



कार्यालय, रक्षा लेखा महानियंत्रक  
उलन बटार रोड, पालम, दिल्ली छावनी -110010  
Controller General of Defence Accounts  
Ulan Batar Road, Palam, Delhi Cantt- 110010



सं. प्रशा./XIV/19015/सरकारी आदेश/2021

दिनांक 26.07.2021

No. AN/XIV/19015/Govt. Orders/2021

सेवा में,

सभी रक्षा लेखा प्रधान नियंत्रक/रक्षा लेखा नियंत्रक/प्र.ले.नि.(फै.)

All PCsDA/CsDA/PCA (Fys)

(वेब साइट के द्वारा/Through Website)

विषय: Grant of benefit of one notional increment (as due on 1<sup>st</sup> July) for the pensionary benefits to those employees who had retires on 30<sup>th</sup> of June before drawing the same.

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उपर्युक्त विषय पर भारत सरकार, कार्मिक, लोक शिकायत एवं पेंशन मंत्रालय (कार्मिक तथा प्रशिक्षण विभाग) के दिनांक 24.06.2021 के कार्यालय ज्ञापन सं. 1453545//2021-Estt (Pay-I) (कार्मिक तथा प्रशिक्षण विभाग की वेबसाइट पर उपलब्ध), की प्रति सूचना, मार्गदर्शन एवं अनुपालन हेतु अग्रेषित की जाती है।

A copy of Government of India, Ministry of personnel, Public Grievances and Pensions (Department of Personnel and Training), Office Memorandum No. 1453545//2021-Estt (Pay-I) dated 24.06.2021 (available on the website of DoP&T) on the above subject, is forwarded herewith for your information, guidance and compliance please.

संलग्नक: यथोपरि

(राजीव रंजन कुमार)

रक्षा लेखा उप महानियंत्रक (प्रशा)

प्रतिलिपि :-

1. प्रशासन-4।
2. लेखा परीक्षा (समन्वय) अनुभाग (स्थानीय)।
3. आई.टी.एवं एस. विंग (स्थानीय) :- रक्षा लेखा महानियंत्रक की वेबसाइट पर अपलोड करने हेतु।
4. प्रशिक्षण एवं संगोष्ठी केंद्र, बरार स्क्वायर, दिल्ली छावनी।
5. पुस्तकालय अनुभाग (स्थानीय)।
6. मास्टर नोट बुक प्रशासन-14।
7. महासचिव, ए.आई.डी.ए.ए. (सी.बी.) पुणे {द्वारा रक्षा लेखा प्रधान नियंत्रक (अधिकारी) पुणे}।
8. महासचिव, ए.आई.डी.ए.ई.ए. (मु०) कोलकाता {द्वारा प्रधान नियंत्रक लेखा (फेक्ट्री) कोलकाता}।

(प्रदीप कुमार)

लेखा अधिकारी(प्रशा)

F. No. 1453545/2021-Estt (Pay-I)  
Government of India  
Ministry of Personnel, Public Grievances & Pensions  
(Department of Personnel & Training)

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North Block, New Delhi  
Dated the 24<sup>th</sup> June, 2021

OFFICE MEMORANDUM

**Subject: Grant of benefit of one notional increment (as due on 1<sup>st</sup> July) for the pensionary benefits to those employees who had retired on 30<sup>th</sup> of June before drawing the same.**

The undersigned is directed to refer to the subject cited above and to state that the issue of grant of notional increment and consequential pensionary benefits on the rationale of the Order dated 15.09.2017 passed by the Hon'ble High Court of Madras in WP 15732 of 2017 filed by Shri P. Ayyamperumal was examined and necessary instructions in this regard were issued vide this Department's OM 19/2/2018-Estt (Pay-I) dated 03.02.2021. This OM is available at the link <https://documents.doptcirculars.nic.in/D2/D02estt/19-2-2018-Estt%20Pay-IMVLPO.PDF>) or may be accessed from this Department's website <https://dopt.gov.in> : Notifications : OMs and Orders : 13. Establishment : Pay Rules.

2. Meanwhile, Ministry of Railways have brought to the knowledge of this Department the Order dated 05.04.2021 passed by the Hon'ble Supreme Court of India in a case involving same subject matter {SLP(C) No. 4722/2021}. In the case under reference (OA No170/677/2019), Hon'ble CAT, Bangalore Bench, allowed grant of notional annual increment to an employee who superannuated from service on 30.06.2014. Ministry of Railways challenged this judgment in the Hon'ble High Court of Karnataka in WP No 146967 of 2020 (S-CAT), which was rejected by the High Court on 22.10.2020. Thereafter, Ministry of Railways filed a Special Leave Petition {SLP (C) No 4722/2021} against the Order dated 22.10.2020 of the Hon'ble High Court of Karnataka. Hon'ble Supreme Court heard the matter and issued the following directions in its Order dated 05.04.2021:

*"Issue notice returnable after three weeks. In the meanwhile, there will be stay of operation of the order dated 18th December, 2019 of the Central Administrative Tribunal, Bangalore Bench in Original Application No. 170/00677/2019, affirmed by the judgment and order impugned. The Petitioners shall, however, in the meanwhile without prejudice to the rights and contentions of parties pay retiral dues of the Respondent computed on the basis of the last pay drawn by him on the date of his retirement, that is, 30.06.2014."*

3. Ministries /Departments are requested to take note of the contents of instructions issued vide this Department's OM 19/2/2018-Estt (Pay-I) dated 03.02.2021 and the Order dated 05.04.2021 of the Hon'ble Supreme Court and defend the Court Cases similarly placed on behalf of Union of India including this Department, in consultation with this Department and other nodal Departments, if necessary, and keep the interest of this Department in view while doing so.

  
(Shukdeo San)


Under Secretary to the Government of India  
Tel. No.23040489

To

All Ministries/Departments of Government of India.

Copy also forwarded to:-

1. The Comptroller & Auditor General of India.
2. Secretary General, Supreme Court of India.
3. Controller General of Accounts/ Controller of Accounts, Ministry of Finance.
4. Union Public Service Commission/ Lok Sabha Sectt./ Rajya Sabha Sectt./ Cabinet Sectt./ Central Vigilance Commission/ President's Sectt./ Vice-President's Sectt/ Prime Minister Office/ Niti Aayog.
5. Government of all States and Union Territories
6. Department of Personnel and Training (AIS Division)/ JCA/ Admn. Section
7. Secretary, National Council of JCM (Staff Side), 13-C, Feroz shah Road, New Delhi.
8. All Members of Staff Side of the National Council of JCM/ Department Council.
9. All Officers/ Sections of Department of Personnel and Training/ Department of Administrative Reforms & Public Grievances/ Department of Pensions & Pensioners' Welfare/ PESB.
10. Joint Secretary (Pers.), Department of Expenditure, Ministry of Finance
11. Additional Secretary (Union Territories), Ministry of Home Affairs.
12. NIC, DOPT – with request to upload this O.M. on the Department's website under OMs & Orders (Establishment—Pay Rules) and also under "What is New".
13. Hindi Section, DOPT for Hindi Translation.

  
(Shukdeo San)

Under Secretary to the Government of India  
Tel. No.23040489