

5.1. The amount creditable to the Provident Fund Accounts of the employees in accordance with this Memorandum should be drawn from the appropriate head and credited to the G. P. F. Account by the 31st January 1993 and the Pay bill for the month of February 1993 shall not be entertained by the Treasuries/Special Treasuries/Sub-Treasuries concerned unless a certificate is recorded by the Drawing and Disbursing Officer on the body of the Pay Bill for February, 1992 that the enhanced Dearness Allowance creditable to the Provident Fund Accounts of the employees as per this Memorandum have been drawn and credited to the G. P. F. Accounts of the concerned employees.

5.2. The Education & Youth Services Department and the Director of Treasuries and Inspection should ensure that the additional doses of Dearness Allowance of aided educational institutions are credited to the Provident Fund Accounts of such employees in time. The officers of/under the Education & Youth Services Department responsible for disbursing grant-in-aid, should be very careful in this regard to ensure that the above instructions are strictly followed.

6. In case of employees for whom Revised Scale of Pay under O. R. S. P. Rules, 1981 are yet to be fixed or sanctioned, the Dearness Allowance may be paid provisionally as admissible on Pay. The provisional payment of Dearness Allowance will be re-adjusted when the pay of the employees concerned will be fixed in the Revised Scales of Pay.

Note:—For employees drawing pay in Pre-1974 Scales of Pay, the Pay for the purpose of calculating Dearness Allowance shall consist of basic Pay, Dearness Allowance, Additional Dearness Allowance and Interim Relief if any, admissible on such Pay as on the 31st December 1973.

7. Dearness Allowance in accordance with these orders will also be admissible to the Government employees etc. who were in service on the 1st July 1992 but ceased to be in service on the date of issue of these orders.

8. The Additional Dearness Allowance as per the stipulations contained in this order will also be admissible to the employees of the State Public Sector Undertakings, Co-operative Institutions, Urban Local Bodies and other autonomous organisations.

9. However, in respect of employees of State Public Sector Undertakings a separate order will be issued by the Public Enterprise Department in this regard. Similarly, in case of employees of the Urban Local Bodies Co-operative Institutions and other autonomous Organisations, separate orders would be issued by respective administrative departments. Additional liability arising out of payment of additional Dearness Allowance in terms of this order will have to be met by the Undertakings/Bodies/Institutions out of their internal resources and no budgetary support in any form would be provided by State Government for this purpose.

J. K. MOHAPATRA

Additional Secretary to Government

No. 38033—Codes-71/92-F.,

FINANCE DEPARTMENT

OFFICE MEMORANDUM

The 8th September 1992

The Governor of Orissa has been pleased to order that the following amendment shall be made to the Orissa General Financial Rules, Vol-I namely:—

AMENDMENT

For the existing rules 72, 73, 74 and 76 of the Orissa General Financial Rules, Vol. I including notes thereunder the following shall be substituted:—

72. (i) Save as provided in Subsidiary Rule 37 of the Orissa Treasury Code, Vol. I arrear claims up to Rs. 500 for 3 years and above Rs. 500 up to one year shall be sanctioned by the Drawing and Disbursing Officer.

(ii) Arrear claims of more than three years old and less than 6 years old shall be sanctioned by Head of Department on the basis of the official records.

Note:—For the purpose of this rule, the date on which the claim is presented at the Treasury or any other office of disbursement shall be considered to be the date on which it is preferred.

73. Arrear claims above 6 years old are ordinarily not to be entertained. In exceptional cases where, however, such delay is not due to the fault of the Government employee the Drawing and Disbursing Officer will furnish a certificate that he is satisfied that the amount has not been drawn previously. He should also furnish an undertaking that in case of over or double payment detected later the same will be recovered. The proposal should be sent along with detailed justification to the Administrative Department for sanction.

Note— Departments of Government shall exercise full powers to sanction arrear claims subject to the restrictions laid down in the Rules 74 and 75.

74. Claims against Government which are barred by time under the provisions contained in Section 3 read with the First schedule of the Indian Limitation Act of 1963 or under any other provisions of law relating to limitations should ordinarily be refused and no claim on account of such a time-barred item should be paid without the sanction of Government. The onus is upon the claimant to establish a claim to special treatment for a time-barred item and it is the duty of the authority against which such a claim is made to refuse the claim until a case for other treatment is made out. All petty time-barred claims are to be rejected forthwith and only important claims of this nature considered.

76. The authority competent to authorise the investigation of a belated claim should be told why the claim was not submitted when it became due.

In respect of pay and allowances drawn on establishment bills by the Heads of Offices, the responsibility for making claims rests on them and they should invariably see that all claims are presented within six months of their falling due.

The time-limits prescribed in these instructions should be calculated from the date on which the charge becomes payable. In the case of sanction accorded with retrospective effect, the charge does not become payable before it is sanctioned the time-limits should, therefore, be calculated from the date of sanction and not from the date from which the sanction takes effect.

N. R. DUBEY

Additional Secretary to Government