

GOVERNMENT OF ORISSA  
FINANCE DEPARTMENT

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No. 45391(270)/F., Bhubaneswar, dated the 8<sup>th</sup> Sept, 2009  
Pen-40/09

From

Sri S. N. Sarangi, IAS,  
Special Secretary to Government

To

The Principal Secretaries to Government /  
Commissioner-cum-Secretaries to Government /  
Secretary to Government /  
Special Secretaries to Government,  
All Departments of Government /  
All Heads of Departments /  
All Collectors

Sub:- Clarification regarding revision of pension / Family Pension w.e.f.  
01.01.2006.

Sir / Madam,

I am directed to say that the Government of Orissa in Finance Department, OM No. 3667/F, dated 19.01.2009 have revised pension / family pension in respect of Pre-2006 Pensioners / Family Pensioners and in Resolution No.3653/F, dated 19.01,2009 revised pension / family pension, gratuity and commutation of pension in respect of Post-2006 Pensioners / Family Pensioners. Doubts have been expressed in different quarters relating to certain provisions of these circulars. In order to clarify the doubts arisen in various quarters, the following clarifications are issued on calculation of pensionary benefits of Pensioners / Family Pensioners.

2. As regards the doubt as to whether provisional pension of the pensioners who have retired prior to 01.01.2006 can be revised, it is clarified that, provisional pension sanctioned in favour of a pensioner in terms of Rule-65 & 66 of OCS (Pension) Rules, 1992 shall not be revised under Finance Department O.M. No. 3667/F dt. 19.01.2009 until his/her final pension is fixed.

3. A doubt has been expressed as to whether revised pensionary documents such as Revised L.P.C., Calculation Sheet and Service Book etc. of the retired employee are required to be furnished to the A.G (A&E), Orissa in case of employees who retired during the period in between 01.01.2006 and 30.11.2008. It is clarified that, since the pay of such employees has been revised retrospectively

w.e.f. 01.01.2006 in terms of Finance Department Notification No. 55244/ PCC(F) dt. 24.12.2008 such pensionary documents are required to be furnished to the A.G (A&E), Orissa for verification and issue of revised P.P.Os in their favour in accordance with the provisions of Rule 62 of the O.C.S. (Pension) Rules, 1992.

4. As regards the doubt as to whether a Government servant who has rendered minimum qualifying service of 25 years shall be entitled for full pension i.e. 50% of the emolument drawn on the date of his / her retirement and what number of years should be taken into account as qualifying service in respect of gratuity, it is clarified that, previously, 33 years of qualifying service was required for full pension in accordance with the pre-revised provisions of Rule 47(2) of the O.C.S. (Pension) Rules, 1992. Now as per the F.D. Resolution No. 3653/F., dt. 19.01.2009, minimum qualifying service of 25 years is required to make a Government employee eligible for full pension w.e.f. 01.12.2008. But, for calculation of maximum limit of gratuity, 33 years of qualifying service shall be taken into account in case of employees who have retired on or after 01.12.2008 and for such calculation the provisions of Rule 49(1) of O.C.S. (Pension) Rules, 1992 remain unaltered.

5. Doubt has arisen as to whether the gratuity amount shall be revised on revision of pay in case of employees who have retired from Government service during 01.01.2006 to 30.11.2008. It is clarified that, the Death-cum-Retirement Gratuity amount can be revised in case of such category of employees limiting its maximum amount to Rs. 2.5 Lakhs in terms of para-3 of F.D Resolution No. 3653/F., dt. 19.01.2009.

6. As regards doubt as to what method should be followed while calculating Commutation of Pension in case of employees who retired from their services during the period in between 01.01.2006 and 30.11.2008, it is clarified that, in accordance with the provisions of para-7 of F.D Resolution No. 3653/F., dt. 19.01.2009, the method for calculation of Commutation of Pension has been revised with effect from 01.12.2008. Hence, it is not applicable for the employees who have retired from Government service during the period in between 01.01.2006 to 30.11.2008. In their cases the calculation shall be based on the pre-revised pay / pension. They are eligible to commute a portion not exceeding 1/3<sup>rd</sup> of their monthly pre-revised pension which will be calculated in accordance with the prescribed pre-revised table of commutation value which was in force prior to 01.12.2008 and the



restoration of commuted portion of their pension shall be on expiry of 12 years from the date of such commutation in terms of pre-revised provisions of Rule- 5 , 6 & 7 of the OCS (Commutation of Pension) Rules, 1992.

7. Doubt has arisen as to what formula should be adopted regarding calculation of Commuted Value of Pension for those who have retired from service on completion of 58 years of age on or after 01.12.2008. It is clarified that, it has already been indicated in para -7 of F.D. Resolution No.3653/F, dated 19.01.2009 that such employees are entitled to commute for a lump-sum payment up to 40% of their pension and the same shall be calculated in terms of new table of commutation value as annexed at Annexure-I of the above Resolution and the other method of such calculation remains unaltered. In such cases the commutation portion of pension shall be restored on expiry of 15 years from the date of such commutation.

Yours faithfully,

  
8.9.09  
Special Secretary to Government


Memo No. 45392(25) /Dt. 8/9/09

Copy forwarded to the AG (A&E), Orissa / DAG, Orissa, Puri / Secretary to Governor / Secretary to OLA / DG, Gopabandhu Academy of Administration, Bhubaneswar / Director, Madhusudan Das Regional Academy of Financial Management, Bhubaneswar / All Dist. and Sessions Judges / Manager, RBI, Bhubaneswar for information.

  
8.9.09  
Under Secretary to Government


Memo No. 45393(170) /Dt. 8/9/09

Copy forwarded to All Treasury Officers of District Treasuries & Special Treasuries/ Sub-Treasuries for information and necessary action.

  
8.9.09  
Under Secretary to Government

Memo No. 45394(120) /Dt. 8/9/09  
Officers & all

Copy forwarded to All Branches of Finance Department / Deputy Examiner, LFA, FD / Efficiency Audit Organisation, F.D. for information.

  
8.9.09  
Under Secretary to Government

Memo No. 45395 /Dt. 8/9/09

Copy forwarded to the Retired Government Employees Association, Plot No.30, Goutam Nagar, Bhubaneswar – 751014 for information.

*S. N. S. of*  
Under Secretary to Government

Memo No. 45396 /Dt. 8/9/09

Copy forwarded to the Head of Portal Group, IT Centre, Orissa Secretariat for information and necessary action.

He / She is requested to host this clarification in the website ([www.orissa.govt.nic.in/finance/index.htm](http://www.orissa.govt.nic.in/finance/index.htm)) for wide circulation.

*S. N. S. of*  
Under Secretary to Government