. मुख्य कार्मिक अधिकारी/प्रशासन/पूमरे/हाजीपुर।
5. मुख्यालय के सभी कार्मिक अधिकारी।
6. CWM/पीडी/डीडीयू, यांत्रिक कारखाना/समस्तीपुर एवं हरनौत।
7. Sr.DPO/पूमरे/दानापुर, डीडीयू, धनबाद, सोनपुर एवं समस्तीपुर।
8. उप महाप्रबंधक/विधि/पटना।
9. प्राचार्य/क्षेत्रीय रेल प्रशिक्षण संस्थान/मुजफ्फपुर एवं भूली।
10. सभी मुकार्याधी/कार्याधी/पूमरे/हाजीपुर

विषयः– Payment of lump sum compensation to employees covered under NPS on retention in Railway service in spite of disablement attributable to Railway service in accordance with Rule 10 (3) of the Railway Services (Pension) Rules, 1993- regarding..

संदर्भः– Railway Board's letter No.-D-43/42018-F(E)III, dated-19.02.2021.

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विषयांकित से संबंधित संदर्भित पत्र की छायाप्रति सूचना, मार्गदर्शन एवं अग्रेत्तर आवश्यक कार्रवाई हेतु प्रेषित की जा रही है।

A copy of above referred letter on the subject matter is being forwarded herewith for information, guidance and needful onward action please.

संलग्नकः यथोपरि।

DA: As above.

Signed by Saurabh Sawarn
Date: 20-03-2021 10:22:00
Reason: Approved

(सौरभ सावर्ण)
वकाधि/ई.एस.एम.
कृते महाप्रबंधक (का0)/हाजीपुर

प्रतिलिपि/– निम्नलिखित को सूचनार्थ, मार्गदर्शन एवं आवश्यक कार्रवाई हेतु प्रेषितः–

1. महासचिव/ईसीआरकेयू/पूमरे/हाजीपुर।
2. महासचिव/एस.सी.एवं एस.टी.एशोसिएशन/पूमरे/हाजीपुर।
3. सकाधि(एम.पी.पी.)/पूमरे/हाजीपुर–कृपया इसे वेबसाइट पर अपलोड करें।
4. महासचिव/ओ.बी.सी.एशोसिएशन/पूमरे/हाजीपुर।

कृते महाप्रबंधक (का0)/हाजीपुर

R.B.E. No. 10 /2021

01 MAR 2021

बोर्ड का पत्र प्राप्ति सं० 17

GOVERNMENT OF INDIA (भारत सरकार)
MINISTRY OF RAILWAYS (रेल मंत्रालय)
RAILWAY BOARD (रेलवे बोर्ड)

No. D-43/4/2018-F(E)III

New Delhi, dated: 19.02.2021.

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

East. Central. Rly / Hajipur.

Sub:- Payment of lump sum compensation to employees covered under NPS on retention in Railway service in spite of disablement attributable to Railway service in accordance with Rule 10(3) of the Railway Services (Pension) Rules, 1993 - regarding.

*****

A copy of Department of Pension & Pensioners' Welfare (DOP&PW)'s O.M. No.1/3/2019-P&PW(F) dated 01.01.2021 is enclosed for information and guidance. These instructions shall apply mutatis mutandis on the Railways also. The Central Civil Services (Pension) Rules, 1972 and the Central Civil Services (Extra Ordinary Pension) Rules, 1939 correspond to the Railway Services (Pension) Rules, 1993 and the Railway Services (Extra Ordinary Pension) Rules, 1993, respectively.

2. The Railway Board's instructions/Railway Services (Extraordinary Pension) Rules, 1993 corresponding to DOP&PW's instructions/CCS (Extraordinary Pension) Rules, 1939 referred to in their aforesaid O.M. dated 01.01.2021 are given below:-

Sl.No.	DOP&PW's instructions/Central Civil Services (Extraordinary Pension) Rules, 1939	Corresponding Railway Board's instructions/Railway Services (Extraordinary Pension) Rules, 1993
1.	Rule 8(3) of CCS (Extraordinary Pension) Rules, 1939	Rule 9(3) of Railway Services (Extraordinary Pension) Rules, 1993
2.	Rule 9(3) of CCS (Extraordinary Pension) Rules, 1939	Rule 10(3) of Railway Services (Extraordinary Pension) Rules, 1993
3.	DOP&PW's O.M. No. 38/41/06-P&PW(A) dated 05.05.2009	Railway Board's letter No. 2008/AC-II/21/19 dated 29.05.2009.

PFA
PCPO

G. Priya Sudarsani

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

No. D-43/4/2018-F(E)III

New Delhi, dated: 19.02.2021.

Copy to Deputy Comptroller and Auditor General of India (Railways), Room No.222, Rail Bhavan, New Delhi.

G. Priya Sudarsani

For Member Finance/Railways

Contd....2/-

No. D-43/4/2018-F(E)III **New Delhi, dated:19.02.2021.**

Copy to:-

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, Feroz 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.
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-43/4/2018-F(E)III **New Delhi, dated:19.02.2021.**

Copy to:- EDPG to MR, EDPG to MoS(R), EDPG-II to MoS(R), APS to MoS(R)

PSOs/Sr.PPSs/PPSs/PSs to Chairman & CEO, Railway Board, Member Finance (Railways), Member Operations & Business Development (O&BD), Member Infra, Member Traction and Rolling Stock, 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.

Contd.....3/-

No. D-43/4/2018-F(E)III **New Delhi, dated: 19.02.2021.**

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, Lala Ganj, Raebareli, U.P.-229120.
5. The Director, IRICEN/Pune, IRIEEN/Nasik Road. IRIMEE/Jamalpur, IRISET/Secunderabad
6. The CMDs, IRCON, IRFC, MRVC, IRC&TC, CONCOR, RITES, KRCL, RVNL. RAILTEL and 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, Moti Bagh-1, New Delhi – 110 021
13. The CAO, Indian Railway Organisation for Alternate Fuels , 12th floor, Core 1, Scope Minar, District Centre, Laxmi Nagar, Delhi -92.

(Copy to Department of Pension & Pensioners' Welfare(DOP&PW) with respect to their O.M. No. 1/3/2019-P&PW(F) dated 01.01.2021).

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1/3/2019-पी और पीडब्लू (एफ)
भारत सरकार
कार्मिक, लोक शिकायत और पेंशन मंत्रालय
पेंशन और पेंशनभोगी कल्याण विभाग
******

तीसरी मंजिल, लोक नायक भवन,
खान मार्केट, नई दिल्ली-110003
दिनांक 1st जनवरी, 2021

कार्यालय ज्ञापन

Subject: Payment of lump sum compensation to employees covered under NPS on retention in Government service in spite of disablement attributable to Government service in accordance with Rule 9(3) of CCS (Extra Ordinary Pension) Rules, 1939-regarding.

The undersigned is directed to say that on introduction of National Pension System with effect from 01.01.2004, among others, the CCS (Pension) Rules, 1972 and CCS (EOP) Rules, 1939 were amended vide Notification No. 38/16/2003-P&PW (A) dated 30.12.2003 to the effect that the provisions of the aforesaid Rules would not be applicable to the Government employees appointed on or after 01.01.2004. However, considering the hardships being faced by the employees covered under National Pension System and their families, orders were issued vide this Department's OM No 38/41/06-P&PW dated 05.05.2009 for provisionally extending the benefits of invalid pension, disability pension and family pension under CCS (Pension) Rules and CCS (EOP) Rules on discharge of such employees from service on invalidation/disability or on their death during service.

2. Representations/references have been received in this Department for extending the benefit under Rule 9(3) of CCS (EOP) Rules, to the employees appointed on or after 01.01.2004 and covered under NPS. In accordance with Rule 9(3) of CCS (EOP) Rules, applicable to Government employees appointed before 01.01.2004, if a Government employee is retained in service in spite of a disablement attributable to Government service, a lump sum compensation is paid to him by arriving at the capitalized value of the disability element of disability pension, with reference to the commutation table in force from time to time. The broad-banding under Rule 8(3) of those rules is, however, not applicable in such cases. In accordance with the OM dated 05.05.2009, the benefit of disability pension is available to the employees covered under the National Pension System only on being boarded out on account of the disability attributable to Government service, however, the benefit under Rule 9(3) of the CCS (EOP) Rules, is presently not available to an employee covered under NPS, if he is retained in service in spite of a disablement attributable to Government service.

3. The matter has been examined in consultation with Department of Expenditure. It has now been decided that if a Government employee appointed on or after 01.01.2004 and covered under NPS is disabled, he shall also be eligible to receive a lump sum compensation computed in terms of rule 9(3) of CCS (EOP) Rules, if the disablement is attributable to Government service and the Government employee is retained in service in spite of such disablement. The provisions of this Department's OM No 38/41/06-P&PW (A) dated 05.05.2009 shall stand amended to that extent.

4. The provisions of this O.M. shall take effect from 01.01.2004.

5. This issues with the concurrence of Ministry of Finance, Department of Expenditure vide their ID No 1(6)/E/V/2020 dated 23.12.2020.

6. In their application to the persons belonging to Indian Audit and Accounts Department, these orders are issued under Article 148(5) of the Constitution and after consultation with the Comptroller and Auditor General of India vide their यू.ओ.संख्या-232-स्टाफ हक (नियम)/ए.आर./09-2019 दिनांक-27.11.2020.

7. The Administrative Divisions of all Ministries/Departments and attached/subordinate offices are requested to bring the contents of these instructions to the notice of all concerned for compliance. The cases for payment of lump sum compensation to the employees covered under NPS and who have been retained in service in spite of disability attributable to Government service on or after 01.01.2004 may be processed accordingly.

(संजय शंकर)
भारत सरकार के उप सचिव

To-

1. All Ministries/Departments of the Government of India
2. President's Secretariat
3. Vice President's Secretariat
4. Prime Minister's Office
5. Comptroller & Auditor General of India
6. Cabinet Secretariat
7. Union Public Service Commission
8. NIC for uploading in the Website