

RBE No.153/2016



CPO's SL. No. 48/2017

No. E/207/O/ECR/HJP

Dated:-18.04.2017

1. CAO (Con.)/ उत्तर एवं दक्षिण/पटना।
2. सभी PHOD/CHOD, पू.म.रे./हाजीपूर।
3. DRM/ पू.म.रे./मुगलसराय, दानापूर, धनबाद, सोनपूर एवं समस्तीपूर।
4. मुख्य कार्मिक अधिकारी/पू.म.रे./हाजीपूर।
5. मुख्य कार्मिक अधिकारी/प्रशासन/पू.म.रे./हाजीपूर।
6. मुख्यालय के सभी कार्मिक अधिकारी।
7. CWM/ पीडी/मुगलसराय,यांत्रिक कारखाना/समस्तीपूर/हरनौत।
8. Sr.DPO/ पू.म.रे./मुगलसराय, दानापूर, धनबाद, सोनपूर एवं समस्तीपूर।
9. उप महाप्रबंधक/विधि/पटना।
10. प्राचार्य/क्षेत्रीय रेल प्रशिक्षण संस्थान/मुजफ्फरपूर एवं भूली।
11. सभी मुकार्याधी/कार्याधी/पू.म.रे./हाजीपूर।

विषय:- **Fixation of pay of re-employed pensioners - treatment of Military Service Pay**


संदर्भ:- Rly. Board's Lt. no. E(G)2013/EM 1-5 Dated.15.12.2016

विषयांकित से संबंधित संदर्भित पत्र की छायाप्रति सूचना, मार्गदर्शन एवं अग्रेत्तर आवश्यक कारवाई 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.

संलग्नक : यथोपरि।

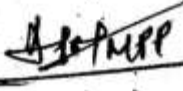
DA : As above.


18/4/2017
(रवि कुमार पंडित)
सकाधि/ई.एस.एम एवं रूनिंग
कृते महाप्रबंधक/कार्मिक/हाजीपूर

प्रतिलिपि सूचनार्थ, मार्गदर्शन एवं आवश्यक कारवाई हेतु प्रेषित :-

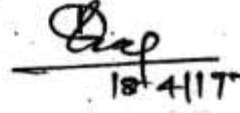
1. महासचिव/ईसीआरकेयू/पू.म.रे./हाजीपूर।
2. महासचिव/एस0.सी0./एस0.टी0./एशोसिएशन/पू.म.रे./हाजीपूर।
3. सकाधि (एम.पी.पी.) पू.म.रे./हाजीपूर। कृपया इसे नेट पर अपलोड कराने की व्यवस्था करें।
4. महासचिव/ओ.बी.सी.एशोसिएशन/पू.म.रे./हाजीपूर।

Kindly arrange to upload the same on ECR Website.



08/17




18/4/17

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

RBE No. 153/6

No.E(G)2013/EM 1-5

New Delhi, dated 15/12/2016

The General Managers,
All Zonal Railways and PUs etc.
(As per standard list)

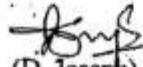
Sub: Fixation of Pay of re-employed pensioners – treatment of Military Service Pay

Attention is invited to instructions contained in DOP&T's OM No. 3/19/2009 – Estt. Pay-II dated 8/11/2010 on the above subject which was circulated to the Railways for implementation vide Railway Board's letter No.E(G)/2013/EM1/4 dated 24/7/2013.

However, Federation (NFIR) has pointed out that aforesaid instructions are not being complied with by the Zonal Railways/PUs etc.

Therefore, Board desire that the aforesaid instructions should be complied with strictly while fixing the pay of ex-servicemen who are re-employed on the Zonal Railways/PUs etc.

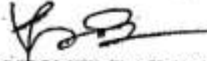
Please acknowledge receipt.


(D. Joseph)
Dy. Dir. /Estt. (Genl)

No. E(G) 2013/EM 1-5

New Delhi, dated .11.2016

Copy (with 40 spares) forwarded to the Deputy Comptroller and Auditor General of India (Railways), Room No. 224, Rail Bhawan, New Delhi.


for FINANCIAL COMMISSIONER/RAILWAYS.

No. E(G) 2013/EM 1-5

New Delhi, dated 15/12/2016

Copy forwarded to:-

1. The General Secretary, NFIR (with 35 spares)
2. The General Secretary, AIRF (with 35 spares)
3. The Members of the National Council, Departmental Council and Secretary, Staff Side National Council, 13-C, Ferozeshah Road, New Delhi (with 90 spares)
4. The Secretary General, FROA
5. The Secretary, RBSS, Group 'A' Officers Association
6. The President, Railway Board Group 'B' Officers' Association
7. The Secretary General, IRPOF
8. The Secretary General, All India RPF Association
9. The Secretary, Railway Board Ministerial Staff Association
10. The Secretary, Railway Board Class IV Staff Association

cross Ruling


17/12/16

Government of India (Bharat Sarkar)
Ministry of Railways (Rail Mantralaya)
(RAILWAY BOARD)

RBE No. 73/2013

No.E(G)2013/BM 1-4

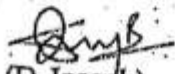
New Delhi, dated 24/7/2013

The General Manager (s)
All Indian Railways &
Production Units.

**Sub: Fixation of pay of re-employed pensioners - treatment of
Military Service Pay.**

A copy of Ministry of Personnel, Public Grievances & Pension, Department of Personnel and Training's OM No. 3/19/2009-Estt.Pay-II dated 8/11/2010 on the above subject is enclosed for information and necessary action. These instructions shall apply mutatis-mutandis on the Railways also. DOP&T's O.M. dated 5/4/2010 referred to in the enclosed O.M. was circulated/adopted on the Railways vide Board's letter No. E(G)2010/BM 1/2 pt. dated 12/12/2011.

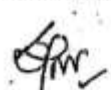
2. Please acknowledge receipt.


(D. Joseph)
Dy. Director Estt. (Genl.)

No. E(G) 2013/EM 1-4

New Delhi, dated 24.07.2013

Copy (with 40 spares) forwarded to the Deputy Comptroller and Auditor General of India (Railways), Room No. 224, Rail Bhawan, New Delhi.


for FINANCIAL COMMISSIONER/RAILWAYS.

No. E(G) 2013/EM 1-4

New Delhi, dated 24.07.2013

Copy forwarded to:-

1. The General Secretary, NFIR (with 35 spares)
2. The General Secretary, AIRF (with 35 spares)
3. The Members of the National Council, Departmental Council and Secretary, Staff Side, National Council, 13-C, Ferozeshah Road, New Delhi (with 90 spares)
4. The Secretary General, FROA
5. The Secretary, RBSS, Group 'A' Officers Association
6. The President, Railway Board Group 'B' Officers' Association
7. The Secretary General, IRPQF
8. The Secretary General, All India RPF Association

No. 3/19/2009 Estt. Pay II
Ministry of Personnel, Public Grievances & Pensions
Department of Personnel & Training

New Delhi, the 6th November 2010

Office Memorandum

Subject: Fixation of pay of re-employed pensioners - Treatment of Military service Pay

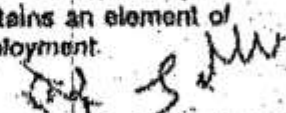
The undersigned is directed to refer to the orders issued vide OM dated 5.4.2010 on fixation of pay of re-employed pensioners. These orders inter-alia lay down that on re-employment in civilian organizations, Military Service Pay shall not be admissible. However, the benefit of MSP given to all retired Defence Forces officers/personnel by reckoning it at the time of calculation of their pension (notionally in the case of pre-1.1.2006 pensioners) should not be withdrawn. Accordingly, while the pension of such re-employed pensioners will include the element of MSP, they will not be granted MSP while working in civilian organizations.

In the instructions issued by the Ministry of Defence vide their letter No. 1/89/2008/D(Pay/Service) dated 24th July 2009, Pre-retirement pay has been defined as under

- (i) In respect of re-employment taking place on or after 1.1.2006 pre-retirement pay for those who retired after 1.1.2006 means the pay in the pay band plus grade pay but inclusive of Non-Practicing Allowance (NPA) if any, last drawn before retirement.
- (ii) In case of officers who retired before 1.1.2006 and also those who retired after 1.1.2006 in the pre-revised pay scales without opting for the revised pay scales promulgated on or after 1.1.2006 the pay will be basic pay including stagnating increment and Rank pay plus the Dearness pay and Dearness allowance drawn at the time of retirement.

As per these orders, for pre-2006 retirees rank pay is included as a part of pay but for post-2006 retirees, the MSP is not reckoned in the pre-retirement pay for the purposes of pay fixation on re-employment. However, for pension purposes the reckonable emoluments are - basic pay + grade pay + MSP + NPA wherever admissible. Therefore, while MSP is not taken into consideration for the purposes of pay fixation on re-employment, the element of MSP in pension is deducted.

It has been decided in consultation with the Department of Expenditure, that since the element of MSP is not reckoned in the pay fixation on re-employment, it need not be reduced from the pension either. Hence, in respect of all those Defence Officers/personnel, whose pension contains an element of MSP, that need not be deducted from the pay fixed on re-employment.


(Mukesh Chaturvedi)
Deputy Secretary

To

All Ministries and Departments

Copy to: NIC for uploading on the website under 'What's New' and in Circulars-Establishment-Pay