

No. 16/138/2001-5GSII

From

The Chief Secretary to Government Haryana.

To

1. All Heads of Departments in Haryana.
2. Commissioner, Ambala, Hisar, Rohtak and Gurgaon Divisions.
3. The Registrar, Punjab & Haryana High Court, Chandigarh.
4. All the Deputy Commissioners and Sub Divisional Officers (Civil) in Haryana.
5. The Registrars, Maharishi Dayanand University Rohtak/ Kurukshetra University, Kurukshetra / Ch. Charan Singh Haryana Agriculture University Hisar / Guru Jambheshwar University Hisar/ Ch.Devilal University (Sirsa).

Dated Chandigarh, the 11.2.2004

Subject: Amendment in the Haryana Compassionate Assistance & Employment to the dependents of deceased Government employees Rules 2003.

Sir,

I am directed to invite your kind attention to the subject cited above and to say that the state Government has further amended the Haryana Compassionate Assistance & Employment to the dependents of deceased Government employees Rules, 2003 in order to grant additional benefit to the families of employees who were not covered under these rules. It is also clarified that under these rules the eligible widows shall be appointed on civil posts within the age group of 17-45 years as per instructions issued vide letter No. 6476-5GSI-71/73370, dated 25.11.1971. However, the age limit for widower will be the same as is applicable to fresh entrants as prescribed by Government of Haryana from time to time.

2. It is further clarified that the family of the deceased will continue to get benefit of ex-gratia grant @ Rs. 25,000/- waving of loan (s) from Government, retention of Government house, educational & medical facilities etc. as per Government policy issued from time to time.

3. A copy of the Notification is enclosed herewith for further necessary action. You are, requested to bring these rules to the notice of all concerned officers/officials under your control for strict compliance. Clarification, if any, required may be sought from this office through the concerned Administrative Department. The cases already decided shall not be re-opened.

4. The receipt of this communication may kindly be acknowledged.

Yours faithfully,

Amrinder Singh

Under Secretary Protocol,

for Chief Secretary to Government Haryana.

A copy alongwith the copy of amended rules is forwarded to the

following for information & necessary action:-

- 1) All the Financial Commissioner & Principal Secretary to Government, Haryana
- 2) All the Administrative Secretaries to Government, Haryana.
- 3) Senior Secretaries/Secretaries/Private Secretaries to Chief Minister / Ministers/State Ministers/Chief Parliamentary Secretary.

Omendra Dastg
Under Secretary Protocol,
for Chief Secretary to Government Haryana.

To

- 1) All the Financial Commissioner & Principal Secretary to Government, Haryana
- 2) All the Administrative Secretaries to Government, Haryana.
- 3) Senior Secretaries/Secretaries/Private Secretaries to Chief Minister / Ministers/State Ministers/Chief Parliamentary Secretary.

U.O.No. 16/138/2001-5GSII

Dated Chandigarh, the 11.2.2004

No. 16/138/2001-5GSII

Dated Chandigarh, the 11.2.2004

A copy alongwith a copy of the rules is forwarded to all M.Ds/C.A.s of Boards/ Corporations in the State of Haryana for information & necessary action.

2. They are advised to consider adoption of these rules for giving employment to one of the dependents of the deceased employee of their Board/Corporation.

Omendra Dastg
Under Secretary Protocol,
for Chief Secretary to Government Haryana.

हरियाणा सरकार
सामान्य प्रशासन विभाग

अधिसूचना

दिनांक 10 फरवरी, 2004

संख्या सा० का० नि० 6/संवि०/अनु० 309/2004.—भारत के संविधान के अनुच्छेद 309 के परन्तुक द्वारा प्रदान की गई शक्तियों तथा इस निमित्त उन्हें समर्थ बनाने वाली सभी अन्य शक्तियों का प्रयोग करते हुये, हरियाणा के राज्यपाल, इसके द्वारा, हरियाणा मृतक सरकारी कर्मचारियों के आश्रितों के लिए अनुकम्पा सहायता नियम, 2003, को आगे संशोधित करने के लिए निम्नलिखित नियम बनाते हैं ; अर्थात् :—

1. (1) यह नियम हरियाणा मृतक सरकारी कर्मचारियों के आश्रितों के लिये अनुकम्पा सहायता (संशोधन) नियम, 2004, कहे जा सकते हैं।

(2) ये 4 मार्च, 2003 से लागू हुए, समझे जाएंगे।

2. हरियाणा मृतक सरकारी कर्मचारियों के आश्रितों के लिए अनुकम्पा सहायता नियम, 2003 (जिन्हें, इसमें, इसके बाद, उक्त नियम कहा गया है) में, नियम 2 में :—

(क) खण्ड (ii) में , अन्त में विद्यमान “।” चिन्ह के स्थान पर, “;” चिन्ह प्रतिस्थापित किया जाएगा ;

(ख) खण्ड (ii) के बाद, अन्त में निम्नलिखित खण्ड जोड़ दिया जाएगा, अर्थात् :—

“(iii) जहां सरकारी कर्मचारी की 55 वर्ष की आयु होने पर या उसके बाद सेवारत होते हुए मृत्यु हो जाती है, के मामले में, मृतक सरकारी कर्मचारी के परिवार को अनुग्रहपूर्वक अनुकम्पा वित्तीय सहायता 2.5 लाख रुपये की दर से अदा की जाएगी । ”।

3. उक्त नियमों में, नियम 3 में,—

(i) खण्ड (घ) में, उप-खण्ड (iii) का लोप कर दिया जायेगा ;

(ii) खण्ड (ड.) में, उप-खण्ड (iv) का लोप कर दिया जायेगा ;

(iii) खण्ड (ड) के स्थान पर, निम्नलिखित खण्ड प्रतिस्थापित किया जाएगा; अर्थात्—

“(ड) “सेवा” से अभिप्राय है, किसी सिविल पद पर सेवा तथा जिसमें अधिवर्षिता की आयु के बाद सेवा में विस्तार या पुनः नियोजन शामिल नहीं होगा ;”।

4. उक्त नियमों में, नियम 4 में,—

(i) उप नियम (1) में, खण्ड (ख) में, अन्त में, विद्यमान “।” चिह्न के स्थान पर

“; अथवा ” चिह्न तथा शब्द प्रतिस्थापित किए जाएंगे ;

(ii) खण्ड (ख) के बाद, निम्नलिखित खण्ड जोड़ दिया जाएगा; अर्थात् :—

“(ग) सरकारी कर्मचारी की 55 वर्ष की आयु होने पर या उसके बाद सेवारत होते हुए मृत्यु हो जाती है के मामले में, मृतक सरकारी कर्मचारी के परिवार को अनुग्रहपूर्वक अनुकम्पा वित्तीय सहायता 2.5 लाख रुपए की दर से अदा की जायेगी।”।

5. उक्त नियमों में, नियम 7 में, खण्ड (ग) के स्थान पर, निम्नलिखित खण्ड प्रतिस्थापित किया जाएगा; अर्थात् :—

“(ग) दी जाने वाली नियुक्ति, मृतक सरकारी कर्मचारी के पद से कम से कम एक स्टेप नीचे की होगी, उन मामलों को छोड़कर जहां मृतक सरकारी कर्मचारी ‘ग्रुप-घ’ में निम्नतर पद पर कार्यरत था। तथापि मृतक सरकारी कर्मचारी की दशा में जो कि ग्रुप-ग के निम्नतर पद पर कार्यरत था जैसा कि कनिष्ठ अभियन्ता, जे०बी०टी० शिक्षक, औषधकार, चालक, पटवारी इत्यादि जहां एक स्टेप नीचे का पद विद्यमान नहीं है, के मामले में, लिपिक या इसके समकक्ष पद पर दी जायेगी :

परन्तु इन नियमों के अधीन पद देते समय केवल वास्तविक/स्थानापन्न पद जिस पर मृतक सरकारी कर्मचारी कार्यरत था विचारा जाएगा तथा न कि मृतक का वेतनमान।”।

6. उक्त नियमों में, नियम 8 में, खण्ड (च) के स्थान पर, निम्नलिखित खण्ड प्रतिस्थापित किया जायेगा; अर्थात् :—

“(च) यदि मृतक सरकारी कर्मचारी का आश्रित इस नियम के खण्ड (ग) तथा (छ) तथा नियम 16 (क) में वर्णित किसी आधार पर नियुक्ति के लिए पात्र नहीं है तो उसके परिवार के सदस्य को अनुकम्पा वित्तीय सहायता 2.5 लाख रुपये की दर से भुगतान की जायेगी ;”।

7. उक्त नियमों में, प्ररूप-अ में, भाग क में, क्रम संख्या 1 तथा उसके सामने प्रविष्टियों के बाद, निम्नलिखित क्रम संख्या तथा उसके सामने प्रविष्टियां रखी जाएंगी, अर्थात् :—

“1अ मृतक/गुमशुदा कर्मचारी की जन्म तिथि;

1आ मृतक/गुमशुदा कर्मचारी की सरकारी सेवा में कार्यभार ग्रहण तिथि।”।

8. उक्त नियमों में, प्ररूप-आ में, क्रम संख्या 2 तथा उसके सामने प्रविष्टियों के बाद, निम्नलिखित क्रम संख्या तथा उसके सामने प्रविष्टियां रखी जाएंगी, अर्थात् :—

“2अ मृतक/गुमशुदा कर्मचारी की जन्म तिथि;

2आ मृतक/गुमशुदा कर्मचारी की सरकारी सेवा में कार्यभार ग्रहण तिथि : ”।

ए० एन० माथुर,
मुख्य सचिव, हरियाणा सरकार।

[Authorised English Translation]

HARYANA GOVERNMENT

GENERAL ADMINISTRATION DEPARTMENT

Notification

The 10th February, 2004

No. G.S.R. 6/ Const./Art. 309/2004.—In exercise of the powers conferred by the proviso to article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor of Haryana hereby makes the following rules further to amend the Haryana Compassionate Assistance to the Dependents of Deceased Government Employees Rules, 2003, namely:—

1. (1) These rules may be called the Haryana Compassionate Assistance to the Dependents of Deceased Government Employees (Amendment) Rules, 2004.

(2) They shall be deemed to have come into force with effect from 4th March, 2003.

2. In the Haryana Compassionate Assistance to the Dependents of Deceased Government Employees Rules, 2003 (hereinafter called the said rules), in rule 2,—

(a) in clause (ii), for sign “.” existing at the end, the sign “;” shall be substituted;

(b) after clause (ii), the following clause shall be added at the end, namely:—

“(iii) ex-gratia compassionate financial assistance to the family of the deceased Government employee to be paid at the rate of Rupees 2.5 lacs, in case where the Government employee dies in harness at the age of 55 years or thereafter.”

3. In the said rules, in rule 3,—

(i) in clause (d), sub-clause (iii) shall be omitted;

(ii) in clause (e), sub-clause (iv) shall be omitted;

(iii) for clause (m), the following clause shall be substituted, namely:—

“(m) “service” means service on a civil post and shall not include extension in service or re-employment after the age of superannuation;”

4. In the said rules, in rule 4,—

(i) in sub-rule (1), in clause (b), for sign “.” existing at the end, the sign and word “; or” shall be substituted;

(ii) after clause (b), the following clause shall be added, namely :—

- “(c) ex-gratia compassionate financial assistance to the family of the deceased Government employee to be paid at the rate of Rupees 2.5 lacs in case the Government employee dies in harness at the age of 55 years or thereafter.”

5. In the said rules, in rule 7, for clause (c), the following clause shall be substituted, namely:—

- “(c) The appointment being offered shall be at least one step lower than that of the post of the deceased Government employee, except in cases where the deceased Government employee was working at the lowest level in Group D post. However, in the case of deceased Government employee, who was working at the lowest level in Group C such as Junior Engineer, JBT Teacher, Pharmacist, Driver, Patwari etc. where one step lower post does not exist, in that case, the post of clerk or its equivalent shall be offered:

Provided that while giving the post under these rules only the substantive/officiating post on which the deceased Government employee was working is to be considered and not the pay scale of the deceased.”

6. In the said rules, in rule 8, for clause (f), the following clause shall be substituted, namely:—

- “(f) in case the dependent of the deceased Government employee is not eligible for appointment on any ground mentioned in clauses (c) and (g) of this rule and rule 16(a), the family member shall be given ex-gratia assistance of Rupees 2.5 lacs;”

7. In the said rules, in Form A, in Part-A, after serial number 1 and entry thereagainst, the following serial numbers and entries thereagainst shall be inserted, namely:—

“1 A. Date of birth of deceased/missing employee :

1 B. Date of joining of deceased/missing employee:”

8. In the said rules, in Form B, after serial number 2 and entry thereagainst, the following serial numbers and entries thereagainst shall be inserted, namely:—

“2 A. Date of birth of deceased/missing employee :

2 B. Date of joining of deceased/missing employee :”

A. N. MATHUR,
Chief Secretary to Government, Haryana.