

**GOVERNMENT OF PUDUCHERRY
DEPARTMENT OF PERSONNEL & ADMINISTRATIVE REFORMS
(PERSONNEL WING)**

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No.C.18011/1/2016/DPAR/SS-I(2)

Puducherry, dated: 24th August, 2016

I.D. NOTE

Sub: Re-fixation of pension for retired PCS officers based on Judgment dated 27.07.2015 and 13.06.2016 by CAT, Madras Bench- Reg.

Ref: This Department's I.D. Note of even No. dated 28.12.2015.

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It may be recalled that the Hon'ble Tribunal in its orders dated 27.07.2015 in O.A.s 1044, 1085, 1087 & 1088 / 2012 directed as follows:-

to re-examine the case of the Applicants for re-fixation of pension taking their pay in the last post/ grade held by them even if it was on ad-hoc basis, for the purpose of reckoning their emoluments if they were not on foreign service at the time of retirement or, in case they were on deputation on foreign service, the pay they would have drawn (in the grade they had attained or would have reached or their immediate junior in the regular line was placed) had they not been on deputation at the time of retirement.

Also relying on the clarification of Government of India, the Hon'ble Tribunal allowed the O.A. Hence, the DAT was requested to refix the pension of the applicants vide reference cited.

2. Now, Thiru. M. Sivaprakasam, retired PCS officer has filed O.A. No.310 / 00936 / 2016 in CAT, Madras Bench praying for fixation of his pension on the basis of last pay drawn. Since he was serving in higher post on ad-hoc basis, DAT had regulated his pension and other retirement benefits based on the last pay drawn by him on regular basis as per extant rules. The Tribunal has disposed the OA No.310 / 00936 / 2016 at the admission stage with the following direction:-

"The respondent authority concerned shall consider the representation dated 25.04.2016 in the light of the previous order dated 27.07.2015 passed in OAs 1044, 1085, 1087 & 1088 / 2012, if at all the said order is applicable to the applicant on the ground that he is similarly circumstanced and accordingly process his claim and pass a speaking order within a period of two months from the date of receipt of copy of this order".

3. It is now decided that the benefit of orders in O.A.s 1044, 1085, 1087 & 1088 / 2012 implemented vide reference cited, shall be extended to all similarly-circumstanced officers by Directorate of Accounts & Treasuries, Puducherry as and when proposal is received for re-fixation of pension.

/ BY ORDER /


(M. KANNAN)

UNDER SECRETARY TO GOVERNMENT

Encl: As above.

To

1. The Director of Accounts & Treasuries, Puducherry.
2. All the Heads of Departments, Puducherry.

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