

RBE No. 73/2013

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

No.E(G)2013/EM 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/EM 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, IRPOF
8. The Secretary General, All India RPF Association

आरबीई सं. 73/2013

भारत सरकार
रेल मंत्रालय
(रेलवे बोर्ड)

सं. ई(जी)2013/ईएम 1-4

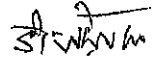
नई दिल्ली, दिनांक 24.07.2013

महाप्रबंधक (एस)
सभी भारतीय रेलें एवं
उत्पादन इकाइयां.

विषय: पुनःनियोजित पेंशनरों के वेतन का निर्धारण - सैनिक सेवा वेतन को लागू करना।

उपर्युक्त विषय पर कार्मिक, लोक शिकायत एवं पेंशन मंत्रालय, कार्मिक एवं प्रशिक्षण विभाग के दिनांक 8/11/2010 के कार्यालय ज्ञापन सं. 3/19/2009-एस्ट.पे-II की प्रति सूचनार्थ तथा आवश्यक कार्रवाई हेतु संलग्न है। यह अनुदेश यथोचित परिवर्तनों सहित रेलों पर भी लागू होंगे। संलग्न कार्यालय ज्ञापन में संदर्भित कार्मिक एवं प्रशिक्षण विभाग के दिनांक 5/4/2010 के कार्यालय ज्ञापन को रेलों पर बोर्ड के दिनांक 12/12/2011 के पत्र सं. ई(जी)2010/ईएम1/2 पार्ट के तहत परिपत्रित/लागू किया गया था।

2. कृपया पावती दें।



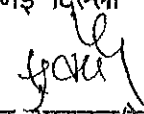
(डी. जोसफ)

उप निदेशक स्थापना (सामान्य)

सं. ई(जी)2013/ईएम 1-4

नई दिल्ली, दिनांक 24.07.2013

प्रतिलिपि भारत के उप नियंत्रक एवं महा लेखापरीक्षक (रेलें), कमरा नं. 224, रेल भवन, नई दिल्ली को प्रेषित (40 अतिरिक्त प्रतियाँ सहित)


कृते वित्त आयुक्त/रेलें

सं. ई(जी)2013/ईएम 1-4

नई दिल्ली, दिनांक 24.07.2013

प्रतिलिपि अग्रेषित :

1. महासचिव, एनएफआईआर, 3, चेम्सफोर्ड रोड, नई दिल्ली (35 अतिरिक्त प्रतियाँ सहित)।
2. महासचिव, एआईआरएफ, 4, स्टेट एंटी रोड, नई दिल्ली (35 अतिरिक्त प्रतियाँ सहित)।
3. राष्ट्रीय परिषद/विभागीय परिषद के सभी सदस्य तथा सचिव, कर्मचारी पक्ष, 13-सी, फिरोजशाह रोड, नई दिल्ली (90 अतिरिक्त प्रतियाँ सहित)।
4. महासचिव, फ़ोआ, नई दिल्ली।
5. सचिव, आरबीएसएस, ग्रुप 'ए' ऑफिसर्स एसोसिएशन।
6. अध्यक्ष, रेलवे बोर्ड ग्रुप 'बी' ऑफिसर्स एसोसिएशन।
7. महासचिव, इरपोफ।
8. महासचिव, अखिल भारतीय आरपीएफ एसोसिएशन

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

New Delhi, the 8th November 2010

Office Memorandum

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

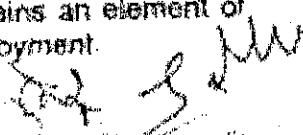
The undersigned is directed to refer to the orders issued vide OM dated 5.4.2010 on fixation of pay of re-employed pensioners. These orders inter-alia lay down that on re-employment in civilian organizations, Military Service Pay shall not be admissible. However, the benefit of MSP given to all retired 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. 1/69/2008/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 'Whats New' and in Circulars-
Establishment-Pay