

DELHI DEVELOPMENT AUTHORITY
POLICY AND COORDINATION (PERSONNEL)

F4(21)2015'/P&C (P)/23

269
12/1/16
Dated 13/01/2016

CIRCULAR

Sub:- Counting of service paid from contingencies with regular service for retirement benefits of casual labour/daily wages employees who have put in such service.

The undersigned is directed to refer to DoPT O.M 12011/1/85-Estt.(C) dated 10th March 1986 regarding counting of half of the service paid out of contingencies for the purpose of Pension and Terminal Gratuity as admissible under the CCS (Temporary Service) Rules, 1965 subject to the condition laid down in the Ministry of Finance OMO. No. F12(1)-E-V/68, dated 14th May, 1968.

2. In terms of these instructions, only 50% (i.e. half the service paid from contingencies of the temporary status casual labour service rendered before absorption in regular employment will be allowed to count as qualifying service for the purpose of grant of retirement benefits.
3. For implementation of the aforesaid provisions in DDA, the daily wages service rendered by the employees need to be verified.
4. In view of the above, all DDOs are requested to take necessary steps for verification of the casual labour / daily wages service paid from contingencies (i.e. Work Contingencies in Divisions.) followed by appointment on regular establishment or work-charged establishment, as the case may be, from their office records.
5. All such employees may also make a representation to the DDO concerned for verification of the daily wages services rendered by them.

Encl: DoPT OM dated 10.3.1986.

(M.K. Gupta)

Commissioner (Personnel)

All HODs / DDOs/CAUs/Director, W/C Estt.

Copy to:

1. PS to Commissioner (P)
2. PS to Director (P)
3. Notice Board

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18/1/16

Sh. J.S. DDOs

दिल्ली विकास प्राधिकरण
नीति एवं समन्वय (कार्मिक)

एफ. 4(21)2015/पी.एण्ड सी.(पी)/23

दिनांक : 10/3/11

परिपत्र

विषय: अनियत श्रमिकों/दैनिक मजदूरी (डेली वेजिज) कर्मचारियों, जिन्हेंको ऐसी सेवाओं के लिए रखा गया है, के सेवा-निवृत्ति लाभ के लिए नियमित सेवा सहित आकस्मिकता व्यय से भुगतान की गई सेवा की गणना ।

अधोहस्ताक्षरी ने निदेश दिया है कि सी.सी.एस. (अस्थायी सेवा) नियम, 1965 के अंतर्गत यथा स्वीकार्य पेंशन और सेवांत उपदान (टर्मिनल ग्रेच्युटी) के उद्देश्य के लिए आकस्मिक व्यय से भुगतान की गई आधी सेवा की गणना के संबंध में कार्मिक एवं प्रशिक्षण विभाग के कार्यालय आदेश 12011/1/85-ईस्ट (सी) दिनांक 10 मार्च, 1986 का अवलोकन करें, जो वित्त मंत्रालय के कार्यालय आदेश सं. एफ. 12(1)-ई.-V/68, दिनांक 14 मई, 1968 में दी गई शर्त के अधीन है ।

2. इन अनुदेशों के अनुसार नियमित सेवा में आमेलन से पहले प्रदान की गई अस्थायी प्रकार की अनियत श्रमिक सेवा, जिसका भुगतान आकस्मिक व्यय से किया गया हो, की केवल 50 प्रतिशत अर्थात् आधी सेवा की गणना सेवानिवृत्ति लाभ प्रदान करने के उद्देश्य के लिए अर्हक सेवा के रूप में की जाएगी ।
3. दि.वि.प्रा. में उपर्युक्त प्रावधानों के कार्यान्वयन के लिए कर्मचारियों द्वारा प्रदान की जा रही दैनिक मजदूरी (डेली वेजिज) सेवाओं को सत्यापित किए जाने की आवश्यकता है ।
4. उपर्युक्त को ध्यान में रखते हुए सभी आहरण एवं संवितरण अधिकारियों से अनुरोध किया जाता है कि वे नियमित संस्थापना अथवा वर्कचार्ज संस्थापना, जैसी भी स्थिति हो, पर नियुक्ति के बाद आकस्मिक व्यय से भुगतान की गई अनियत श्रमिक/दैनिक मजदूरी सेवा को उनके कार्यालय रिकार्ड से सत्यापन के लिए आवश्यक उपाय करें ।
5. ऐसे सभी कर्मचारी उनके द्वारा प्रदान की जा रही दैनिक मजदूरी सेवाओं के सत्यापन के लिए संबंधित आहरण एवं संवितरण अधिकारियों को भी अभ्यावेदन प्रस्तुत कर सकते हैं ।

संलग्नक:- कार्मिक एवं प्रशिक्षण विभाग का
कार्यालय आदेश दिनांक 10.03.1986

(एम. के. गुप्ता)
आयुक्त (कार्मिक)

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benefit of the sch...
(3) Half the service paid from contingencies, followed by regular appointment, counts for Terminal gratuity:- A question has been raised whether half of the service paid out of contingencies may also be allowed to be counted for the purpose of terminal gratuity admissible under the Central Civil Services (Temporary Service) Rules, 1965, where the staff paid from contingencies is subsequently appointed on regular basis.

The matter has been examined in consultation with the Ministry of Finance (Department of Expenditure) and it has been decided that half the service paid from contingencies will be allowed to be counted for the purpose of terminal gratuity as admissible under the Central Civil Services (Temporary Service) Rules, 1965, where the staff paid from contingencies is subsequently appointed on regular basis. This benefit will be subject to the conditions laid down in the Ministry of Finance, OM, dated the 14th May, 1968.

These orders would apply to persons who are in service on the date of issue of this order or are appointed thereafter.

(GI, Dept. of Per. & Trg., OM No. 12011/1/85-Estt. (C), dated the 10th March 1986.)

(4) Temporary employees with 20 years of service can seek voluntary retirement under Rule 48-A of Central Civil Services (Pension) Rules, 1972:- In terms of sub-rule (1) of Rule 48-A of Central Civil Services (Pension) Rules, 1972 (hereinafter referred to as the Pension Rules), a Government servant including civilian Government servant in the Defence Services appointed substantively to a civil service or post in a pensionable establishment is eligible to seek retirement from service by giving notice of not less than three months in writing to the appointing authority, after he has completed 20 years' qualifying service. A Government servant who does not hold a lien on a permanent pensionable post is not eligible to seek voluntary retirement even if he has completed 20 years of service. However, the question of grant of pension to Government servants who retired after long years of service without being confirmed in any post was examined consequent to the receipt of numerous representations for these benefits and a Government servant who on his retirement from service on attaining the age of superannuation or on his being declared to be permanently incapacitated for further Government service by the appropriate medical authority after he had rendered temporary service of not less than 20 years was brought within the purview of the Pension Rules and the condition of holding a pensionable post in a substantive capacity was dispensed with in such cases. Such a Government servant is now eligible for the grant of superannuation or invalid pension, DCR Gratuity and family pension in accordance with the provisions of Pension Rules.

The question whether the temporary employees should also be allowed the facility, at present admissible for permanent employees, under Rule 48-A of the Pension Rules, of seeking voluntary retirement after completion of 20 years of service has been examined in consultation with the Ministry of Finance, Department of