

**Government of Jammu and Kashmir,
Finance Department (Codes Division),
Civil Secretariat, Srinagar.**

Circular No. 02-FD of 2023

Dated: 17.11.2023

Subject:-Declaration of Quasi-permanency.

It has come to the attention of the Finance Department that the Office of Accountant General (A&E), Jammu & Kashmir, has exhibited reluctance in finalizing pension cases for retired/retiring government employees who have not been declared as quasi-permanent by their respective departments. Additionally, it has been observed that various government departments are not adhering to the J&K Civil Services (Temporary Service) Rules, 1961 and are not exercising the powers of declaring government servants as quasi-permanent.

The issue has been examined and attention is invited to statutory rules on the subject as under:

- i. In terms of Rule 3(1) of Jammu & Kashmir Civil Services (Temporary Service) Rules, 1961, schedule IX of J&K CSR Vol. II, a Government Servant shall be eligible for being declared as quasi-permanent if he/she has been in continuous Government service for more than 03 years in a department which is not as a whole temporary.*
- ii. The authority competent to declare a Government Servant as quasi- permanent shall be appointing authority.*
- iii. A Government servant in quasi-permanent service shall, as from the date on which his/her service is declared to be quasi-permanent, be entitled to same conditions of service in respect of leave, pay & allowances, joining time as a Government Servant in permanent service holding the specified post.*
- iv. In case of continuous quasi-permanent service of five years or more, a Government servant who may not have been confirmed on any post before the date of his retirement shall be entitled to count the entire period of quasi-permanent service and the continuous temporary service for pension.*
- v. As per proviso to Rule 11 of J&K Civil Services (Temporary Service) Rules, 1961, schedule IX of J&K CSR Vol. II, a temporary Government servant with twenty or more years of services who retires on superannuation or on his/her being declared*

permanently incapacitated for further government service or who may die while in service shall for purpose of grant of all pensionary benefits be treated as having been a holder of permanent pensionable post in a substantive capacity immediately before his retirement or death as the case may be.

To expedite the settlement of pension cases and minimize avoidable inconvenience to retiring or retired government employees, all departments are hereby impressed upon to adhere the provisions of J&K Civil Services (Temporary Services) Rules, 1961, in letter and spirit.

Sd/-

**(Santosh D Vaidya) IAS,
Principal Secretary to Government,
Finance Department.**

No:- FD-Code/9/2023-03- 717

Dated: 17.11.2023

Copy to the:

1. Advocate General, J&K High Court Srinagar/Jammu.
2. Principal Accountant General J&K Srinagar/Jammu.
3. All Financial Commissioners (Additional Chief Secretaries).
4. Director General of Police, J&K.
5. All Principal Secretaries to Government.
6. Jt. Secretary (J&K), Ministry of Home Affairs, Government of India.
7. Principal Resident Commissioner, 5-Prithvi Raj Road New, Delhi.
8. Chief Electoral Officer, J&K.
9. All Commissioner/ Secretaries to Government.
10. Divisional Commissioner Kashmir/ Jammu.
11. Principal Secretary to Chief Justice J&K High Court Srinagar/Jammu.
12. Registrar General, J&K High Court Srinagar/Jammu.
13. Director Anti Corruption Bureau, J&K.
14. Director General, Audit and Inspections.
15. Director General, Budget Division J&K.
16. Director General Accounts and Treasuries.
17. Director General Local Fund Audit & Pensions, J&K.
18. Director General Funds Organization.
19. Director Information, J&K.
20. All Head of Departments/ Managing Directors/ Chief Executives of State PSU's/ Autonomous Bodies/ Societies.
21. Secretary J&K Public Service Commission.

22. All District Development Commissioners.
23. Secretary, J&K Legislative Assembly.
24. Director/Principal, Northern Zonal Accountancy Training Institute Jammu.
25. Director Accounts & Treasuries Kashmir/ Jammu.
26. All Directors of Finance/Financial Advisors & CAOs.
27. Principal Accountancy Training School Srinagar.
28. Joint Director, J&K Funds Organization Srinagar/Jammu.
29. All Treasury Officers.
30. General Manager, Government Press, Srinagar/ Jammu for publication in Government Gazette.
31. Principal Private Secretary to Hon'ble Lieutenant Governor.
32. Private Secretary to Hon'ble Advisor (B).
33. Private Secretary to Chief Secretary.
34. Private Secretary to Administrative Secretary, Finance Department.
35. I/C website, FD (www.jakfinance.nic.in).
36. I/C website GAD
37. Government Order File (W2 scs).


Director General (Codes),
Finance Department