

/235124/2023

No.294067/18
GOVERNMENT OF ASSAM
DEPARTMENT OF PERSONNEL (PERSONNEL :: A)
ASSAM SECRETARIAT (CIVIL) DISPUR
GUWAHATI - 6.

Dated Dispur, the 31st July 2023.

To,

All AIS Officers

Sub. : Regarding coverage under All India Services(Death Cum Retirement Benefits) Rules,1958, in place of National Pension System, of those members of All India Services who were recruited against the posts /vacancies advertised/notified, on or before 22/12/2003.

Ref No.25011/02/2021-AIS-II (Pension) Government of India, dated 13/07/2023.

Sir,

With reference to the subject cited above, I am directed to forward herewith the O.M. No. 25011/02/2021-AIS-II(Pension) dated 13/07/2023 (in original) received from Under Secretary to the Govt. of India, Ministry of Personnel, Public Grievances and Pensions, Department of Personnel & Training, New Delhi, regarding coverage under All India Services (Death Cum Retirement Benefits) Rules 1958, in place of National Pension System , of those members of All India Services who were recruited against the posts/vacancies advertised/notified on or before 22/12/2003.

Yours faithfully

**Signed by Sanjib Kumar
Borah**

Date: 31-07-2023 12:02:09

Encl: As stated.

Joint Secretary to the Govt. of Assam
Personnel (A) Department

Memo. No. 294067/18-A

Dated Dispur, the 31st July,2023.

Copy to :-

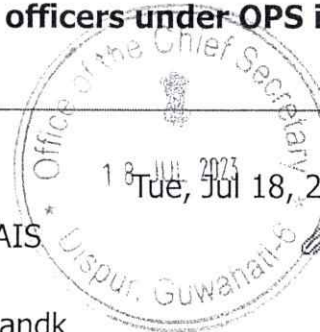
1.The Under Secretary to the Government of India, Ministry of Personnel, Public Grievances and Pensions, Department of Pensions, Department of Personnel & Training, New Delhi for kind information.

By order etc.,

(Digitally signed)

Joint Secretary to the Govt. of Assam ,
Personnel (A) Department

Order dated 13.07.2023 regarding inclusion of AIS officers under OPS instead of NPS.



Sing (Per) JS

Tue, Jul 18, 2023 10:52 AM

From : Shreya Goyal <shreya.goyal@gov.in>

Subject : Order dated 13.07.2023 regarding inclusion of AIS officers under OPS instead of NPS. 1 attachment

To : Advisor to LG <advisor-ig-ladakh@gov.in>, cs-jandk <cs-jandk@nic.in>, Mr Rajeev Verma IAS <cs.pon@nic.in>, Praful Patel <lk-admin@nic.in>, Shri Naresh Kumar <csdelhi@nic.in>, Administrator DNH DD <administrator-dd-dnh@nic.in>, ADMR CHD <admr-chd@nic.in>, Chief Secretary Andamans <cs-andaman@nic.in>, Shri H K Dwivedi <cs-westbengal@nic.in>, chief secretary <cs-uttaranchal@nic.in>, CHIEF SECRETARY GoUP <csup@nic.in>, cs-tripura <cs-tripura@nic.in>, CS Telangana <cs@telangana.gov.in>, cs@tn.gov.in, Vijay Bhushan Pathak <cs-skm@hub.nic.in>, csraj@rajasthan.gov.in, Chief Secretary Punjab <cs@punjab.gov.in>, Shri Pradeep Kumar Jena <csori@nic.in>, Jan e Alam, Chief Secretary Nagaland <csngl@nic.in>, cs-mizoram <cs-mizoram@nic.in>, cso-meg <cso-meg@nic.in>, cs-manipur <cs-manipur@nic.in>, cs@maharashtra.gov.in, chiefsecy@maharashtra.gov.in, Iqbal Singh Bains <cs@mp.nic.in>, DR VENU V IAS <chiefsecy@kerala.gov.in>, cs@karnataka.gov.in, Shri Sukhdev Singh <cs-jharkhand@nic.in>, Prabodh Saxena <cs-hp@nic.in>, Sanjeev Kaushal, IAS <cs@hry.nic.in>, chiefsecretary@gujarat.gov.in, csuj@gujarat.gov.in, Puneet Kumar Goel IAS Chief Secretary <cs-goa@nic.in>, Chief Secretary Office <csoffice.cg@gov.in>, PABAN KUMAR BORTHAKUR, IAS <cs-assam@nic.in>, Chief Secretary Bihar <cs-bihar@nic.in>, Dharmendra <CS-arunachal@nic.in>, Dr K. S. Jawahar Reddy, IAS <cs@ap.gov.in>

ADD-LY Enr (Finest)
Pr. Sing - Home/Political
Pr. Sing - Personnel

PLEASE TAKE NECESSARY ACTION
Secretary, Coordination to C.S.

Office of the Chief Secretary
Government of Assam
Dispur, Guwahati-6
ACA No. 1365/45

JS (SWS)
DS (AA)
Pr. disamp
This

Cc : PANKAJ KUMAR <pankaj.kgupta@gov.in>

Sir/Madam,

This Department has issued instructions regarding coverage of those All India Services officers under All India Services (Death Cum Retirement Benefits) Rules, 1958, in place of National Pension System, who were recruited against the posts/vacancies advertised/notified on or before 22.12.2003. A copy of the instructions issued vide letter No.25011/02/2021-AIS-II(Pension) dated 13.07.2023 is attached for information and necessary action.

Regards,

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No.25011/02/2021-AIS-II(Pension)
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel & Training

North Block, New Delhi
Dated 13/07/2023

To
The Chief Secretaries
All State Governments and UTs

Subject: Coverage under All India Services (Death Cum Retirement Benefits) Rules, 1958, in place of National Pension System, of those members of All India Services who were recruited against the posts/vacancies advertised/notified on or before 22.12.2003.

Sir/Madam,

Consequent on introduction of National Pension System (NPS) vide Ministry of Finance Notification No.5/7/2003-ECB&PR dated 22.12.2003, All India Services (Death-Cum-Retirement Benefits) Rules, 1958 and All India Services (Provident Fund) Rules, 1955 were amended vide Notifications dated 07.02.2004 & 17.05.2004 respectively to mandate that the members of All India Services (AIS) appointed on or after 01.01.2004 will be covered under NPS, and that the benefits of the old Defined Benefit Pension Scheme and GPF will not be available to them.

2. Subsequently, on the basis of the judgments of various Hon'ble Courts and Hon'ble CATs allowing benefits of the old Defined Benefit Pension Scheme to Government servants appointed on or after 01.01.2004 against the posts/vacancies advertised for recruitment prior to the notification of NPS (i.e. 22.12.2003), representations have been received in this Department from similarly placed members of AIS requesting extension of benefit of pension scheme under AIS (DCRB) Rules, 1958.

3. The matter has been examined in consultation with the Department of Expenditure and it has been decided that **the AIS officers, who have been appointed against a post/vacancy which was advertised/notified for recruitment prior to the date of notification of NPS (i.e. 22.12.2003) and who are covered under NPS on joining Service on or after 01.01.2004, may be granted one-time option to be covered under the provisions of old pension scheme under AIS (DCRB) Rules, 1958.**

Therefore, members of AIS selected through Civil Services Examination, 2003, Civil Services Examination, 2004 and Indian Forest Service Examination, 2003 are eligible to be covered under these provisions.

Conf!.

b . **Adjustment of Government contribution** - Amount contributed towards NPS by the Central Government shall be credited to the account of the Central Government; and Amount contributed towards NPS by the State Government shall be credited to the account of the State Government.

The portion of the amount representing Government contribution shall be accounted for as (-) debit to object Head 70-deduct recoveries under Major Head 2071-Pension and Other retirement benefit-Minor Head-911 deduct recoveries of over payment - subhead -03- "Moneys remitted by PFRDA (AIS)" (GAR 35 and para 3.10 of list of Major and Minor Heads of Accounts).

c . **Adjustment of appreciation of investments** - The increased value of subscription on account of **appreciation** on investments shall be accounted for by crediting the amount to the Central Government or the concerned State Government account, as the case may be, in the proportion in which the adjustment of Government contribution is finalized. Appreciation of investment shall be accounted for by crediting the amount to Govt. Account under M.H. 0071-Contribution towards Pension and other Retirements Benefits 800-Other Receipts.

9. This issues in consultation with Ministry of Finance, Department of Expenditure *vide* ID Note No.1(7)/E-V/2019 dated 04.07.2023 and with Controller General of Accounts *vide* UO No.TA-3-07001/6/2021-TA-III/cs-6776/236 dated 07.06.2023 and undated UO No.TA-3-07001/6/2021-TA-III/cs-6776/262.

Enclosed: As above.

Yours sincerely,

(Kuldeep Chaudhary)

Under Secretary to Government of India
Tel: 011-2309 4714

Copy to:

- i. Joint Secretary (Police-I), Ministry of Home Affairs, North Block, New Delhi
- ii. Joint Secretary (UTS-I), Ministry of Home Affairs, North Block, New Delhi
- iii. Joint Secretary (IFS), Ministry of Environments, Forest & Climate Change, Paryavaran Bhawan, CGO Complex, New Delhi
- iv. All Central Government Ministries/Departments
- v. Office of Controller General Of Accounts, Mahalekha Niyantarak Bhawan, Ministry of Finance, GPO Complex, Block E, Aviation Colony, INA Colony, Delhi-110023
- vi. Accountant General in the States and UTs

(Kuldeep Chaudhary)

Under Secretary to Government of India