

No.33/12/73-Ests(A)
Government of India/Bharat Sarkar
Cabinet Secretariat/Mantrimandal Sachivalaya
Department of Personnel and Administrative Reforms/
Karmik aur Prashasnik Sudhar Vibhag

New Delhi, dated the 24th November, 1973.

OFFICE MEMORANDUM

Subject:- Date of retirement of Central Government employees in Class II, III and IV services/posts - Recommendation of the Third Central Pay Commission.

In paragraph 15 of Chapter 60 of their Report, the Third Central Pay Commission have recommended as follows :-

"We would further recommend that the retirement of Government employees should take effect from the afternoon of the last day of the month in which the employee concerned attains the age of superannuation instead of the afternoon of the actual date of his superannuation. This would simplify accounting work in regard to the calculations of pay and allowances, average emoluments, qualifying service, etc. which would help in the speedy settlement of pension claims."

This recommendation has been accepted in respect of civilian employees of the Central Government in Class II, III and IV services/posts vide Ministry of Finance (Department of Expenditure) Resolution No.70(34)/73-Imp.Call published in the Gazette of India - Extraordinary - Part I - Section 1 dated November 1, 1973.

2. Accordingly, in exercise of the powers conferred by proviso to article 309 and clause (5) of article 148 of the Constitution and after consultation with the Comptroller and Auditor General in relation to persons serving in the Indian Audit and Accounts Department, the President is pleased to decide that, as from the 1st day of November, 1973, the civilian Government servants in Class II, III and IV services or posts, shall retire from service with effect from the afternoon of the last day of the month in which their date of retirement according to clauses (a) or (b) or (c) or (e) of Fundamental Rule 56, as the case may be, falls, without prejudice to clauses (j), (k), (l) and (m) of that Rule.

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3. The President is also pleased to decide that in the case of following categories of Government servants in Class II, III and IV services or posts, the intervening period between the date of retirement or the date of expiry of the leave preparatory to retirement, as the case may be, and the date of retirement determined in accordance with the decision in paragraph 2 above, shall be treated as duty for all purposes and the Government servant concerned deemed to have retired with effect from the date determined in accordance with para 2 above:-

- (i) Government servants who have already retired from service on attaining the age of superannuation on or after the 1st November, 1973 but before the date of receipt of these orders;
- (ii) Government servants who had proceeded on leave preparatory to retirement and had retired on expiry of the leave preparatory to retirement on or after 1st November, 1973 but before the date of receipt of these orders;
- (iii) Government servants who had already proceeded on leave preparatory to retirement, but would be retiring after the date of receipt of these orders.

4. Formal amendments to the relevant rules will be issued in due course.

5. The Hindi version of this Office Memorandum is being issued separately.

(P.S. Venkateswaran)

Under Secretary to the Government of India.

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No.33/12/73-Ests(A) New Delhi, dated November, 1973.
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11. Secretary, Staff Side, National Council(JCM), 9, Asha Road, New Delhi.

(P.S. Venkateswaran)

Under Secretary to the Govt. of India.

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