

A copy of letter No. A/39900/AG/PS4(c)/5472/D/Pensions/Services, dated 26th July, 1975, from the Under Secretary to the Govt. of India, Ministry of Defence, New Delhi to All State Governments and Union Territories.

Subject :—Counting of former Civil Service. Towards military Pension in respect of Civil Government servants granted permanent commissions in the Armed Forces. Allocation of pensionary liability between the State Government and the Defence services Estimates.

I am directed to refer to this Ministry's letter No. A/39000/AG/PS-4(c)/453/D(Pensions/Services), dated the 21st April, 1971. (copy enclosed) on the above subject, and to state that the question, referred to in para 2; thereof, whether the provisions of Appendix 3 to Account Code, Vol. I for allocating pensionary liability in the cases of Government servants who have rendered service under more than one Government in proportion to the length of service rendered under each Government, are automatically applicable to Service Officers who were granted Commissions in the Armed Forces during civil service and whose civil service is reckoned for pension as permanent commissioned officers under the relevant rules, has been re-examined thoroughly by the Defence Accounts authorities. Their reconsidered views are that these provisions are automatically applicable to Services Officers. In such cases, charges on account of pensionary liability in respect of the Civil service allowed to count for pension as a permanent commissioned officer are debited to the Government, under whom this service was rendered, on service share basis. As such, it is considered that the prior concurrence of the Government concerned to share the proportionate pensionary liability is not necessary.

A copy of the above along with its enclosures is forwarded to All Administrative Secretaries to Govt. of Haryana, Chandigarh for information and for circulation amongst all the departments under them.

Yours faithfully,

Sd/-

Deputy Superintendent General Services,
for Chief Secretary to Govt. Haryana.

To

The All Administrative Secretaries to Government, Haryana.

U.O. No. 9245-2GSII-75/Dated Chanaigarh the 31-10-75.

Copy of Ministry of Defence letter No. A/39000/AG/P84(c)459/D/(Pensions/Services), dated the 21st April, 1971, to all State Governments.

Subject :—Counting of former Civil Service towards Military pension in respect of Civil Government Servants Granted permanent Commissions in the Armed-Forces-Allocation of pensionary liability between the State Government and the Defence Services Estimates.

Sir,

I am directed to state that during World War II and thereafter Civil Govt. servants (including those from State Governments) in a large number were granted non-regular commissions in the Armed Forces. Subsequently many of them were granted permanent commissions. Under the provisions of the present military rules, former permanent/temporary civil Govt. service (including State Government service) if followed by commissioned service without a break, counts for pension as a commissioned officer.

2. Provision exists in Appendix 3 to Account Code Vol. I for allocation of pensionary liability in the case of Government servants who have rendered service under more than one Govt. in proportion to the length of service rendered under each Government. A view has, however, been expressed by the Defence Accounts. Authorities that the said provisions of the Account Code cannot be automatically applied to service officers who are granted commissions in the Armed Forces during civil service and whose civil service is reckonable for pension as Commissioned Officers under the relevant rules. Consequently in all such cases, references have to be made to the State Governments calling their concurrence for sharing the pensionary liability before the civil service rendered by them under a State Government could be allowed to count for pension as Commissioned officers. It has been found that such references invariably lead to protracted exchange of correspondence between this Ministry and the State Governments concerned resulting inordinate delays in finalisation of the cases. In order to streamline the procedure, it is proposed that prior concurrence of the State Governments should not be a pre-requisite for sharing of pensionary liability on service share basis in accordance with the provisions of Appendix 3 to Account Code Vol.-I in the event of civil service rendered by service officers under the State Governments being counted towards their pension, as commissioned officers.

3. It would be appreciated if the State Governments could communicate their agreement with the above proposal at an early date.

Yours faithfully,

Sd/-

Under Secretary to the Govt. of India.