

दक्षिण पूर्व मध्य रेलवे
SOUTH EAST CENTRAL RAILWAY

75
आज़ादी का
अमृत महोत्सव

मंडल कार्यालय,
कार्मिक विभाग,
किंग्सवे, नागपुर-440001



Divisional Office,
Personnel Department,
Kingsway, Nagpur-440001



एक पृथ्वी - एक परिवार - एक भविष्य
ONE EARTH - ONE FAMILY - ONE FUTURE

No.P/NGP/RUL/2023/05

Date:- 27-03-2023

To,
All Branch Officers,
S.E.C. Railway, Nagpur.

Sub:- Coverage under Railway Services (Pension) Rules, 1993, in place of National Pension System, of those Railway employees who were recruited against the posts/vacancies advertised/notified for recruitment on or before 22.12.2003.

Ref:- RBE No. 41/2023 (Estt. Rule No. 67/2023).

The instructions were issued by the Department of Pension and Pensioners' Welfare (DoP&PW) vide O.M. No. 57/05/2021-P&PW(B), dated 03-03-2023 with regards to the above subject for compliance and guidance. These instructions shall apply *mutatis mutandis* on the Railways' also and circulated under RBE No. 41/2023 (SECR/BSP's Estt. Rule No. 67/2023) for its implementation (copy enclosed).

Highlights of the instructions are as under:-

- 1) The Railway employees appointed/recruited against a post or vacancy which was advertised/notified for appointment/recruitment prior to the date of notification for National Pension System (NPS) i.e. 22.12.2003 and is covered under the National Pension System (NPS) on joining service on or after 01.01.2004, may now opt the benefit of pension scheme under Railway Service (Pension) Rules, 1993. This option may be exercised by the concerned Railway employee latest by 31.08.2023.
- 2) The option once exercised shall be final.
- 3) Those Railway employees who do not exercise this option by 31.08.2023, shall continue to be covered by the National Pension System (NPS).
- 4) The matter regarding coverage under the Railway Service (Pension) Rules, 1993 based on the option exercised by the Railway employees will be placed before the Appointing Authority for consideration in case he/she fulfills the eligibility conditions as enumerated in para-4 of O.M. No. 57/05/2021-P&PW(B), dated 03-03-2023 issued by DoP&PW.
- 5) Necessary orders in this regard will be issued latest by 31-10-2023.
- 6) The NPS account of such Railway employees will be consequently closed w.e.f. 31-12-2023.

In view of above, all Branch Officers are requested to give wide publicity of these instructions amongst all the Railway Servants under their control over Nagpur Division.

Option of eligible Railway Servants for switch over from NPS to OPS along with necessary documentary proof duly forwarded by the respective Officer/Sr.Subordinate (Incharge) may be sent to Sr.DPO/Nagpur's office latest by 31-08-2023. Please note that only legible and complete applications will be accepted.

A format of application is enclosed with this letter and also available on the official website of SECR (secr.indianrailways.gov.in>Dept./Div of SECR>Divisions>Nagpur> Personnel> Notification) for information.

Encl.:- As above.

28/03/23

(Rahul Garg)
Divisional Personnel Officer-I,
for Sr.DPO/SECR/Nagpur

Copy to:- 1) Ch.OS(G) for kind information of DRM, ADRM(T) & ADRM(O).

2) All Ch.S&WI/S&WI. It is advised to contact the employees in their jurisdiction and get their option wherever required.

3) DC/SECRMC/NGP, DS/AISCSTREA/NGP, DS/SECROBCEA/NGP are requested to give wide publicity.

for Sr.DPO/SECR/Nagpur

SOUTH EAST CENTRAL RAILWAY

APPLICATION PROFORMA FOR SUBMITTING OPTION FOR COVERAGE UNDER RAILWAY SERVICE (PENSION) RULES, 1993, IN PLACE OF NATIONAL PENSION SYSTEM (NPS).

(To be submitted by the railway servant to the concerned Personnel Officer through proper channel)

Ref:- Railway Board's Letter No. D-43/12/2018-F(E)III, dated 10-03-2023, RBE No. 41/2023 circulated vide SECR Establishment Rule No. 67/2023.

To,
....., SECR.

Sir,

In response to the instructions referred above, I the undersigned would like to exercise the option to switch over to coverage under Railway Service (Pension) Rules, 1993 in place of the National Pension System (NPS). Accordingly, the details regarding my appointment in railway service are furnished hereunder:-

Name	
Designation	
Station/Place of posting	
Department	
NPS No.	
Date of appointment	
Unit/Division/Railway in which appointed as initial appointment	
Post in which initial appointed	
Advertisement No. & date against which appointed	
Documents in support of claim	1) 2) 3) 4) 5)

UNDERTAKING

- 1) It is hereby declared that I have read and understood the terms and conditions mentioned in Railway Board's letter No. D-43/12/2018-F(E)III dated 10.03.2023, RBE No.41/2023, circulated vide SECR Establishment Rules No.67/2023.
- 2) I solemnly affirm that the information furnished by the undersigned are correct with best of my knowledge and in case any of the information furnished above are found to be false/incorrect on a later date, my option may be treated as cancelled and I shall be liable for administrative action as considered deemed appropriate.
- 3) I also understand that the option exercised by me is final and can not be withdrawn/changed under any circumstances.
- 4) I shall also abide by the instruction/instructions (if any) issued on the subject matter in future.

Date:-

Signature

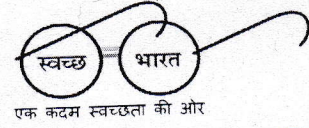
Name:-

Designation & Station:-

Note: Eligible to exercise option only if vacancy advertised/notified prior to 22.12.2003.



दक्षिण पूर्व मध्य रेलवे
South East Central Railway



मुख्यालय कार्मिक विभाग, प्रथम तल, महाप्रबंधक कार्यालय, बिलासपुर (छ. ग.) 495004
HEAD QUARTER PERSONNEL DEPARTMENT, 1st FLOOR, GM's OFFICE, BILASPUR (C.G.) 495004
सं. पी-एचक्यू/रुलिंग/पॉलिसी/04 दिनांक: 13.03.2023

प्रति,
सर्व संबंधित

स्थापना नियम सं.- 67/2023

विषय:- Coverage under Railway Services (Pension) Rules, 1993, in place of National Pension System, of those Railway employees who were recruited against the posts/vacancies advertised/notified for recruitment, on or before 22.12.2003.

रेल्वे बोर्ड के पत्र सं. D-43/12/2018-F(E)III दिनांक: 10.03.2023, RBE No.41/2023 की प्रति सूचना, मार्गदर्शन तथा आवश्यक कार्यवाही हेतु प्रकाशित की जा रही है। बोर्ड के संदर्भित पत्र को निम्नानुसार स्थापना नियम के तहत प्रकाशित किया गया था:-

क्र.	रेल्वे बोर्ड का पत्रांक एवं दिनांक, RBA/RBE No.	स्थापना नियम संख्या
1.	F(E)III/2003/PN1/38(Amendment)I dt.30.12.2003, RBE No.222/2003	208/2004
2.	F(E)III/2003/PN1/38(Amendment)II dt.30.12.2003, RBE No.223/2003	15/2004
3.	F(E)III/2003/PN1/38(Amendment)III dt.3.12.2003, RBE No.224/2003	16/2004
4.	F(E)III/2003/PN1/24 dt.31.12.2003, RBE No.225/2003	14/2004
5.	D-43/12/2018-F(E)III dt.03.03.2020, RBE No.28/2020	39/2020
6.	2020/AC-II/21/7 dt.18.09.2020, RBA No.76/2020	152/2020

उपरोक्त नियम दफ्तरे की अधिकारिक वेब-साइट <http://www.secr.indianrailways.gov.in> एवं PCPO के share folder (10.206.2.18) पर निम्नलिखित लिंक पर उपलब्ध हैं:-

Web-site-

Home page—Dept./Div of SECR—HQ—Personnel—Rules & Publications

Share Folder-

Personnel—PCPO—Ruling—html—Estt. Rules

संलग्न:- यथोक्त.

(संग्राम सोरेन)
उप मुख्य कार्मिक अधिकारी (एच.आर.डी)
कृते प्रधान मुख्य कार्मिक अधिकारी

GOVERNMENT OF INDIA (BHARAT SARKAR)
MINISTRY OF RAILWAYS (RAIL MANTRALAY)
(RAILWAY BOARD)

No. D-43/12/2018-F(E)III

New Delhi, dated: 10.03.2023.

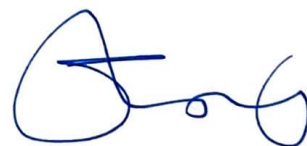
The General Managers/Principal Financial Advisers,
All Zonal Railways/Production Units etc.,
DGs of RDSO and NAIR.

Subject: Coverage under Railway Services (Pension) Rules, 1993, in place of National Pension System, of those Railway employees who were recruited against the posts/vacancies advertised/notified for recruitment, on or before 22.12.2003.

A copy of Department of Pension & Pensioners' Welfare (DoP&PW's) O.M. No. 57/05/2021-P&PW(B) dated 03rd March, 2023 is enclosed herewith for compliance and guidance. These instructions shall apply *mutatis mutandis* on the Railways also. Central Civil Services (Pension) Rules, 1972 correspond to the Railway Services (Pension) Rules, 1993. The Department of Economic Affairs, Ministry of Finance Notification No. 5/7/2003-ECB & PR, dated 22.12.2003, mentioned in DoP&PW's O.M. dated 03.03.2023 has been circulated vide this office letter No. F(E)III/2003/PN1/24, dated 31.12.2003.

2. Similar to the amendments made in the Central Civil Services (Pension) Rules, 1972, and other connected rules, as mentioned in para 1 of the DoP&PW's O.M. dated 03.03.2023, the Railway Services (Pension) Rules, 1993 and other connected rules were also amended vide Notification No. F(E)III/2003/PN1/38 dated 30.12.2003. Further, DoP&PW's O.M. No. 57/04/2019-P&PW(B) dated 17.02.2020 was circulated to all Zonal Railways/PUs vide letter of even number dated 03.03.2020.

3. The Railway servants who exercise option in terms of DoP&PW's O.M. dated 03.03.2023 to switch over to the pension scheme under Railway Services (Pension) Rules, 1993, shall be required to subscribe to the State Railway Provident Fund (SRPF). As regards account of the corpus in the NPS account of the Railway servant, the instructions issued vide Board's letter No. 2020/AC-II/21/7, dated 18.09.2020, may be followed.



(Sanjay Prashar)
Deputy Director, Finance(Estt.)-III
Railway Board

D.A.: as above

No. 57/05/2021-P&PW(B)
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Pension and Pensioners' Welfare

Lok Nayak Bhawan, Khan Market,
New Delhi, the 03rd March, 2023

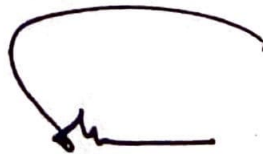
OFFICE MEMORANDUM

Subject: Coverage under Central Civil Services (Pension) Rules, in place of National Pension System, of those Central Government employees who were recruited against the posts/vacancies advertised /notified for recruitment, on or before 22.12.2003.

The undersigned is directed to say that consequent on introduction of National Pension System (NPS) vide Ministry of Finance (Department of Economic Affairs) Notification No. 5/7/2003-ECB & PR dated 22.12.2003, all Government servants appointed on or after 01.01.2004 to the posts in the Central Government service (except armed forces) are mandatorily covered under the said scheme. The Central Civil Services (Pension) Rules, 1972 and other connected rules were also amended vide Notification dated 30.12.2003 and, after the said amendment, those rules are not applicable to the Government servants appointed to Government service after 31.12.2003.

2. Subsequently, Department of Pension and Pensioners' Welfare in consultation with the Department of Personnel & Training, Department of Expenditure and Department of Legal Affairs in the light of the various representations/references and decisions of Hon'ble Courts, issued instructions vide OM No. 57/04/2019-P&PW(B) dated 17.02.2020 giving one time option to Central Government employees who were declared successful for recruitment in the results declared on or before 31.12.2003 against vacancies which occurred before 01.01.2004 and were covered under the National Pension System on joining service on or after 01.01.2004, to be covered under the CCS(Pension) Rules, 1972 (now 2021). There was fixed time schedule for different activities under the aforesaid OM dated 17.02.2020.

3. Representations have been received in this Department from the Government servants appointed on or after 01.01.2004 requesting for extending the benefit of the pension scheme under Central Civil Services (Pension) Rules, 1972 (now 2021) on the ground that their appointment was made against the posts/vacancies advertised/notified for recruitment prior to notification for National Pension System, referring to court judgments of various Hon'ble High Courts and Hon'ble Central Administrative Tribunals allowing such benefits to applicants.



4. The matter has been examined in consultation with the Department of Financial Services, Department of Personnel & Training, Department of Expenditure and Department of Legal Affairs in the light of the various representations/references and decisions of the Courts in this regard. It has now been decided that, in all cases where the Central Government civil employee has been appointed against a post or vacancy which was advertised/notified for recruitment/appointment, prior to the date of notification for National Pension System i.e. 22.12.2003 and is covered under the National Pension System on joining service on or after 01.01.2004, may be given a one-time option to be covered under the CCS(Pension) Rules, 1972 (now 2021). This option may be exercised by the concerned Government servants latest by 31.08.2023.

5. Those Government servants who are eligible to exercise option in accordance with para-4 above, but who do not exercise this option by the stipulated date, shall continue to be covered by the National Pension System.

6. The option once exercised shall be final.

7. The matter regarding coverage under the CCS (Pension) Rules, 1972 (now 2021), based on the option exercised by the Government servant, shall be placed before the Appointing Authority of the posts for which such option is being exercised for consideration, in accordance with these instructions. In case the Government servant fulfills the conditions for coverage under the CCS (Pension) Rules, 1972 (now 2021), in accordance with these instructions, necessary order in this regard shall be issued latest by 31st October, 2023. The NPS account of such Government servants shall, consequently, be closed w.e.f. 31st December, 2023.

8. The Government servants who exercise option to switch over to the pension scheme under CCS (Pension) Rules, 1972 (now 2021), shall be required to subscribe to the General Provident Fund (GPF). Regarding account of the corpus in the NPS account of the Government servant, Controller General of Accounts (CGA) has furnished the following clarification vide letter No. 1(7)(2)/2010/cia./TA III/390 dated 14.11.2019 & I.D. Note No. TA-3-6/3/2020-TA-III/cs-4308/450 dated 23.12.2022:

- i. **Adjustment of Employees' contribution in Accounts:** Amount may be credited to individual's GPF account and the account may be recasted permitting up-to-date interest (Authority-FR-16 & Rule 11 of GPF Rules).
- ii. **Adjustment of Government contribution under NPS in Accounts:** To be accounted for as (-) Dr. to object head 70 - Deduct Recoveries under Major Head 2071 - Pension and other Retirement benefit - Minor Head 911- Deduct Recoveries of over payment (GAR 35 and para 3.10 of List of Major and Minor Heads of Accounts).

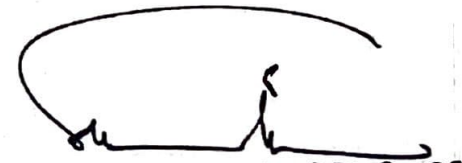
- iii. **Adjustment of increased value of subscription on account of appreciation of investments** – May be accounted for by crediting the amount to Govt. account under M.H. 0071- Contribution towards Pension and Other Retirements Benefits 800- Other Receipts (Note under the above Head in LMMHA).

9. **All Ministries/Departments are requested to give wide publicity to these orders without fail.** The cases of those Government servants who fulfill the conditions mentioned in this O.M. and who exercise option to switch over to the pension scheme under CCS (Pension) Rules, 1972 (now 2021) may be settled by the administrative Ministries/Departments in accordance with these orders.

10. This issues in consultation with Ministry of Finance, Department of Expenditure vide ID Note No. 1(7)/EV/2019 dated 05.12.2022 & 07.02.2023 and in consultation with Controller General of Accounts vide their I.D. Note No. TA-3-6/3/2020-TA-III/cs-4308/450 dated 23.12.2022.

11. In so far as the persons serving in the Indian Audit and Accounts Department are concerned, these orders are issued in consultation with Comptroller and Auditor General of India, as mandated under Article 148(5) of the Constitution of India.

12. Hindi version will follow.


03.03.2023
(Sanjiv Narain Mathur)

Additional Secretary to Government of India

To,

1. All Central Government Ministries / Departments.
2. Department of Expenditure, Ministry of Finance, North Block, New Delhi.
3. C&AG, Bahadur Shah Zafar Marg, New Delhi.
4. Ministry of Railways, Railway Board, for information, New Delhi.
5. Department of Personnel and Training, North Block, New Delhi.
6. Department of Financial Services, Jeevan Deep Building, Parliament Street, New Delhi.
7. AD (OL) for Hindi version.
8. NIC for uploading on Department's website.