Government of Jammu and Kashmir
Finance Department

COMPENDIUM 1995

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GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

O.M.No. : A/2(92)-V-15.
Dated : 5-1-1995.

Subject : Grant of initial higher start-Clarification regarding regulation thereof.

Attention of all the Commissioners/Secretaries to Government in general and Commissioner/Secretary to Government, Education Department in particular is invited to Rule 8 of Jammu and Kashmir Civil Service (Revised) Pay Rules, 1992 :-

> "The existing provisions of rule (10) and rule (12) of the Jammu and Kashmir Civil Service (Revised Pay Rules). 1987 relating to the benefit of higher starting salary/advance increment(s) for higher qualification, in respect of all Departments, except to the extent of the posts of Police Constables and Junior Engineers, as provided in rule 9 (d) and (f), shall remain inoperative temporarily for fresh recruits till such time as fresh orders are issued in this behalf by the Government."

2. It has come to the notice of Finance Department that despite clear instructions issued by Finance Department vide O. M. No. A/2(92)-V/780 dated 19-10-1992, copy appended herewith as Annexure 'A' read with clarification issued to Education Department vide Finance Department U. O. No. A/154(92)-366 dated 26-4-1993 which inter-alia reads as under :-

> "..... any existing employees who had enjoyed the benefit of advance increments in old scale. carries his benefit to the new scale at the time of fixation of pay. Any such employee whose basic pay gets fixed at the minimum of new scale, even after having taken benefit of higher start, cannot claim fresh equal number of increments in the new scale....."

that certain Drawing and Disbursing Officers particularly in the Education Department have been allowing initial higher start in case of in-service employees as on 30-03-1992 as well in contravention of the existing provisions of Rule 8 of Revised Pay Rule, 1992 re-produced in the foregoing para.

3. The matter having already been examined in the Finance Department it is again clarified that in the context of the existing provisions of the State Rules, an employee who has already enjoyed benefit of advance increments in the shape of initial higher starting salary in the pre-revised scales and carried such benefits to the corresponding revised pay scale at the time of fixation of pay in the revised pay scales as promulgated vide SRO 75 dated 30-3-1992 and whose basic pay has got fixed even at the minimum of the corresponding scale of pay, cannot claim afresh an equal number of increments in the shape of initial higher start in the corresponding scale of pay again.

4. While enjoining upon all the Commissioners/Secretaries to Government/ Heads of Departments to convey aforementioned instructions to all the subordinate offices of their respective departments, they are again requested to ensure recoveries in all such cases where the benefit has been allowed in contravention of the existing provisions of rules as clarified herein above.

(Sd.) SUSHMA CHOUDHARY,

Commissioner/Secretary to Government,
Finance Department.

Copy to the :-

1. Commissioner/Secretary to Government
2. All Heads of the Departments
3. Advocate General J&K High Court, Srinagar/Jammu.
4. General Manager, Government Press, Jammu for publication in the two conseuive issues of the Government Gazette.
5. Master File.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

ANNEXURE 'A'

O.M.No. A/2(92)-V-15.
Dated 5-1-1995.

Copy of O.M. No. A/2(92)-V/780 dated 19-10-1992 issued from Finance Department.

Subject : Fictitious circular O. M. No. A/2(92)-VIII/1209 dated 14-9-1992 regarding provisions of initial higher starting/advance increments for higher qualification contained in the J&K Civil Services (Revised Pay) Rules, 1992-issued vide Notification SRO 75 dated 30-03-1992.

It has come to the notice of the Finance Department that some one has clandestinely issued a fictitious circular under a fake O. M. No. A/2(92)-VIII/1209 dated 14-9-1992 having fraudulently been shown as signed by Director (Codes) Finance Department. Under the said fictitious circular O. M. the following fraudulently manipulated 'Instructions' have been issued :

> "A doubt has been expressed about the date from which the provisions contained in rule 8 and 9 of SRO 75 dated 30-3-1992 in allowing higher starting salary and special treatments for certain posts in respect of fresh recruits/new appointments shall remain in-operative.
>
> The matter has been examined in the Finance Department and it is clarified that the provisions of SRO 75 in to along with other benefits like higher starting salary and higher scale which are/were attached with certain categories of posts heretofore shall continue to remain in force in respect of all Government servants who were in service on 1-4-1987 or appointed thereafter upto 30-3-1992.
>
> However all fresh recruits made from 31-3-1992 onwards will strictly be governed under the standard provision of SRO 75 dated 30-3-1992.
>
> All the Heads of the departments are requested to kindly communicate the above instructions to all the Offices/Organisations under them."

It may be notified for information of all the Departments and Offices/ Organisations/Units under each Department that no such Circular O. M. No. A/2(92)-VIII/1209 dated 14-9-1992 has ever been issued by the Finance Department. Whereas the Finance Department have taken up the matter with Home Department (Crime Branch) to investigate into the matter expeditiously and bring the culprit(s) to book, in the mean time no cognizance of the said fake and fraudulently manipulated circular O.M. should be taken by any Department/ Office/ Institution/Organisation of the Govt. In the event of any payment having already been made by any Drawing and Disbursing Officer on the basis of the said fake/ circular O.M. the same should be recovered forthwith in one lump. The respective controlling Officers and the Heads of Departments shall be personally responsible to ensure that these instructions are adhered to strictly.

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

Notification.

Dated Jammu the 30th January, 1995.

SRO-13.--In exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir the Governor is pleased to direct to make the following amendments in the Jammu and Kashmir Civil Services (Revised Pay) Rules, 1992 namely :--

In Rule 9 of Jammu and Kashmir Civil Services (Revised Pay) Rules, 1992 the following shall be inserted as Clause (j) under the caption "Village Level Workers"

(j) Village Level Workers :

1. Fresh recruitment to the post of Village Level workers will initially be made in the pay scale of Rs. 950-20-1150-EB-25-1500 and they will be placed in the higher pay scale of Rs. 1200-30-1560-EB-40-2040 after putting in eight years of service in the pay scale of Rs. 950-1500.

2. Out of the existing V.L.Ws working in the pay scale of Rs. 950-1500, those having put in eight years or more in the said pay scale shall be placed in the pay scale of Rs. 1200-2040 prospectively i.e. from the date of issue of this Notification.

By order of the Governor.

(Sd.) SUSHMA CHOWDHARY,

Commr./Secretary to Govt.,
Finance Department.

No. A/10(90)-55 Dated 30-01-1995.

Copy forwarded to the :--

1. All Addl. Chief Secretaries/Commissioners/Secretaries to Govt. All Head of Departments.
2. Secretary to Governor/Legislative Assembly/Council/Public Service Commission.
3. Accountant General A&E/Audit Srinagar/Jammu.
4. Advocate General J&K, Jammu.
5. All District Dev. Commissioners.
6. Comptroller Agri. University, Kashmir.
7. Director/Dy. Director Accounts and Treasuries Srinagar/Jammu.
8. Director/Dy. Director, Funds Orgn. Jammu/Srinagar.
9. Director, Information J&K, Jammu.
10. All Financial Advisors and C.A.Os/Dy. Financial Advisors and C.A.Os.
11. Principal Accountancy Training School Srinagar/Principal Northern Zonal Accountancy Training Instt., Jammu.
12. Instructor Sectt. Training Class. Jammu.
13. Saddar Treasury Officers/Distt. Treasury Officers/Treasury Officers.
14. Private Secretaries to Advisors/Private Secretary to Chief Secretary.
15. Stock Register(w.5.s.c.).
16. Master File (w.3.s.c.).
17. General Manager, Govt. Press, Jammu for publication in the next issue by Govt. Gazette.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Subject : Increase in Wages of Daily Wagers employed in Government Department including those of Muhicipalities and Local Bodies.

Ref : Administrative Council Decisions No. 17 dated 23-1-1995.

Government Order No. 8-F of 1995.

Dated 2-2-1995.

It is hereby ordered that Daily Wage Earners in all Government Departments (including the seasonal labourers employed in Gulmarg and Pahalgam Project Organisations) and those of Municipalities and Local Bodies as are presently in receipt of Rs. 25/- per day shall be paid wages at the rate of Rs. 28/- (Rupees twenty eight only) per day with effect from 1-1-1995.

By order of the Government of Jammu and Kashmir

(Sd.) SUSHMA CHOUDHARY,

Commissioner/Secretary to Government,
Finance Department

No. A/66(75)-30 Dated 2-2-1995.

Copy to the :-

1. Addl. Chief Secretary_____
2. Commissioners/Secretaries to Govt_____
3. Secretary to Governor/Public Service Commission/Legislative Assembly/ Legislative Council.
4. Accountant General J&K A&E/Audit Srinagar/Jammu.
5. All Heads of Department_____.
6. All District Dev. Commissioners. Resident Commr. 5-Prithvi Raj Road, New Delhi.
7. Comptroller Agriculture University, Kashmir.
8. Advocate General J&K, Jammu/Srinagar.
9. Director/Dy. Director Accounts and Treasuries, Srinagar/Jammu.
10. Director/Dy. Director, Funds Org., Srinagar/Jammu.
11. Director of Information J&K, Jammu.
12. Principal Northern Zonal, Accountancy Training Institute, Jammu/Principal Accountancy Training Institute, Srinagar.
13. Financial Advisors/Chief Accounts Officer_____
14. Dy. Financial Advisors_____

15. Saddar Treasury Officers/District Treasury Officers/Treasury Officers_____
16. Private Secretary to Advisors_____
17. President Lower Grade Employees Union Civil Sectt., Jammu.
18. General Manager, Govt. Press, Jammu for publication in the Govt. Gazette.
19. All Officers/Section Officers of Finance Department.
20. _____

(Sd.) M. J. NAJAR,

Director, (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

Notification.

Dated Jammu the 2nd February, 1995.

SRO-18. in exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir. the Governor is pleased to direct that the following amendments shall be made in the Jammu and Kashmir Civil Service (Medical Attendance-cum-Allowance) Rules. 1990.

In Rule 7(1) of the said Rules :

the words and figures viz "Rs. 50/- per month" shall be substituted by the words and figures "Rs. 80/- per month"

This shall be deemed to have come into effect from 1-1-1995.

By order of the Governor.

(Sd.) SUSHMA CHOUDHARY,

Commissioner/Secretary to Government,
Finance Department.

No. A/6(95)-33 Dated 2-2-1995.

Copy to the :-

1. Addl. Chief Secretary_____
2. Commissioners/Secretaries to Govt._____
3. Secretary to Governor/Public Service Commission/Legislative Assembly/ Legislative Council.
4. Accountant General J&K A&E/Audit Srinagar/Jammu.
5. All Heads of Department_____.
6. All District Dev. Commissioners. Resident Commr. 5-Prithvi Raj Road, New Delhi.
7. Comptroller Agriculture University. Kashmir.
8. Advocate General J&K. Jammu/Srinagar.
9. Director/Dy. Director Accounts and Treasuries, Srinagar/Jammu.
10. Director/Dy. Director, Funds Org.. Srinagar/Jammu.
11. Director of Information J&K. Jammu.
12. Principal Northern Zonal. Accountancy Training Institute, Jammu/Principal Accountancy Training Institute. Srinagar.
13. Financial Advisors/Chief Accounts Officer_____
14. Saddar Treasury Officers/District Treasury Officers/Treasury Officers_____
15. Private Secretary to Advisors.

16. General Manager. Govt. Press. Jammu for publication in the Govt. Gazette.
17. President Lower Grade Employees Union Civil Sectt.. Jammu.
18. All Officers/Section Officers of Finance Department.
19. _____

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

Subject : Grant of Interim Relief to the State Government Employees with effect from 1-8-1994.

Ref : Administrative Council Decision No. 17 dated 23-1-1995.

Government Order No. 7-F of 1995.

Dated 2-2-1995.

It is hereby ordered that Interim Relief at Rs. 100/- (Rupees one hundred only) per month in favour of all categories of State Government employees including work Charged Employees and contingent paid employees in time scale of pay shall be allowed with effect from 1-8-1994.

The arrears of Interim Relief at Rs. 100/- (Rupees one hundred only) for the months of August 1994, September, 1994 and October, 1994 in respect of all Govt. employees shall be credited to their respective G.P. Fund accounts. The payment of arrears of Interim Relief from November, 1994 onwards shall be paid in cash. However, in the case of Govt. employees not required to subscribe to the G.P.Fund compulsorily under the provisions of State G.P.Fund Rules and who have retired on or after 31-8-1994 the amount of arrears shall be paid in cash.

The amount of Interim Relief will not form part of pay for any service benefit i.e. Computation of House Rent Allowance, Compensatory Allowance, Over Time Allowance, pay fixation, encashment of leave salary, pension or gratuity etc. etc.

The amount of Interim Relief sanctioned in this order will be shown as a distinct element of remuneration. However for purposes of pay fixation, when revision of pay scales (as and when ordered by the State Government) is made operative, the notional benefit of Interim Relief will be available from Sept., 1993.

By order of the Government of Jammu and Kashmir.

(Sd.) SUSHMA CHOUDHARY,

Commr./Secretary to Govt.,
Finance Department.

No. A/136(93) 31 Dated 2-2-1995.

Copy to the :-

1. Addl. Chief Secretary_____
2. Commissioners/Secretaries to Govt._____

3. Secretary to Governor/Public Service Commission/Legislative Assembly/ Legislative Council.
4. Accountant General J&K A&E/Audit Srinagar/Jammu.
5. All Heads of Department_____.
6. All District Dev. Commissioners. Resident Commr. 5-Prithvi Raj Road, New Delhi.
7. Comptroller Agriculture University, Kashmir.
8. Advocate General J&K, Jammu/Srinagar.
9. Director/Dy. Director Accounts and Treasuries, Srinagar/Jammu.
10. Director/Dy. Director, Funds Org., Srinagar/Jammu.
11. Director of Information J&K, Jammu.
12. Principal Northern Zonal, Accountancy Training Institute, Jammu/Principal Accountancy Training Institute, Srinagar.
13. Financial Advisors/Chief Accounts Officer_____
14. Dy. Financial Advisors_____
15. Saddar Treasury Officers/District Treasury Officers/Treasury Officers_____
16. Private Secretary to Advisors.
17. General Manager, Govt. Press, Jammu for publication in the Govt. Gazette.
18. President Lower Grade Employees Union Civil Sectt., Jammu.
19. All Officers/Section Officers of Finance Department.
20. _____.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Notification.

Dated Jammu the 9th February, 1995.

SRO-26.--In exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir the Governor is pleased to direct that the following amendments shall be made in the Jammu and Kashmir Civil Service Regulations Vol. I, namely :--

In the said Regulations :

the following shall be inserted as 'Note 5' below Art. 240-BB :

Note 5 : In case of Government servants who retire or die on or after 01-01-1995, a portion of Dearness Allowance i.e. 20% of Basic Pay drawn by them at the time of retirement/Death shall be treated as Dearness Pay for reckoning death/Retirement Gratuity irrespective of different pay ranges existing payment of Dearness Allowance. This Dearness Pay will count only for reckoning emoluments, as defined in Note (1) below Art. 240-BB above for the purpose of Retirement/Death Gratuity and for no other purpose. There will, however, be no change in the existing limit of Gratuity i.e. 16½ times of emoluments or Rs. one lakh whichever is less.

By order of the Governor.

(Sd.) SUSHMA CHOUDHARY,

Commissioner/Secretary to Govt.,
Finance Department.

No. A/25(94)-105 Dated 9-02-1995

Copy to the :--

1. All Addl. Chief Secretaries.
2. Commissioners/Secretaries to Govt.
3. Secretary to Governor/Public Service Commission/Legislative Assembly/ Legislative Council.
4. Accountant General A&E/Audit Srinagar/Jammu.
5. All Heads of Departments.
6. All District Dev. Commissioners/Resident Commr. 5-Prithvi Raj Road, New Delhi.
7. Comptroller Agriculture University, Kashmir.
8. Director Information J&K Jammu/Srinagar.
9. Advocate General J&K. Jammu/Srinagar.

10. Director/Dy. Director Accounts and Treasuries, Srinagar/Jammu.
11. Director/Dy. Director, Funds Org., Srinagar/Jammu.
12. Director of Information J&K. Jammu.
13. Principal Northern Zonal. Accountancy Training Institute. Jammu. Principal Accountancy Training Institute. Srinagar.
14. Financial Advisors/Chief Accounts Officers_____
15. Dy. Financial Advisors_____
16. Saddar Treasury Officer/District Treasury Officers/Treasury Officers_____
17. Private Secretary to Advisors_____
18. General Manager, Govt. Press, Jammu for publication in the Govt. Gazette.
19. President Lower Grade Employees Union Civil Sectt. E.J.A.C., Jammu.
20. All Officers/Section Officers of Finance Department.
21. _____

(Sd.) M. J. NAJAR,

Director, (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Subject : Compendium for the Calendar year 1992/1993.

CIRCULAR

Finance Department in its keenness to equip the various Government Offices with the latest modifications/clarifications in various rules/orders have been bringing out "Annual Compendium" containing SROs. Government Orders, Circulars, Office Memoranda etc. issued during a calendar year. The first of its kind was brought out for the year 1992 about the availability whereof all the Departments were already intimated. Now that the Annual Compendium for the year 1993 containing SROs. Government Orders. Office Memos etc. with regard to modifications/clarifications in the rules administered by Finance Department (Codes Section) issued during the calendar year 1993 has been got printed at the Government Press, Jammu and is available against cash payment, at Govt. Presses, Srinagar/Jammu.

2. The General Manager, Ranbir Government Press, Jammu has already been requested to ensure availability of sufficient number of the Annual Compendium along with the latest re-printed editions of the following publications at Government Press, Srinagar as well :--

(i) J&K Civil Service Regulations Vol. I.

(ii) J&K Civil Service Regulations Vol. II.

(iii) Financial Code. Vol. I.

(iv) J&K Financial Code Vol. II.

(v) Compendium for the calendar year 1992.

(vi) Compendium for the calendar year 1993.

3. The undersigned is accordingly directed to request all the Commissioners/ Secretaries/Head of Departments kindly to advise their subordinate offices to obtain and equip their Offices with the latest publications of these rules in the interest of more efficient and prompt disposal.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

No. A/21(95)-97 Dated 9-2-1995.

Copy to the :--

1. All Addl. Chief Secretaries_____
2. Commissioners/Secretaries to Govt. All Head of Departments.

3. Secretary to Governor/Public Service Commission/Legislative Assembly/ Legislative Council.
4. Accountant General A&E/Audit Srinagar/Jammu.
5. All Heads of Department
6. All District Dev. Commissioners. Resident Courm 5-Prithvi Raj Road, New Delhi.
7. Comptroller Agriculture University, Jammu.
8. Advocate General J&K. Jammu/Srinagar.
9. Director/Dy. Director Accounts and Treasuries. Srinagar/Jammu.
10. Director/Dy. Director. Fund Org.. Srinagar/Jammu.
11. Director of Information J&K. Jammu.
12. Principal Northern Zonal, Accountancy Training Institute, Jammu. Principal Accountancy Training Institute. Srinagar.
13. Financial Advisors/Chief Accounts Officer_____
14. Dy. Financial Advisors_____
15. Saddar Treasury Officer/District Treasury Officers/Treasury Officers_____
16. Private Secretary to Advisors_____
17. General Manager. Govt. Press. Jammu for publication in the Government Gazette. He is also requested to ensure availability of sufficient number of copies of Annual compendium for 1992 and 1993 along with other re-printed Editions of this Department's publications at Government Press, Srinagar as well to obviate any avoidable inconvenient to concerned Officer in Kashmir Division as well. It is also in continuation to this Department's communication No. A/22(93)-49 dated 31-1-1995.
18. General Manager. Government Press. Srinagar. He is requested to ensure obtaining of requisite supplies from Jammu for supply to various Government Offices under rules.
19. _____

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

O.M. No. A/25(87)-III/115.
Dated 13-2-1995.

Subject : Authorisation of Family Pension by the Treasury Officer, Suo-Moto.

Attention is invited to para (c) of Minutes of the Meeting of the Pensioners Affairs Committee held on 28-4-1994, the minutes of which stand issued vide Finance Department endtt. No. A/25(87)-III/546-A dated 12-7-1994 on the subject cited above and to say that the matter was taken up with the Accountant General. The Accountant General, Srinagar in turn informed that the Audit Office never requisitioned the original PPOs of the Pensioners for endorsing family pension thereon payable to the spouse in the event of death of pensioner. Further the Accountant General agreed that the Pensioner shall not be required to get the Form (14-A) submitted to Audit Office through the Head of Office/Pension Sanctioning Authority wherefrom the pensioner retired. They shall be required to furnish an attested copy of PPO along with Form 14-A duly attested by the Treasury Officer concerned to enable Audit Office to issue authority letter for endorsement of family pension in favour of wife (only) to become payable in the event of pensioners death. This will be applicable only in cases covered sunder Rule 11-B of J&K Family Pension Rules (inserted vide SRO 761 dated 29-12-1986).

This is for information of all the Pensioners/ their Association and Treasury Officers to obviate any inconvenience to the concerned Pensioners.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

Copy to the :-

1. Commr./Secretary to Government Law Department/Gen. Adm. Deptt.
2. Accountant General Audit/A&E Srinagar/Jammu.
3. All Treasury Officers/District Treasury Officers/Mufassil Treasury Officers.
4. Sh. G. L. Sharma, President, Pensioners Association, 80-Rehari, Jammu/ Srinagar.
5. Master File for Annual compendium (w.3.s.c.)

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

O.M. No. A/55 (94)-149.

Dated 17-02-1995.

Subject :--Regularisation of daily rated workers/work charged employees-follow up action on decisions of the Committee.

Following decision of the Administrative Council for regularisation of services of such daily rated workers/work charged employees as have completed 7 years of continuous working as on 31st March, 1994 or who may do so at the end of the subsequent financial years, the Committee under the Chairmanship of Additional Chief Secretary (Finance) has been activated to convey formal clearance for the creation of posts to commensurate with the number of eligible candidates

2. It is in the knowledge of all the Additional Chief Secretaries/Commr./ Secretaries to Government as well as the Heads of Departments that Committee's work is predicated by a detailed exercise to be undertaken in each sector to provide back up date/information to form basis of clearance by the aforementioned Committee. The flow of information in the initial stages following the decision of the Administrative Council, was quite slow but in the last few months the process has been accelerated and has picked up momentum. Still in the course of deliberations of the Committee many incompletion and deficiencies were discernible which have been pointed out individually to the respective Departments and which entailed some delay in process of clearance of posts.

3. The undersigned takes this opportunity to bring to the notice of Additional Chief Secretaries/Commr./Secretaries to Government the imperative need to accord priority to this task which has to be carried out with extreme circumspection and thoroughness with a view to obviating inclusion of ineligible candidates or exclusion of eligible persons from the Statement.

4. The Committee so far has held 31 meetings and has approved creation of 14095 posts in various Government Departments besides 2487 posts in various State Public Sector Undertakings as per details given in the appended Statement. We except to finalize all the eligible cases during the current year before end of March, 1995, by which time we should have initiated another phase of exercise of preparation of the data/information in respect of such of the daily rated workers/work charged employees who shall be completing 7 years as on 31st March, 1995 or thereafter.

5. It has been noticed that there is hiatus in issuance of formal orders by the Administrative Departments/Heads of Departments as per the approval conveyed by the Committee. We can understand that some inherent time lag is inevitable in the very procedure of verification of bio-data as well as the conduct of the concerned for issuance of formal orders of appointment but then in some cases the delay has been inordinate. It is therefore, enjoined upon all the Additional Chief Secretaries/Commr./Secretaries to Govt. that orders should be issued expeditiously to avoid inordinate delays.

6. It is also likely that Departments had taken follow up action on the approval accorded by the Committee but in absence of any endorsement of orders to us in the Finance Department and particularly to the Director (Codes) Finance Department. (Member Secretary to the Committee) we do not have aucourant position of the orders issued by the Departments. We would expect a report from all the Departments. in whose case the clearance has been given so that we update the records.

7. We are proceeding on the basis that all the Departments having daily rated workers/work charged employees, who are eligible for coverage under the dispensation provided by the State Government have sent the statement to Finance Department and there are no Departments/Organisations other than those as indicated in the statement enclosed. It is also for the information that no case for the year 1994-95 would be entertained by the Committee after 31st March 1995, as it shall be presumed that all the eligible cases have been processed and dealt with. It is because the exercise for the year 1995-96 is to commence from April, 1995.

In view of above, all Additional Chief Secretaries/Commissioners/Secretaries/Heads of Departments/Chief Executives of Public Sector Undertakings are requested to ensure that where clearance/approval for creation of posts has been conveyed by the Committee orders for regularisation should be immediately issued under intimation to the Finance Department in the prescribed manner. In all such cases where the proposals have not been prepared the process should culminate before March 1995. In other cases where certain incompletions have been indicated by the Finance Department. the same may be examined and fresh proposals as per the prescribed statement submitted to the Finance Department for consideration and notification of the schedule of discussions.

The matter may be treated as post urgent.

(Sd.) SUSHMA CHOUDHARY.

Commissioner/Secretary to Government,
Finance Department.

Copy to the :--

1. Additional Chief Secretaries Home/Elections.
2. Commissioners/Secretaries to Government
3. Secretary to Legislative Assembly/Legislative Council.
4. All Heads of Departments/Managing Directors/Chief Executives
5. Master file/concerned file.

(Sd.) M.J. NAJAR,

Director (Codes),
Finance Department.

Statement showing Regularisation of daily rated workers/work charged employees w.e.f. 1-4-1994 Departmentwise.

S. No.	Name of the Department	No. of posts cleared
1.	**Agriculture Production Department :**	
	(i) Horticulture Department	40
2.	**Food and Supplies Department :**	
	(i) Director Food and supplies Kashmir	1056
	(ii) Director Food and Supplies Jammu	53
3.	**Public Works Department :**	
	(i) Public Health Engg. Department Jammu	3908
	(ii) Public Health Engg. Department kashmir	4266
	(iii) Estates Department	111
4.	**Tourism Department :**	
	(i) Director Parks and Gardens, Flouriculture	497
	(ii) Pahalgam Project Organisation	47
	(iii) Gulmarg Projects Organisation	6
5.	**Forest Department :**	
	(i) Chief Conservator Forests Kashmir	788
	(ii) Chief Conservator. Jammu	294
	(iii) Soil Conservation J&K	88
	(iv) Director Fisheries	194
	(v) Chief Conservator Soil Forestry J&K	905
6.	**Industries and Commerce Department :**	
	(i) Director Industries and Commerce	37
	(ii) Director Geology and Mining	264
7.	**Excise and Taxation Department :**	
	(i) Excise Department Jammu	43

1	2	3
	(ii) Excise Department Kashmir	3
8.	**Planning and Dev. Department :**	
	(i) Director Economics and Statistics	1
9.	**Power Development Department :**	1343.
10.	**Housing and Urban Development Department :**	
	Chief Engineer Urban Environmental Engg. Department	241
	Total	14095

State Public Sector Undertaking/Autonomous Bodies :

1.	Srinagar Development Authority	19
2.	Jammu Development Authority	11
3.	J&K Industries	2084
4.	State Forest Corporation	143
5.	J&K Handloom Development Corporation	208
6.	Himalayan Wool Combers	22
	Total	2487

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Subject : Enhancement of Medical Allowance to State Government Pensioners/ Family Pensioners.

Reference: Administrative Council Decision No. 23 dated 6-3-1995.

Government Order No. 45-F of 1995.

Dated : 7-3-1995.

It is ordered that Medical Allowance of State Pensioners/Family Pensioners shall be raised from existing limit of Rs. 50/- to Rs. 80/- P. M. (Rupees eighty only) with effect from 1-1-1995.

By order of the Government of Jammu and Kashmir.

(Sd.) M. J. NAJAR,

Director (Codes).
Finance Department.

No. A/17(82)-II-214 Dated 7-3-1995

Copy to the :-

1. All Additional Chief Secretaries
2. Commissioners/Secretaries to Government
3. Secretary to Governor//Legislative Assembly/Legislative Council/Public Service Commission.
4. All Heads of Department
5. Accountant General A&E/Audit Srinagar/Jammu./Himachal Pradesh.
6. Advocate General Srinagar/Jammu.
7. Accountant General, Allahabad (U. P.).
8. All District Dev. Commissioners
9. Director/Dy. Director Accounts and Treasuries, Srinagar/Jammu.
10. Director/Dy. Director, Funds Org., Srinagar/Jammu.
11. Director of Information J&K, Jammu.
12. Comptroller Agriculture University, Kashmir.
13. All Financial Advisors and Chief Accounts Officers/All Deputy Financial Advisors and Chief Accounts Officers.
14. Chairman J&K Bank/General Manager J&K Bank (w.5.s.c.)/District Manager, Managers, J&K Bank . The paying branches of the J&K Bank shall authorise payment of Medical Allowance to Pensioners/Family Pensioners without waiting for any further instructions from the General Manager J&K Bank.

15. Treasury Officer, Saddar/District Treasury Officer/Muffasil Treasury Officers
16. General Manager, Govt. Press, Jammu for publication in the Govt. Gazette.
17. President Pensioners' Association 80-Rehari, Jammu.
18. Pensioners Discussion and Recreation Centre, 1178 Section 16-Faridabad-121002.
19. Private Secretaries to Advisors/Chief Secretary/Addl. Chief Secretaries.
20. All Officers/Section Officers of the Finance Department.
21. Government Order Register (w. 3.s.c.).
22. Master File (w.2.s.c.).

(Sd.) M. J. NAJAR

Director, (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

O. M. No. A/13(95)-229.

Dated 8-3-1995.

Subject : Implementation of relief package of Interim Relief and Medical Allowance in favour of the employees/workers of Public Sector Undertakings of the State.

Reference : State Administrative Council Decision No. 24 dated 6-3-1995.

Following the grant of Interim Relief of Rs. 100/- per month in favour of the State Government employees with effect from Ist August, 1994 and enhancement of Medical Allowance from Rs. 50/- to Rs. 80/- per month in their favour with effect from Ist January, 1995, the employees of State Public Sector Undertakings also demanded the increase in the Medical Allowance and grant of Interim Relief on the analogy of the concession granted in favour of the State Government Employees.

2. On examination of the matter in detail the proposal for grant of Interim Relief of Rs. 100/- with effect from Ist August, 1994 and enhancement of Medical Allowance from Rs. 50/- to Rs. 80/- with effect from 1-1-1995 in favour of the employees/workers of State Public Sector undertakings was considered by the State Administrative Council in its meeting on 6-3-1995 and following decision was taken :--

> "Proposal was approved in principle, subject, however, to consideration and decision by the Board of Directors of such Unit having regard to its resources and productivity."

3. Undersigned is accordingly directed to convey the aforementioned decision of the Administrative Council to enable each Organisation to take decision for grant of Interim Relief and enhancement of Medical Allowance to its employees/ workers at par with that of State Government employees in respective Board of Directors, having due regard to the financial position, their capacity to meet the expenses from internal resources or for prescription of any such conditionalities which can induce improvement in the productivity levels. Action is requested to be taken accordingly.

(Sd.) M. J. NAJAR,

Director (Code),
Finance Department.

Managing Directors (All)

Copy to the :--

1. Chairman, Bureau Public Enterprises, J&K, Jammu.
2. Additional Chief Secretary, Home/Elections.
3. Commissioner/Secretary to Government (All).
4. Secretary to His Excellence the Governor.
5. Director of Information.
6. Private Secretaries to Advisor 'M'/Advrs. 'RKS'/Advr. 'G'/Advr. 'S'.
7. Private Secretary to Chief Secretary for information.
8. Chief Secretary.
9. General Manager, Government Press, Jammu for publication in the Government Gazette.
10. Master file (w.3.s.c.).

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

Notification.

Dated Jammu the 20th March, 1995.

SRO-59.--In exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir, the Governor is pleased to direct that the following amendments shall be made in the Jammu and Kashmir Civil Service Regulations Volume I, namely :--

In the said Regulations :

The following shall be inserted as a 'Note below Article 77-B (preceding the Government Instruction No. 1 thereunder) :--

Note--

(a) in case the minimum of the upgraded pay scale is higher than the pay drawn in the existing pay scale, the pay be fixed at that minimum ;

(b) in case the pay drawn in the existing pay scale coincides with the stage of pay in the upgraded pay scale, the pay be fixed at the same stage ;

(c) in case the pay in the existing scale is drawn at a stage falling between the two stages of the pay in the upgraded pay scale, the pay be fixed at the next higher stage ;

(d) the date of increment in all the above three cases shall remain unchanged except where the pay in the pre-upgraded scale was drawn at the maximum thereof. In the latter case next increment in the pay scale of the upgraded post shall be drawn after the full incremental period (one year) reckoning from the date of up-gradation.

By order of the Governor.

(Sd.) SUSHMA CHOUDHARY,

Commissioner/Secretary to Government,
Finance Department

No. A/103/(91)-84 Dated 20-3-1995

Copy to the :--

1. All Additional Chief Secretaries
2. Commissioners/Secretary to Government
3. Secretary Legislative Assembly/Legislative Council Public Service Commission.

4. Secretary to Governor.
5. All Heads of Departments
6. Accountant General A&E/Audit Srinagar/Jammu.
7. All District Dev. Commissioners /Resident Commr. 5-Prithvi Raj Road, New Delhi.
8. Comptroller Agriculture University, Kashmir.
9. Director/Dy. Director Accounts and Treasuries, Srinagar/Jammu.
10. Director/Dy. Director, Funds Org. Srinagar/Jammu.
11. Director of Information, Jammu.
12. Principal Northern Zonal Accountancy Training Institute, Jammu/Principal Accountancy Training Institute, Srinagar.
13. Financial Advisors and Chief Accounts Officer.
14. Saddar Treasury Officers/District Treasury Officers/Treasury Officers
15. Private Secretary to Advisors
16. Master file (w.3.s.c.).

(Sd) M. J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

Subject : Withdrawal of Financial Powers.

Government Order No. 73-F of 1995.

Dated 20-3-1995.

In Chapter 5.16 of Book of Financial Powers the powers delegated to sanction Workcharge appointments/establishments, creation of posts of workcharge establishments, workcharge arrangements, engagement of temporary staff on workcharge basis etc. etc. under serials 1,5,6,8,13,14 and 15 shall be deleted.

This shall be deemed to have come into effect from 31-1-1994 the date of issue of Government Order No. 26-F of 1994 dated 31-1-1994.

By order of the Government of Jammu and Kashmir.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

No. A/22(95)-278 Dated 20-3-1995.

Copy to the :--

1. All Additional Chief Secretaries/Commissioners/Secretaries to Government.
2. Secretary to Governor//Legislative Assembly/Legislative Council/Public Service Commission.
3. Accountant General J&K A&E/Audit Srinagar/Jammu.
4. All Head of Department.
5. Advocate General J&K, Jammu/Srinagar.
6. All District Dev. Commissioners.
7. Director/Dy. Director Accounts and Treasuries, Srinagar/Jammu.
8. Director/Dy. Director, Funds Orgn., Jammu/Srinagar.
9. Director of Information, J&K Jammu/Srinagar.
10. Financial Advisor and Chief Accounts Officer, Power Projects Srinagar.
11. All Financial Advisors and Chief Accounts Officers/All Dy. Financial Advisors and Chief Accounts Officers.
12. Treasury Officers Saddar Treasury/Distt.. Treasury Officers/Treasury Officer, C/o Resident Commissioner 5-Prithvi Raj Road New Delhi.
13. Comptroller Agriculture University, Kashmir.
14. General Manager, Govt. Press, Jammu for publication in Govt. Gazette.
15. Private Secretaries to Advisors/Chief Secretary/Addl. Chief Secretaries.
16. All Officers/Officials in the Finance Department.
17. Government Order File (w.3.s.c.).
18. Master File with (3.s.c.).
19. _____

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

Subject : Implementation of relief package of Interim Relief and Medical Allowance in favour of Public Sector Undertakings of the State.

Reference: State Administrative Council Decision No. 43 dated 22-3-1995.

Government Order No. 89 - F of 1995.
Dated : 31 - 3 - 1995.

In partial modification of this Departmental O. M. No. A/13(95)-329 dated 8-3-1995 whereunder State Administrative Council Decision No. 24 dated 6-3-1995 was conveyed, it is hereby ordered that :--

(i) Interim Relief and Medical Allowance would be allowed to Public Sector Undertaking staff without linking them upto the resources and productivity of each unit. The enforcement of these reliefs would. however, be subject to decision by the Board of Directors of each Unit ;

(ii) an action programme be immediately drawn up for improving the performance of each Public Sector Undertaking. For this purpose the MOUs between the Administrative Departments concerned and Public Sector Undertakings will be drawn up providing for suitable physical and financial targets. Such MOUs be executed in April itself, and thereafter the results achieved will be monitored every month. B. P.E. will closely monitor the performance of all Public Sector Undertakings and submit a report for information of State Administrative Council from time to time ; and

(iii) Arrears on account of auditing of accounts in respect of Public Sector Undertakings would also be closely monitored by the concerned departments with a view to expeditiously clearing these. B.P.E. will submit a status note in this regard to the State Administrative Council.

By order of the Governor of Jammu and Kashmir.

(Sd.) M. J. NAJAR,

Director (Codes).
Finance Department.

No. A/13(95)-244 Dated 31-3-1995

Copy to the :--

1. Chairman Bureau Public Enterprises. J&K. Jammu.
2. Additional Chief Secretary Home/Elections.

3. All Commissioners/Secretaries to Government_____
4. Secretary to His Excellency the Governor.
5. All Managing Directors._____
6. Director of Information J&K. Jammu.
7. Private Secretaries to Advisors/Chief Secretary.
8. General Manager, Government Press, Jammu for publication in the Govt. Gazette.
9. Master File (w.3.s.c.).

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

Corrigendum.

In note 5 below Art. 240-BB of Jammu and Kashmir Civil Service Regulations as inserted vide SRO Notification 26 dated 9-2-1995 please read "existing maximum limit" instead of "existing limit" appearing in the last sentence of Notification ibid.

This shall and shall always be deemed to have been existing in the said notification abinitio.

By order of the Governor.

(Sd.) M.J. NAJAR,

Director (Codes),
Finance Department.

No. A/25 (94)--326 Dated 3--4-1995.

Copy to the :-

1. All Additional Chief Secretaries_____
2. Commissioner/Secretary to Government_____
3. Secretary to Governor/Public Service Commission/Legislative Assembly Legislative Council.
4. Accountant General J&K A&E/Audit Srinagar/Jammu.
5. All Heads of Departments._____
6. Resident Commissioner 5-Prithvi Raj Road, New Delhi.
7. Director/Dy. Director Accounts and Treasuries Srinagar/Jammu,
8. Director/Dy. Director Funds Organisation Srinagar/Jammu.
9. Director of Information J&K Jammu.
10. Advocate General Srinagar/Jammu.
11. Comptroller Agriculture University Kashmir.
12. Principal Northern Zonal Accountancy Training Institute Jammu/Principal Accountancy Training Institute Srinagar.
13. Financial Advisor and Chief Accounts Officers_____.
14. All District Development Commissioners_____.
15. Saddar Treasury Officers/District Treasury Officers/Muffasil Treasury Officers_____.
16. General Manager Government Press Jammu for publication in the Government Gazette.
17. All officers/Section Officers of the Finance Department.
18. _____

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

O.M. No. A/45 (90)-324 Dated 3-04-1995.

Subject :--L.T.C. Rules.

The L.T.C. Rules for the State Government employees were introduced vide notification SRO No. 139 dated 10-4-90. Due to various reasons these rules were ordered to remain inoperative for a period of three months vide notification SRO 53 dated 13-3-1992. This period was subsequently extended from time to time through various notifications, last in the series being SRO-200 dated 22-9--1994, according to which the L.T.C. Rules continued to remain inoperative up to 1st March, 1995.

The issue regarding revival of LTC is being examined by the Government. It has been found that there is much scope in revising the various provisions in the existing in-operative rules. Accordingly the rules are being streamlined and till further orders the existing rules shall continue to remain inoperative.

All Commissioners/Secretaries to Government and Heads of Departments are requested to kindly convey the above instructions to the offices subordinate to them for strict compliance.

(Sd.) M.J. NAJAR,

Director (Codes),
Finance Department.

1. All Additional Chief Secretaries.
2. Commissioner/Secretary to Government.
3. Secretary to Governor/Public Service Commission/Legislative Assembly/ Legislative Council.
4. Accountant General J&K A&E/Audit Srinagar/Jammu.
5. All Heads of Departments.
6. Resident Commissioner 5-Prithvi Raj Road. New Delhi.
7. Director/Dy. Director Accounts and Treasuries Srinagar/Jammu.
8. Director/Dy. Director Funds Organisation Srinagar/Jammu.
9. Director of Information J&K Jammu.
10. Advocate General Srinagar/Jammu.
11. Comptroller Agriculture University Kashmir.
12. Principal Northern Zonal Accountancy Training Institute Jammu/Principal Accountancy Training Institute Srinagar.

13. Financial Advisors and Chief Accounts Officers.
14. All District Development Commissioners.
15. Saddar Treasury Officers/District Treasury Officers/Mufassil Treasury Officers.
16. General Manager Government Press Jammu for publication in the Government Gazette.
17. All officers/Section Officers of the Finance Department.
18. .

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

Notification.

Dated Jammu. the 3rd April. 1995.

SRO-80.--In exercise of the powers conferred by proviso to section 124 of the Constitution of the Jammu and Kashmir. the Governor is pleased to direct that the following amendments shall be made in the Jammu and Kashmir Civil Service (Medical Attendance-Cum Allowance) Rules, 1990 namely ;

In the said Regulations :

In Rule 5 (3) of these rules :

Words "Or Intra Occular Lense" be inserted after the words "heart pace maker".

By order of the Governor.

(Sd.) SUSHMA CHOUDHARY,

Commissioner/Secretary to Government,
Finance Department.

No. A/81 (93)-248 Dated 3--4-1995.

Copy to the :-

1. All Additional Chief Secretaries_____.
2. Commissioner/Secretary to Government_____.
3. Secretary to Governor/Public Service Commission/Legislative Assembly/ Legislative Council.
4. All Heads of Departments._____.
5. Accountant General J&K A&E/Audit Srinagar/Jammu.
6. Advocate General Srinagar/Jammu.
7. Resident Commissioner 5-Prithvi Raj Road. New Delhi.
8. Director/Dy. Director Accounts and Treasuries Srinagar/Jammu.
9. Director/Dy. Director Funds Organisation Srinagar/Jammu.
10. Director of Information J&K Jammu
11. Comptroller Agriculture University Kashmir.
12. Principal Northern Zonal Accountancy Training Institute Jammu/Principal Accountancy Training Institute Srinagar.
13. Financial Advisor and Chief Accounts Officers_____.
14. All District Development Commissioners_____.

15. Saddar Treasury Officers/District Treasury Officers/Muffasil Treasury Officers_____.
16. Private Secretaries to Advisors/Chief Secretary.
17. All officers/officials in the Finance Department.
18. Government Order File (w.3.s.c.) Master File (w.3.s.c.)

(Sd.) M.J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

O.M. No. A/66 (95)-366.

Dated 17--4-1995.

Circular.

Subject :--Travel by Air.

It has come to the notice of Finance Department that some Officers of the State Government including the officers heading Public Sector Undertakings/ Autonomous Bodies who are entitled to travel on tour by air undertake the journey by executive/business class. The issue has been examined in the Finance Department and it is accordingly clarified that State rules do not permit air journey by executive/business class to such officers who are entitled to travel by air on tour, as per the provisions of existing relevant rules, unless there are express orders to the contrary.

It is accordingly requested that the Officers who are, entitled to travel by air on tour may be permitted to travel by standard/economic class only. The T.A claims of such Officers who undertake journey by air in executive/business class be restricted to the amount admissible them by standard/economic class.

(Sd.) M.J. NAJAR,

Director (Codes),
Finance Department.

Copy to the :--

1. Additional Chief Secretary/Election/Home.
2. All Commissioners/Secretaries to Government_____.
3. Secretary to Governor/Public Service Commission/Legislative Assembly/ Legislative Council.
4. All Heads of Departments._____
5. Accountant General J&K A&E/Audit Srinagar/Jammu.
6. Advocate General Srinagar/Jammu.
7. Director/Dy. Director Accounts and Treasuries Srinagar/Jammu.
8. Director/Dy. Director Funds Organisation Srinagar/Jammu.
9. Director of Information J&K Jammu.
10. All District Development Commissioners_____.

11. Financial Advisor and Chief Accounts Officers_____.
12. Principal Northern Zonal Accountancy Training Institute Jammu/Principal Accountancy Training Institute Srinagar.
13. Deputy Financial Advisors and Chief Accounts Officers_____.
14. Comptroller Agriculture University Kashmir.
15. Private Secretaries to Advisors_____.
16. General Manager Government Press Jammu for publication in the Government Gazette.
17. All Officers/Section Officers of the Finance Department.
18. Master File (w3.s.c.).

GOVERNMENT OF JAMMU AND KASHMIR.
CIVIL SECRETARIAT--FINANCE DEPARTMENT.

Subject : Payment of Dearness Allowance to State Government Employees Revised Rates w.e.f. 1--1-1995.

Ref. : State Administrative Council Decision No. 55 dated 17-4-1995.

Government Order 99-F of 1995.

Dated 18-4-1995

In partial modification of Government Order No. 191-F of 1994 dated 29-11-1994. it is hereby ordered that all Government employees including Work Charged and Whole Time contingent paid employees working in the regular time scale of pay shall be paid Dearness Allowance at the following rates with effect from 1-1-1995 :--

Pay Range	Rate of Dearness Allowance (Including previous instalments) per month w.e.f. 1-1-1995
(i) Basic pay upto Rs. 3,500/-	125% of "basis pay"
(ii) Basic pay above Rs. 3500 but below Rs. 6,000/- p.m.	94% of basic pay subject to minimum of Rs. 4375/- p.m.
(iii) Basic Pay above Rs. 6,000/- p.m.	81% of basis spay subject to minimum of Rs. 5,640/- p.m.

2. The additional instalment of Dearness Allowance shall be paid in cash w.e.f. 1-1-1995 to all categories of employees including those drawing pay above Rs. 3500/- p.m.

3. The basic pay for the purpose of this order shall be the basic pay as defined in Art. 27(a) (i) of J&K Civil Service Regulations plus the stagnation personal pay which has been allowed to be treated as part of pay for Dearness Allowance as per Government Order No. 226-GR/F of 1990 dated 31-10-1990.

4. The payment on account of Dearness Allowance involving a fraction of 50 paise and above shall be rounded to the next higher rupee and the fraction of less than 50 paise shall be ignored.

5. The provisions of this order shall also apply mutatis mutandis is in the case of All India Service Officers serving in connection with the affairs of the State.

By order of the Government of Jammu and Kashmir.

(Sd.) M. J. NAJAR,

Director (Codes).
Finance Department.

No. A/44(94) 3875 Dated Jammu. the 18th April. 1995.

Copy to the :--

1. All Additional Chief Secretaries/Commissioners/Secretaries to Government.
2. All Heads of Departments.
3. Secretary to Governor//Legislative Assembly/Legislative Council Public Service Commission.
4. Accountant General A&E/Audit Srinagar/Jammu
5. Advocate General J&K. Jammu/Srinagar.
6. All District Dev. Commissioners.
7. Director/Dy. Director Accounts & Treasuries. Srinagar/Jammu.
8. Director/Dy. Director. J&K Funds Orgn.. Jammu/Srinagar.
9. Comptroller Agriculture University. Kashmir.
10. Financial Advisor and Chief Accounts Officers. Power Projects Srinagar.
11. Resident Commissioners. 5 Prithviraj Road, New Delhi.
12. Director of Information. Srinagar/Jammu.
13. Treasury Officers Saddar Treasury/Distt., Treasury Officers/Treasury Officer, C/o Resident Commissioner Prithvi Raj Road New Delhi.
14. General Manager. Govt. Press. Jammu for publication of Govt. Gazette.
15. Principal Accountancy Training Institute. Jammu.
16. Private Secretaries to Advisors/Chief Secretary/Addl. Chief Secretaries.
17. All Officers/Officials in the Finance Department.
18. Government Order File (w.3.s.c.).
19. Stock Register (w.5.s.c.).
20. Master File (w.3.s.c.).

GOVERNMENT OF JAMMU AND KASHMIR.
CIVIL SECRETARIAT--FINANCE DEPARTMENT.

Subject : Payment of Dearness Allowance to State Pensioners/Family Pensioners-Revised Rates w.e.f. 1--1-1995.

Ref : State Administrative Council Decision No. 55 dated 17-4-1995.

Government Order 100-F of 1995.

Dated 18-4-1995.

In partial modification of Government Order No. 192-F of 1994 dated 29-11-1994, it is hereby ordered that the Government Pensioners and Family Pensioners shall be allowed Dearness Allowance on Pension/Family Pension at the following rates with effect from 1-1-1995 :--

Pension/Family Pension per month	Rates of Dearness Allowance per month (Including previous instalments) w.e.f. 1-1-1995
(i) Basic pay upto Rs. 1,750/-	125% of Pension/Family Pension.
(ii) Basic pay above Rs. 1750/- but not exceeding Rs. 3,000/-	94% of Pension/Family Pension subject to minimum of Rs. 2,188/-
(iii) Exceeding Rs. 3,000/-	81% of Pension/Family Pension subject to minimum of Rs. 2,820/-.

2. Pension/Family Pension in the case of pre 01-04-1987 retirees and where family pension was sanctioned prior to 1-4-1987 means the consolidated pension or consolidated family pension as the case may be effective from 1-4-1987 in terms of Government Order No 93-F of 1988 dated 1-4-1988.

3. In the case of Pensioners who have retired from service on or after 1-4-1987 and in the case of family pensioners whose family pension has been sanctioned for the first time on or after 1-4-1987 pension/family pension shall mean basic pension/ family pension admissible in terms of Notification SRO 129 dated 5-4-1988.

4. In the case of family pensioners whose family pension is sanctioned in respect of a Government servant who has retired or may retire on or after 1-4-1992 and has died or may die thereafter or who has died or may die while in service on or after his said date, the family pension shall mean the basic pension as admissible in terms of Rule 20 (B) of Family Pension Rules (Schedule XV) of Jammu and Kashmir Civil Service Regulations incorporated vide notification SRO-77 dated 30-3-1992.

5. Payment of Dearness Allowance involving a fraction of a rupee shall be rounded to the next rupee.

6. Personal Pension, if any will not be taken into account for determining Dearness Allowance on pension.

7. Other provisions governing grant of Dearness Allowance on Pension/Family Pension such as regulation of Dearness Allowance during employment/re-employment, regulation of Dearness Allowance where more than one pension is drawn etc. and other provisions of the existing rules, orders (as are not in conflict to the provisions of this order) shall continue to remain in force.

8. The Treasury Officers and/or the paying Branches of the Jammu and Kashmir Bank where from the State Pensioners/Family Pensioners draw their pension shall authorise payment of Dearness Allowance to the Pensioners without waiting for any further instructions either from the Accountant General or from the General Manager, Jammu and Kashmir Bank. Where the Bank feels any doubt in the computation of Dearness Allowance in any case they shall refer the matter to the concerned Treasury Officer for clarification.

By order of the Government of Jammu and Kashmir.

(Sd.) M. J. NAJAR.
Director (Codes),
Finance Department.

No. A/44(94) 374 Dated Jammu, the 18th April, 1995.

Copy forwarded to :--

1. All Additional Chief Secretaries/Commissioners/Secretaries to Government/ All Head of Departments
2. Secretary to Governor//Legislative Assembly/Legislative Council Public Service Commission.
3. Accountant General A&E/Audit Srinagar/Jammu/Himachal Pradesh.
4. Advocate General J&K. Jammu/Srinagar.
5. Accountant General Allahabad (U.P.).
6. All District Dev. Commissioners.
7. Director/Dy. Director Accounts & Treasuries. Srinagar/Jammu.
8. Director/Dy. Director, J&K Funds Orgn., Jammu/Srinagar.
9. Director of Information. Srinagar/Jammu.
10. Comptroller Agriculture University, Kashmir.
11. All Financial Advisors and Chief Accounts Officers/All Dy. Financial Advisors & CAOs.
12. Chairman, J&K Bank/General Manager, J&K Bank (w.5.s.c.)/All District Manager, J&K Bank/The General Manager. J&K Bank is requested to instruct all the paying branches of the Bank to release the instalment of DA to all the Pensioners/Family Pensioners promptly.

13. Treasury Officer/Saddar/District Treasury Officers/Muffasil Treasury Officers.
14. General Manager, Government Press Jammu for publication in Government Gazette.
15. President, Pensioners Association, 80-Rehari, Jammu.
16. Pensioners Discussion & Recreation Centre, 1178, Sector 16, Faridabad-121002.
17. Private Secretaries to Advisors/Chief Secretary/Addl. Chief Secretaries.
18. Government Order Register (w.3.s.c.).
19. Stock File (w.5.s.c.).
20. All Officers/Officials in the Finance Department.
21. _____.

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

O.M. No. A/44(85)-III-373.
Dated, Jammu, the 18th April, 1995.

Subject : Release of Cost of Living Allowance (COLA) to the employees/workers of State owned Public Sector Corporations w.e.f. 1-1-1995.

Ref : Administrative Council Decision No. 64 dated 17-4-1995.

The Government have been pleased to approve the release of 13 (thirteen) instalments of COLA to the Industrial Workers and Employees of the State owned Public Sector Corporations with effect from 1st January 1995 in lieu of increase in consumers Price Index Level from. 1-1-1994 to 31-12-1994. The State owned Public Sector Undertakings to whom Wage Committee Report is applicable may accordingly pass appropriate orders in the matter with the approval of their competent authority at the following rates as notified vide Government Order No. 296-F of 1987 dated 13-10-1987 :–

S. No.	Pay Slab/Wage Level P.M.	Rate of COLA per instalment per month.
1.	Up to Rs. 650/- P.M.	Rs. 10/-
2.	From Rs. 651/- to Rs. 775/-	Rs. 12.50
3.	From Rs. 776/- to Rs. 900/-	Rs. 15.00
4.	From Rs. 901/- to Rs. 1000/-	Rs. 17.50
5.	From Rs. 1001/- to Rs. 1325/-	Rs. 20.00
6.	From Rs. 1326/- to Rs. 1500/-	Rs. 24.00
7.	From Rs. 1501/- to Rs. 1650/-	Rs. 27.00
8.	From Rs. 1651/- to Rs. 1900/-	Rs. 30.00
9.	From Rs. 1901/- to Rs. 2200/-	Rs. 35.00
10.	From Rs. 2201/- and above	Rs. 40.00

(Sd.) M. J. NAJAR.
Director (Codes)
Finance Departmen

1. Chairman, Bureau of Public Enterprises.
2. Additional Chief Secretary, Home/Elections/Agriculture_____.
3. Commr./Secretary to Government._____ ____Department.
   Copy to all Managing Directors_____.

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

Subject :--Drawal and disbursement of pay and allowances for the month of April, 1995.

Government Order No. 112-F of 1995.

Dated 24-4-1995.

In relaxation of Rule 4.4 (1) of Financial Code Volume I, it is hereby ordered that pay and allowances for the month of April, 1995 of such employees of the Moving Offices as have to move with the move of Offices shall be drawn and disbursed on or after 27th April, 1995.

By order of the Government of Jammu and Kashmir.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

No. A/61(76) 393 Dated 24-4-1995.

Copy to the :--

1. All Commissioners/Secretaries to Government/All Heads of Departments.
2. Secretary to Governor/Advisors to Governor/Public Service Commission.
3. Secretary Legislative Assembly/Council.
4. Accountant General A&E/Audit Srinagar/Jammu.
5. Director Information J&K Jammu.
6. Treasury Officers Civil Secretariat Treasury.
7. Government Order File (w.3.s.c.).
8. _____.

M. S. Pandit

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

Notification.

Dated Jammu, the 7th July, 1995.

SRO-153.--In exercise of the powers conferred by proviso to section 124 of the Jammu and Kashmir Constitution, the Governor is pleased to make the following amendments in the Jammu and Kashmir Civil Service Regulations, namely :--

For Article 110 (A) the following shall be substituted ; namely :--

110 (A) Promotion of Government/servants who are under suspension or against whom disciplinary/court proceedings are pending or whose case is under investigation or whose integrity, is doubtful.

1. Cases where "sealed cover" procedure applicable :

At the time of consideration of the cases of Government servants for promotion, details of Government servants in the consideration zone for promotion falling under the following categories shall be specifically brought to the notice of the Departmental Promotion Committee :--

(i) Government servants under suspension ;

(ii) Government servants in respect of whom disciplinary proceedings are pending or a decision has been taken to initiate disciplinary proceedings ;

(iii) Government servants in respect of whom prosecution for criminal charge is pending or sanction for prosecution has been issued or a decision has been taken to accord sanction for prosecution ;

(iv) Government servants against whom investigation of serious allegation of corruption, bribery or grave misconduct is in progress either by the Vigilance Organisation or any other agency, departmental or otherwise.

2. Procedure to be followed by Departmental Promotion Committee :

The Departmental Promotion Committee shall assess the suitability of the Government servants coming within the purview of the circumstances mentioned above along with other eligible candidates without taking into consideration the disciplinary case/criminal prosecution pending or contemplated against them or where the investigation is in progress. The assessment of the Departmental Promotion Committee including "Unfit for Promotion

and the grading awarded by it will be kept in a sealed cover. The findings of the Committee shall be kept secret and opened only after the termination of suspension order or conclusion of the disciplinary case/criminal prosecution/investigation. Till such time as the proceedings remain in sealed cover, the authority competent to fill the vacancy may fill the vacancy in the higher grade only in an Officiating capacity.

3. **Procedure by subsequent Departmental Promotion Committee :**

The same procedure outlined in para 2 above will be followed by the subsequent Departmental Promotion Committee convened till the disciplinary case/criminal prosecution/investigation pending or contemplated against the Government servant concerned is concluded.

4. **Action after completion of departmental case/criminal prosecution :**

(a) On the conclusion of the disciplinary case/criminal prosecution or an investigation or termination of suspension as the case may be sealed cover or covers shall be opened. In case the Government servant is completely exonerated, the due date of his promotion will be determined with reference to the position assigned to him in the findings kept in the sealed cover/covers and with reference to the date of promotion of his next junior on the basis of such position. The Government servant may be promoted, if necessary by reverting the junior most officiating person unless there can be any other vacancy to accommodate him. He shall be promoted notionally with reference to the date of promotion of his junior but he will not be allowed any arrears of pay for the period preceding the date of actual promotion. The period shall, however be treated as service for experience, if any required for promotion to the next higher grade. The seniority of such Government servant shall be determined by reference to such notional promotion.

(b) If any penalty is imposed on the Government servant as a result of the disciplinary proceedings or if he is found guilty in the criminal prosecution against him, the finding of the sealed cover/covers shall not be acted upon. His case for promotion may be considered by the next Departmental Promotion Committee in the normal course and having regard to the penalty imposed on him.

5. **Six monthly review of "Sealed Cover" cases :**

The competent authority shall review comprehensively the cases of Government servants, whose suitability for promotion to higher grade has been kept in a sealed cover on the expiry of six months from the date of convening the first Departmental Promotion Committee which had adjudged his suitability and kept its findings in the sealed cover. Such a review shall be done subsequently also after every six months in case the proceedings

against him have not been concluded. The review shall inter-alia, cover the following aspects :–

(i) The progress made in the disciplinary proceedings/criminal prosecution and further measures to be taken to expedite their completion.

(ii) Scrutiny of the material/evidence collected in the investigation to take a decision as to whether there is a prime facie case for initiating disciplinary action or sanctioning prosecution against the officer.

(b) If, as a result of the review, the competent authority comes to a conclusion, in respect of cases covered by item (ii) above, that there is no case for taking action against the Government servant concerned, the sealed cover may be opened and he may be given his due promotion with reference to the position assigned to him by the Departmental Promotion Committee.

6. **Procedure for ad hoc Promotion :**

Inspite of six monthly review as referred to above, there may be some cases, where the disciplinary case/investigation/criminal prosecution against the Government servants are not concluded even after the expiry of two years from the date of the meeting of the first Department Promotion Committee which kept its findings in respect of the Government servant in a sealed cover. In such a situation the appointing authority may review the case of the Government servant, provided he is not under suspension to consider the desirability of giving him ad hoc promotion keeping in view the following aspects :

(a) whether the promotion of the officer will be against public interest ;

(b) whether the charges are grave enough to warrant continued denial of promotion ;

(c) whether there is no likelihood of the case coming to a conclusion in near future ;

whether the delay in the finalisation of proceedings departmental or in a court of law or the investigation is not directly or indirectly attributable to the Government servant concerned.

(e) whether there is any likelihood of misuse of official position which the Government servant may occupy after ad hoc promotion which may adversely effect the conduct of the departmental case/criminal prosecution.

In case the appointing authority comes to a conclusion that it would be desirable, keeping in view the factors mentioned above, to allow ad hoc promotion

to the Government servant, his case should be placed before the next Departmental Promotion Committee held in the normal course after the expiry of two years period to decide whether the Officer is suitable for promotion on ad hoc basis. Where the Government servant is considered for ad hoc promotion, the Department Promotion Committee should make its assessment on the basis of the totality of the individual's record of service without taking into account the pending disciplinary case/criminal prosecution/investigation against him.

After a decision is taken to promote a Government servant on an ad hoc basis, an order of promotion may be issued making it clear in the order itself that :–

(i) the promotion is being made/purely on ad hoc basis and the ad hoc promotion will not confer any right for regular promotion ; and

(ii) the promotion shall be "until further orders". It should also be indicated in the orders that the Government reserve the right to cancel the ad hoc promotion and revert at any time the Government servant to the post from which he was promoted.

If the Government servant concerned in acquitted in the criminal prosecution on the merits of the case or is fully exonerated in the departmental proceedings or the investigation did not lead to criminal prosecution/disciplinary proceedings the ad hoc promotion already made may be confirmed and promotion treated as a regular one from the date of the ad hoc promotion with all attendant benefits. In case the Government servant could have normally got his regular promotion from a date prior to the date of ad hoc promotion with reference to his placement in the Departmental Promotion Committee proceedings kept in the sealed covers and the actual date of promotion of the person ranked immediately junior to him by the same Departmental Promotion Committee he would also be allowed due seniority and benefits of notional promotion as envisaged in sub-rule (4) above.

7. If the Government servant is not acquitted on merits in the criminal prosecution but purely on technical grounds and the Government either proposes to take up the matter to a higher Court or to proceed against him departmentally or if the Government, servant is not exonerated in the departmental proceedings, the ad hoc promotion granted to him shall be brought to an end.

8. **Procedure for provisional promotion :**

Where the Government/appointing authority withholds integrity certificate for any reason or because the Government Servant has not been acquitted on merits in the criminal prosecution/court case but purely on technical grounds and the Government either propose to take up the matter to a higher court or to proceed against him departmentally which render him unsuitable for promotion the name of such a person shall be included in the list, provided

he is found fit by the Departmental Promotion Committee provisionally and treated as provisional accordingly. In case the proceedings are still pending at the time of sanctioning promotion of a person who has been rendered junior to him in the select list he shall also be promoted provisionally.

9. Where a person has been promoted provisionally in terms of sub-rule (8) above, his provisional promotion shall come to an end in case the higher court does not acquit him of the charges or where the charges levelled against him are proved in departmental proceedings.

10. **Sealed cover applicable to officers coming under cloud before promotion :**

A Government servant, who is recommended for promotion by the Departmental Promotion Committee but in whose case any of the circumstances mentioned in sub-rule (1) of this rule arise after the recommendations of the Departmental Promotion Committee are received but before he is actually promoted, will be considered as if his case had been placed in a sealed cover by the Departmental Promotion Committee. He shall not be promoted until he is completely exonerated of the charges against him. His case may however be reviewed after every six months as outlined in sub-rule (5) above.

By order of the Governor.

(Sd.) M. S. PANDIT,

Additional Chief Secretary,
Finance Department.

No: A/101(64)-III-482

Dated 7-7-1995

Copy to the :–

1. All Additional Chief Secretaries.
2. All Commissioners/Secretaries to Government.
3. Secretary to Governor//Legislative Assembly/Legislative Council/Public Service Commission.
4. Accountant General J&K A&E/Audit Srinagar/Jammu.
5. All Heads of the Departments.
6. Resident Commissioner 5-Prithvi Raj Road, New Delhi.
7. Advocate General, Srinagar/Jammu.
8. All District Development Commissioners.
9. Director/Dy. Director Accounts & Treasuries, Srinagar/Jammu.
10. Director/Dy. Director Funds Orgn., Jammu/Srinagar.
11. Director of Information, Srinagar/Jammu.
12. Financial Advisor and Chief Accounts Officers.

13. Dy. Financial Advisors and Chief Accounts Officers_____.
14. Comptroller Agriculture University, Kashmir.
15. Saddar Treasury Officers/District Treasury Officers/Treasury Officers.
16. Principal Northern Zonal Accountancy Training Institute, Jammu.
17. Principal, Accountancy Training Institute Srinagar.
18. Private Secretary to Advisors to his Excellency the Governor.
19. All Officers/Section Officers of the Finance Department.
20. Master File (w.3.s.c.).
21. _____.

(Sd.) M.J. NAJAR,

Director (Codes),
Finance Department

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Subject :--Rate of Interest on G.P. Fund/C.P. Fund Deposits for the financial year 1993-94 and 1994-95.

Government Order No. 157-F of 1995.

Dated 11-7-1995.

It is hereby ordered that accumulations at the credit of subscribers to General Provident Fund shall carry interest at the rate of 12% (twelve percent) per annum for the financial years of 1993-94 and 1994-95 beginning from 1-4-1993 and 1-3-1994 respectively.

By order of the Government of Jammu and Kashmir.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

No. A/152(61) 13 Dated 11-7-1995.

Copy to the :--

1. All Additional Chief Secretaries_____.
2. Commissioners/Secretaries to Government.
3. Secretary to Governor/Advisors to Governor/Public Service Commission/ Legislative Assembly/Legislative Council.
4. Accountant General A&E/Audit Srinagar/Jammu.
5. All Heads of the Departments_____
6. Advocate General, Srinagar/Jammu.
7. All District Dev. Commissioners.
8. Director/Dy. Director Accounts & Treasuries, Srinagar/Jammu.
9. Director/Dy. Director, Funds Orgn., Jammu/Srinagar.
10. Director of Information, J&K Srinagar/Jammu.
11. Financial Advisor and Chief Accounts Officers_____.
12. Dy. Financial Advisors and Chief Accounts Officers_____.
13. Comptroller Agriculture University, Kashmir.
14. Saddar Treasury Officers/District Treasury Officer/Treasury Officers.
15. General Manager Government Press Srinagar for publication in the Govt. Gazette.
16. Private Secretary to Chief Secretary.
17. Private Secretaries to Advisors to his Excellency the Governor.
18. All Officers/Section Officers of Finance Department.
19. _____

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Corrigendum to Government Order No. 157-F of 1995.

Dated 11-7-1995.

In Government order No. 157-F of 1995 dated 11-7-1995 issued under Finance Department's endorsement No. A/152 (61)--13 dated 11-7-1995, the figures "1-3-1994" appearing in the last line of 1st para may be read as "1-4-1994". This may be deemed to have existed in the said order abinitio.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

No. A/152(61) 626 Dated 31-7-1995.

Copy to the :-

1. All Additional Chief Secretaries_____.
2. Commissioners/Secretaries to Government.
3. Secretary to Governor/Advisors to Governor/Public Service Commission/ Legislative assembly/Legislative Council.
4. Accountant General Srinagar.
5. All Heads of the Departments_____
6. Advocate General, Srinagar/Jammu.
7. All District Dev. Commissioners.
8. Director/Dy. Director Accounts & Treasuries, Srinagar/Jammu.
9. Director/Dy. Director, Funds Orgn., Jammu/Srinagar.
10. Directorate of Information. Srinagar/Jammu.
11. Financial Advisor and Chief Accounts Officers_____
12. Dy. Financial Advisors and Chief Accounts Officers_____
13. Comptroller Agriculture University, Kashmir.
14. Saddar Treasury Officer/District Treasury Officer/Treasury Officers.
15. General Manager Government Press Srinagar for publication in the Govt. Gazette.
16. Private Secretary to Chief Secretary.
17. Private Secretary to Advisors to his Excellency the Governor.
18. All Officers/Section Officers of Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

O.M. No. A/85(95)-654.

Dated, 8-8-1995.

Subject :--Classification of Officers as inferior as per Schedule II of J&K Civil Service Regulations.

In continuation to Finance Department's circular No. A/13 (61)-21 dated 8-1-1986 (copy enclosed for ready reference) attention of all the Additional Chief Secretaries/Commissioners Secretaries. Secretaries to Government and Heads of Departments is invited to Note 1 and 2 below Art. 20-C of Jammu and Kashmir Civil Service Regulations, which read as under :-

Note 1 : A list of Government servants specially classed as inferior is given in Schedule II.

Note 2 : From the date of issue of SRO-406 dated 10th October, 1966 (viz. 10th October. 1966) the definition of term "Inferior Service" shall except for purposes of its application with reference to proviso to Art. 226 (1) be deemed as deleted.

1st proviso to Art. 226 (1) ibid reads as under :-

"Provided that the Government servants who were in service on 10-10-1966 and were treated as inferior as per schedule II will retire on attaining the age of 60 years."

2. Instances have come to the notice of Finance Department that certain categories of employees like School Mother. Gasman etc. etc. who are not depicted in Schedule II of J&K Civil Service Regulations are retained by the concerned departments in service beyond the age of 58 years (normal age of superannuation) which is in totality contrary to the provisions of the State Rules. As a result of this overstayal of service is avoidable involved in case of these categories of employees and they are put to unnecessary hardship in the matter of finalisation of their pension cases.

3. In order to obviate avoidable hardship to the concerned employees in the case of finalisation of their pension cases it is impressed upon all the concerned officers to adhere to the aforementioned provisions of the State rules strictly.

4. The aforementioned instructions may kindly be communicated to all the officers subordinate to the concerned Administrative Departments for strict adherence to obviate avoidable reference of such cases for clarifications to Finance Department as well and also review the position in respect of each such cadre immediately as obtaining in concerned department vis-a-vis schedule II of CSR's for taking appropriate action in the matter expeditiously.

(Sd.) ADDL. CHIEF SECRETARY,

Finance Department.

Copy to the :--

1. Financial Commissioner J&K Srinagar.
2. Addl. Chief Secretaries (All).
3. Commissioner/Secretaries to Government (All).
4. All Heads of Departments.
5. Private Secretary to Advisor (M) for information for Advisor (M).
   Copy to Accountant general Srinagar/Jammu.

(Sd.) M.J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

Subject :--Classification of Government servants categories of Employees as Inferior.

CIRCULAR

Till October, 1966 Classification in non-gazetted services as "Inferior" and "Superior" existed. Since it was legally wrong to classify Government employees as inferior/superior the said classification was dispensed with vide SRO-406 dated 10-10-1966. After dispensing with the said classification all Government employees regardless of the job they are assigned are treated as Superior.

2. Cases are, however received in the Finance Department for declaring some categories of employees as inferior retrospectively on the plea that their counterparts in other Departments have been declared as inferior in the past. Finance Department has examined this issue at length and are of the opinion that declaring of any category of Government employees at this stage with retrospective effect, as inferior is violative of the basic principles. in considerations of which SRO-406 dated 10-10-1966 has been issued. The Finance Department, therefore do not agree as policy to declare any post as inferior for retrospective benefit.

3. The Departments are requested not to initiate any case on the subject for concurrence of the Finance Department.

(Sd.) .....

Commissioner/Secretary to Government,
Finance Department.

No. A/13(61)-21
Dated : 8-1-1986.

Copy to the :--

1. All Secretaries to Government/All Heads of Departments.
2. Secretary to Governor/Advisors to Governor/Public Service Commission.
3. Secretary Legislative Assembly/Council.
4. Accountant General A&E/Audit Srinagar/Jammu.
5. Personal Officer General Administration Department (Services).

6. Comptroller Agriculture University, Kashmir.
7. Dy. Director Accounts and Treasuries. Srinagar/Jammu.
8. Principal Accountancy Training School. Srinagar/Jammu.
9. All District Dev. Commissioners/All Treasury Officers.
10.
11.

(Sd.) .....

Senior Accounts Officer,
Finance Department (Codes)

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Notification.

Dated Srinagar, the 24th August 1995.

SRO-207.--In exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir the Governor is pleased to direct to make the following amendments in the Jammu and Kashmir Civil Services Regulations, Vol. II namely :--

The existing Note 1 below Rule VIII in Schedule III of the Jammu and Kashmir Civil Services Regulations Vol. II shall be recast as under :--

Note-I

The examiners/Supervisory staff engaged on conducting of examinations by Jammu and Kashmir State Subordinate Services Recruitment Board will be paid remuneration at the following rates in respect of the examinations conducted by them :--

A-Rate of remuneration :

S. No.	Functionary	For the actual days of examination.
1.	Chief Supervisor	Rs. 100/-
2.	Supervisors	Rs. 80/-
3.	Assistant Supervisors	Rs. 60/-
4.	Invigilators	Rs. 50/-
5.	Clerks	Rs. 40/-
6.	Daftri and Others	Rs. 25/-

B-Fees for setting of question papers/Evaluation :

		For setting question Paper	For marking each Answer Book
(a)	Objective type	Rs. 500/- per paper	Rs. 2/- per answer book.
(b)	Descriptive type	Rs. 700/- per paper	Rs. 5/- per answer book.

1	2	3
(c)	Type test	Rs. 2.50 for two papers.
(d)	Stenography (Jr. Scale)	Rs. 5.50 for two papers (including outline and transcription).

By order of the Governor.

(Sd.) M. S. PANDIT,

Additional Chief Secretary (Finance).

No. A/30(72)-620 Dated : 24-8-1995.

Copy to the :--

1. All Additional Chief Secretaries/Financial Commissioner, J&K.
2. Commissioners/Secretaries to Government_____.
3. Secretary to Governor/Legislative Assembly/Legislative Council/Public Service Commissioners.
4. All Heads of the Departments/Resident Commissioner J&K, 5-Prithvi Raj Road, New Delhi.
5. Chairman State Subordinate Recruitment Board, J&K.
6. Accountant General J&K A&E/Audit Srinagar/Jammu.
7. All District Dev. Commissioners_____.
8. Director/Dy. Director Accounts & Treasuries, Srinagar/Jammu
9. Director/Dy. Director, Funds Orgn., Jammu/Srinagar.
10. Directorate of Information, Srinagar/Jammu.
11. Treasury Officers Saddar Treasury/District Treasury Officers/Treasury Officers.
12. Principal Accountancy Training Instt. Jammu/Srinagar.
13. Pvt. Secy. to Advisor (M)/(RKS)/(S).

(Sd.) M.J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Subject : Grant of Interim Relief to the State Government Employees w.e.f. 1-4-1995.

Government Order No. 206-F of 1995.

Dated 18-9-1995.

It is hereby ordered that another instalment of Interim Relief in favour of all categories of State Government Employees including Work Charged and Contingent Paid Employees in time scale of pay shall be allowed at 10% of basic pay subject to minimum of Rs. 100/- p.m. (Rupees one hundred per month) with effect from 1-4-1995.

2. The amount of Interim Relief will not from part of pay for any service benefits i.e. computation of H.R.A., Compensatory Allowance, Over Time Allowance. Pay fixation encashment of leave salary, pension and Gratuity etc.

By order of the Government of Jammu and Kashmir.

(Sd.) M. S. PANDIT,

Additional Chief Secretary,
Finance.

No. A/136(93)-755 Dated : 18-9-1995.

Copy to the :--

1. All Additional Chief Secretaries_____.
2. All Commissioners/Secretaries to Government.
3. Secretary to Governor//Legislative Assembly/Legislative Council Public Service Commission.
4. Accountant General A&E/Audit Srinagar/Jammu/Himachal Pradesh.
5. Comptroller Agriculture University, Kashmir.
6. Advocate General, Srinagar/Jammu.
8. All District Dev. Commissioners.
9. Director/Dy. Director Accounts & Treasuries, Srinagar/Jammu.
10. Director/Dy. Director, Funds Orgn., Jammu/Srinagar.
11. Principal Accountancy Training Institute Srinagar.
12. Resident Commissioner, New Delhi/Trade Agent Bombay.

13. All Financial Advisor _____/Dy. Financial Advisors _____
14. All District Dev. Commissioners._____
15. Saddar Treasury Officer/District Treasury Officer/Treasury Officers.
16. General Manager, Government Press, Srinagar for publication in the Government Gazette.
17. All Officers/Section Officers of the Finance Department.
18. _____.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Subject : Grant of Interim Relief to the State Government Pensioners/Family Pensioners.

Government Order No. 207-F of 1995

Dated 18-9-1995.

It is hereby ordered that the State Government Pensioners/Family Pensioners shall be paid, Interim Relief at the rate of Rs. 50/- P.M. and in addition 10% of basic pension/family pension subject to minimum of Rs. 50/- P.M. w.e.f. 1-4-1995, subject to the fulfilment of the following conditions :–

(i) If a Pensioner/Family Pensioner is re-employed/employed under the Central or State Government or a Corporation/Company/Body/Bank under them in India or abroad including permanent absorption in such Corporation/ Company/Body/Bank, he/she shall not be eligible to draw Interim Relief on pension/family pension during the period of such re-employment/employment.

(ii) Interim Relief may be shown as a separate element. No dearness relief on this element will be admissible. Interim Relief involving a fraction of a rupee may be rounded off to the next higher rupee.

(iii) In case of persons in receipt of more than one pension, the Interim Relief will be calculated on the total of all pensions taken together.

2. The concerned Treasury Officers/Bank Managers of J&K Bank wherefrom the pensioners/family pensioners are drawing their pension/family pension shall release payments on account of Interim Relief on the basis of these orders without waiting for any further communication either from Accountant General or Chairman, J&K Bank/General Manager J&K Bank.

By order of the Government of Jammu and Kashmir.

(Sd.) M. S. PANDIT,

Additional Chief Secretary,
Finance.

No. A/115(95)-754 Dated 18-9-1995.

Copy to the :-

1. All Additional Chief Secretaries_____.
2. All Commissioners/Secretaries to Government _____.
3. All Heads of Departments_____.
4. Secretary to Governor//Legislative Assembly/Public Service Commission.
5. Secretary Legislative Assembly/Legislative Council.
6. Accountant General A&E/Audit Srinagar/Jammu
7. Comptroller Agriculture University, Kashmir.
8. Director/Dy. Director Accounts & Treasuries, Srinagar/Jammu.
9. Director/Dy. Director, Funds Orgn., Jammu/Srinagar.
10. Director of Information, Srinagar/Jammu.
11. Accountant General Himachal Pradesh-Simla.
12. Principal Northern Zonal Accountancy Training Institute, Jammu.
13. Principal Accountancy Training Institute Srinagar.
14. Resident Commissioner, New Delhi/Trade Agent, Bombay.
15. Financial Advisor/Deputy Financial Advisors_____.
16. All District Dev. Commissioner/_____.
17. Chairman J&K Bank Srinagar/General Manager J&K Bank Srinagar/ Jammu/All District Managers of J&K Bank.
18. General Manager Government Press, Srinagar for publication in the Government Gazette.
19. Saddar Treasury Officer/District Treasury Officers/Treasury Officers_____/ Secretariat Training Institute, Srinagar.
20. President Pensioners Association Srinagar/Jammu.
21. All Officers/Section Officers of the Finance Department.
22. _____

(Sd.) M.J. NAJAR,

Director (Codes),
Finance Department

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Subject : Payment of pension to the pensioners of Municipalities and Local Bodies.

Ref. : General Administration Department's No GDC-87/CM/95 dated 23-8-1995.

Government Order No. 211-F of 1995.

Dated 20-9-1995.

In the scheme for "Payment of Pension" of State Government Pensioners by J&K Bank Ltd. (introduced vide Government Order No. 401-F of 1977 dated 13-6-1977) the following shall be inserted as sub-para third below para-I of the scheme under the caption "Extent" :-

> "The scheme shall mutatis-mutandis cover the pensioners of Municipalities and Local Bodies of J&K State who are entitled to receive pension from State Treasuries."

2. In order to implement these orders, the Treasury Officers concerned shall monitor closely the progress of expenditure for payment of pension by Banks in relation to the amounts placed at their disposal by the Municipalities/other Local Bodies for the purpose.

By order of the Government of Jammu and Kashmir.

(Sd.) M. S. PANDIT,

Additional Chief Secretary (Finance).

No. A/11(92)-684 Dated 20-9-1995.

Copy to the :-

1. All Additional Chief Secretaries_____.
2. All Commissioners/Secretaries to Government_____Municipality.
3. All Head of Departments_____/Administrator, Srinagar/Jammu.
4. Secretary to Governor/Advisors to Governor/Public Service Commission.
5. Secretary Legislative Assembly/Legislative Council.
6. Accountant General A&E/Audit Srinagar/Jammu.
7. Advocate General J&K Srinagar/Jammu.
8. Comptroller Agriculture University, Kashmir.

9. Director/Dy. Director Accounts & Treasuries, Srinagar/Jammu.
10. Director/Dy. Director, Funds Orgn., Jammu/Srinagar.
11. Director Local Bodies Srinagar/Jammu.
12. Director of Information, Srinagar/Jammu.
13. Director Municipalities Srinagar/Jammu.
14. Chairman J&K Bank Srinagar/Jammu. General Manager J&K Bank Srinagar/Jammu.
15. Examiner Local Audit Fund Srinagar/Jammu.
16. All District Dev. Commissioner/_____.
17. Principal Northern Zonal Accountancy Training Institute, Jammu.
18. Principal Accountancy Training Institute Srinagar.
19. Saddar Treasury Officer/District Treasury Officers/Treasury Officers_____/ Secretariat Training Institute, Srinagar.
20. Resident Commissioner, New Delhi/Trade Agent, Bombay.
21. Accountant General Himachal Pradesh Simla.
22. Financial Advisor/Deputy Financial Advisors_____.
23. General Manager Government Press, Srinagar for publication in the Government Gazette.
24. President Pensioners Association Srinagar/Jammu.
25. All Officers/Section Officers of the Finance Department.
26. Master file/Govt. order file (w.3.s.c.)

(Sd.) M.J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Notification.

Srinagar, the 29th September, 1995.

SRO-258.--In exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir the Governor is pleased to direct that the following amendments shall be made in the Jammu and Kashmir Civil Service Regulations, Vol: I namely :--

In the said Regulations ;

the following shall be inserted as 'Note 6' below Art. 240-BB :--

I-Note 6 : With effect from 1-4-1995, the Dearness Allowance as indicated below shall be treated as Dearness Pay for reckoning emoluments for the purpose of Retirement Gratuity/Death Gratuity :--

	Pay Range	Dearness Allowance to be added to pay for calculation of Gratuity
1.	Basic pay up to Rs. 3500/- P.M.	97% of pay.
2.	Basic pay above Rs. 3500/- P.M. and up to Rs. 6000/- P.M.	73% of pay subject to a minimum of Rs. 3395/-
3.	Basic pay above Rs. 6000/- P.M.	63% of pay subject to a minimum of Rs. 4380/-

II.--The following proviso shall be added to the existing note 4 below Art. 240-BB :--

"Provided that, w.e.f. 1-4-1995, the over-all ceiling of Death-cum-Retirement Gratuity shall be Rs. 2.50 lakhs".

By order of the Governor.

(Sd.) M.J. NAJAR,

Director (Codes),
Finance Department.

No. A/25(94)-832 Dated 29-9-1995.

Copy to the:--

1. All Additional Chief Secretaries_____.
2. Commissioners/Secretaries to Government.
3. Secretary to Governor//Legislative Assembly/Public Service Commissior
4. Accountant General A&E/Audit Srinagar/Jammu.
5. All Heads of Departments_____.
6. Resident Commissioner New Delhi.
7. District Development Officer/Trade Agent Bombay.
8. Comptroller Agriculture University. Kashmir.
9. Director/Dy. Director Accounts & Treasuries, Srinagar/Jammu.
10. Director/Dy. Director. Funds Orgn., Jammu/Srinagar.
11. Director of Information. Srinagar/Jammu.
12. Advocate General Srinagar/Jammu.
13. Financial Advisor/Deputy Financial Advisors_____.
14. Principal Northern Zonal Accountancy Training Institute, Jammu.
15. Principal Accountancy Training Institute Srinagar.
16. Saddar Treasury Officer/District Treasury Officers/Treasury Officers_____ Secretariat Training Institute, Srinagar.
17. Private Secretary to Advisors.
18. All Officers/Section Officers of the Finance Department.
19. Accountant General Himachal Pradesh (Simla).
20. _____

(Sd.) M.J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Subject :--Payment of Dearness Allowance to State Government Employees--Revised Rates w.e.f. 1-7-1995.

Reference :--State Administrative Council Decision No. 148 dated 28-9-1995.

Government Order No. 220-F of 1995.

Dated 29-9-1995.

In partial modification of Government Order No. 99-F of 1995 dated 18-4-1995, it is hereby ordered that all Government employees including Work Charged and Whole Time Contingent paid employees working in the regular time scale of pay shall be paid Dearness Allowance at the following rates with effect from 1-7-1995 :--

Pay Range.	Rate of Dearness Allowance (including previous instalments) w.e.f. 1-7-1995.
(i) Basic pay up to Rs. 3500/-	136% of basic pay.
(ii) Basic pay above Rs. 3500/- but below Rs. 6000/- P.M.	102% of basic pay subject to minimum of Rs. 4760/- P.M.
(iii) Basic pay above Rs. 6000/- P.M.	98% of basic pay subject to minimum of Rs. 6120/- P.M.

2. The additional instalment of Dearness Allowance shall be paid in cash w.e.f. 1-7-1995 to all categories of employees including those drawing pay above Rs. 3500/- P.M.

3. The basic pay for the purpose of this order shall be the basic pay as defined in Art. 27(a) (i) of J&K Civil Service Regulations plus the stagnation personal pay which has been allowed to be treated as part of pay for Dearness Allowance as per Government Order No. 226-GR/F of 1990 dated 31-10-1990.

4. The payment on account of Dearness Allowance involving a fraction of 50 paise and above shall be rounded to the next higher rupee and the fraction of less than 50 paise shall be ignored.

5. The provisions of this order shall also apply mutatis mutandis in the case

of All India Service Officers serving in connection with the affairs of the State.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

No. A/44(94)--828 Dated 29-9-1995.

Copy forwarded to :--

1. All Additional Chief Secretaries/Commissioners/Secretaries to Government
2. All Heads of Departments.
3. Secretary to Governor/Legislative Assembly/Legislative Council/Public Service Commission.
4. Secretary to Governor/Advisors to Governor.
5. Accountant General A&E/Audit Srinagar/Jammu.
6. Advocate General, Jammu/Srinagar.
7. FA and CAO, Power Projects and Flood Control, Srinagar.
8. Resident Commissioner, 5-Prithvi Raj Road, New Delhi/Trade Agent, Bombay.
9. All District Development Commissioners
10. Director/Deputy Director, Accounts and Treasuries, Srinagar/Jammu.
11. Director/Deputy Director, Funds Organisation, Srinagar/Jammu.
12. Director of Information, J&K, Srinagar/Jammu.
13. Principal Northern Zonal Accountancy Training Institute, Jammu/Principal Accountancy Training Institute, Srinagar.
14. Financial Advisors/Deputy Financial Advisors
15. Chairman, J&K Bank/General Managar, J&K Bank, Srinagar.
16. General Manager, Government Press, Srinagar for publication in the Government Gazette.
17. Saddar Treasury Officer/District Treasury Officers/Treasury Officers
18. All Officer/Section Officers of the Finance Department.
19. Instructor Secretariat Training Class, Srinagar.
20. Comptroller Agriculture University, Kashmir.
21. _____

GOVERNMENT OF JAMMU AND KASHMIR
FINANCE DEPARTMENT.

Subject :--Payment of Dearness Allowance to State Pensioners/Family Pensioners- Revised Rates w.e.f. 1-7-1995.

Reference :--State Administrative Council Decision No. 148 dated 28-9-1995.

Government Order No. 221-F of 1995

Dated 29-9-1995.

In partial modification of Government Order No. 100-F of 1995 dated 18-4-1995, it is hereby ordered that State Government Pensioners and Family Pensioners shall be allowed Dearness Allowance on Pension/Family Pension at the following rates with effect from 1-7-1995 :--

Pension/Family Pension per month.	Rate of Dearness Allowance (including previous instalments) w.e.f. 1-7-1995.
(i) Not exceeding Rs. 1750/-	136% of Pension/Family Pension.
(ii) Exceeding Rs. 1750/- but not exceeding Rs. 3000/-	102% of Pension/Family Pension subject to minimum of Rs. 2380/-
(iii) Exceeding Rs. 3000/- P.M.	88% of Pension/Family Pension subject to minimum of Rs. 3060/- P.M.

2. Pension/Family Pension in the case of pre 1-4-1987 retirees and where family pension was sanctioned prior to 1-4-1987 means the consolidated pension or consolidated family pension as the case may be effective from 1-4-1987 in terms of Government order No. 98-F of 1988 dated 1-4-1988.

3. In the case of pensioners who have retired from service on or after 1-4-1987 and in the case of family pensioners whose family pension has been sanctioned for the first time on or after 1-4-1987 pension/family pension shall mean basic pension/family pension admissible in terms of Notification SRO-129 dated 5-4-1988.

4. In the case of family pensioners whose family pension is sanctioned in respect of a Government servant who has retired or may retire on or after 1-4-1992 and has died or may die thereafter or who has died or may die while in service on or after the said date, the family pension shall mean the basic pension as admissible in terms of Rule 20 (B) of Family Pension Rules (Schedule XV) of Jammu and kashmir Civil Service Regulations incorporated vide Notification SRO-77 dated 30-3-1992.

5. Payment of Dearness Allowance involving a fraction of a rupee shall be rounded to the next rupee.

6. Personal Pension, if any, will not be taken into account for determining Dearness Allowance on pension.

7. Other provisions governing grant of Dearness Allowance on Pension/ Family Pension such as regulation of Dearness Allowance, during employment/ re-employment, regulation of Dearness Allowance where more than one pension is drawn etc. and other provisions of the existing rules/orders (as are not in conflict to the provisions of this order) shall continue to remain in force.

8. The Treasury Officers and/or the paying branches of the Jammu and Kashmir Bank where from the state Pensioners/Family Pensioners draw their pension shall authorise payment of Dearness Allowance to he pensioners without waiting for any further instructions either from the Accountant General or from the General Manager, Jammu and Kashmir Bank, where the bank feels any doubt in the computation of Dearness Allowance in any case they shall refer the matter to the concerned Treasury Officer for clarification.

By order of the Government of Jammu and Kashmir.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

No. A/44(94)/831 Dated 29-9-1995.

Copy to the :-

1. All Additional Chief Secretaries/Commissioners/Secretaries to Government/ All Heads of Departments.
2. Secretary to Governor/Legislative Assembly/Legislative Council/Public Service Commission.
3. Accountant General A&E/Audit Srinagar/Jammu.
4. Advocate General, J&K, Jammu/Srinagar.
5. Accountant General, Allahabad (U.P.).
6. All District Development Commissioners_____
7. Director/Deputy Director, Accounts and Treasuries, Srinagar/Jammu.
8. Director/Deputy Director, Funds Organisation, Srinagar/Jammu.
9. Director of Information, J&K, Srinagar/Jammu.
10. Comptroller Agriculture University, Kashmir.

11. All Financial Advisors/Deputy Financial Advisors_____
12. Chairman, J&K Bank/General Manager, J&K Bank (w.5.s.c.). All District Managers, J&K Bank/The General Manager, J&K Bank is requested to instruct all the paying branches of the Bank to release the instalment of D.A. to all the pensioners/Family Pensioners promptly.
13. Treasury Officer/Saddar Treasury Officers/District Treasury Officers/ Treasury Officers_____
14. General Manager, Government Press, Srinagar for publication in the Government Gazette.
15. President Pensioners Association, 80-Rehari, Jammu.
16. President Pensioner Discussing and Recreation Centre, 1178-Sector 16, Faridabad-121002.
17. Private Secretaries to Advisors/Chief Secretary/Addl. Chief Secretaries.
18. Resident Commissioner, 5-Prithvi Raj Road, New Delhi.
19. Trade Agent, Bombay.
20. Principal Northern Zonal Accountancy Training Institute, Jammu.
21. Principal Accountancy Training Institute, Srinagar.
22. Instructor Secretariat Training Class, Srinagar.
23. All Officers/Section Officers of the Finance Department.
24. _____.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Notification.

Dated Srinagar, the 16th October, 1995.

SRO-275.--In exercise of the powers conferred by section 118 of the Constitution of Jammu and Kashmir the Governor is pleased to direct that the following amendments shall be made in the Jammu and Kashmir Financial Code Volume II namely :--

In appendix 6 of the said code :
the following shall be inserted at serial 29 below Rule (5) :--

29) Guards/Havaldars/Sentries of Sericulture Department (on the pattern of Forest Guards).

By order of the Governor.

(Sd.) M. S. PANDIT,

Addl. Chief Secretary (Finance),
Finance Department.

No. A/6(62)/838 Dated 16-10-1995.

Copy forwarded to :--

1. All Additional Chief Secretaries.
2. All Commissioners/Secretaries to Government
3. All Heads of Departments.
4. Secretary to Governor/Advisors/Legislative Assembly/Legislative Council/ Public Service Commission.
5. Accountant General Audit/A&E Srinagar/Jammu.
6. Advocate General, J&K, Srinagar/Jammu.
7. All District Development Commissioners.
8. Director/Deputy Director, Accounts and Treasuries, Srinagar/Jammu.
9. Director/Deputy Director, Funds Organisation, Srinagar/Jammu.
10. Comptroller Agriculture University, Kashmir.
11. All Financial Advisors & Chief Accounts Officers/All Deputy Financial Advisors & CAOs.
12. Director Information, J&K, Jammu/Srinagar.
13. Treasury Officer Saddar Treasury/District Treasury Officers.
14. Principal Accountancy Training School, Srinagar/Principal Northern Zonal Accountancy Training Institute, Jammu.
15. Instructor Secretariat Training Class, Srinagar/Jammu.
16. Stock File (w.5 s.c.)
17. _____

(Sd.) M. J. NAJAR,

Director (Codes)
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Notification.

Dated Srinagar, the 29th November, 1995.

SRO-310.--In exercise of the powers conferred by the proviso to section 124 of the Constitution of Jammu and Kashmir, the Governor hereby directs that in the Jammu and Kashmir Civil Services Regulations, 1956 the following amendments shall be made, namely :--

I. Note 2 below Article 35-A shall be deleted.

II. After Note 1 below Article 35-A the following shall be inserted as Article 35-AA, namely :--

35-AA. *Determination of Date of Birth.*--Notwithstanding anything contained in rules 6.4 and 6.5 of the Jammu and Kashmir Financial Code Volume I, the following provisions shall apply for determination of Date of Birth recording thereof in reference to the Government servants :--

(a) Determination of age :

The date on which a Government Servant attains the age of superannuation shall be determined with reference to the date of birth declared by the Government employee at the time of appointment and accepted by the appointing authority on production, as far as possible, or confirmatory documentary evidence in the following manner :--

(i) In case of Government employee, where prescribed qualification is matriculation or above, matriculation or equivalent certificate issued by the Jammu and Kashmir Board of School Education or any recognised Board/University wherefrom the employee has passed such examination :

(ii) In case of Government employees, where prescribed qualification is below matriculation, the school leaving certificate, duly signed by the concerned Head of Govt. School and countersigned by the concerned Gazetted Officer of the Education Department in immediate administrative control of the said Institution (in case the Head of Institution/School is not a Gazetted Officer). Likewise, such certificate (s) issued by the Head of a Government recognised Private Institute/School shall be countersigned by the concerned Gazetted Education Officer, who is in immediate administrative control of Government Institutions in the area, such as Zonal Education Officer.

(iii) "Discharge Certificate" in case of ex-servicemen re-employed in State Service ;

(iv) In case of illiterate persons--

1. Extracts from Birth Register duly signed by the concerned Executive Officer of the Municipality, Chairman concerned Notified Area Committee/Town Area Committee, as the case may be ;

2. In the case of those persons not falling within the Municipal/ Notified Area Committee Limits, the certificate should be signed by the concerned Tehsildar where the employee resides who will issue the certificate in the prescribed format as per annexure hereto ; or

3. A certificate in the above mentioned format issued by a Medical Board of the respective district, where the employee is posted The Medical Board shall comprise of :--

(i) Chief Medical Officer of the respective district ;

(ii) Radiologist ;

(iii) Dental Surgeon.

(b) Recording of Date of Birth in the record of service :

(i) On production of Date of Birth Certificate by the concerned Government employee in the manner prescribed in clause (a) above, the concerned Head of Office/Drawing and Disbursing Officer under whose signatures the monthly pay bill of the establishment is paid from the treasury, shall record his/her date of birth in the service book or any other record that may be kept in respect of such Government servant with reference to relevant confirmatory documentary evidence ;

(ii) The signature or thumb impressions (in case of illiterate persons) of the concerned Government servant(s) shall be obtained in token of its acceptance as to its correct recording on the first page of relevant service book/record of service by the concerned Head of Office/Drawing and Disbursing Officer at the time of authentication of the entries on the first page of service book/record of service ;

(iii) An authenticated copy of the confirmatory documentary evidence substantiating the recording of date of birth shall be attached with the service book/record of service to form an inseparable part of the same.

(c) alteration of Date of Birth

The date of birth so declared by he Government servant and accepted and once recorded by the appropriate authority (as specified in clause (b) above) in the service book or any other record of service of the Government servant, as the case may be, shall not be subject to any alteration, except in the case of a clerical error without the orders of the Government. No alteration of date of birth of a Government servant shall be made by the Government (Administrative Department) unless a request in this regard is made by the concerned Government servant within a period of five years of his/her entry into Government service and it is clearly established that a genuine/bonafide mistake has occurred.

Provided that in case of Government servant in service on the date of issue of this Notification, a request for alteration of his/her date of birth may be considered by the Government, for reasons to be recorded in writing, if an application to this effect is made within a period of six months from the date of issue of this Notification.

Provided further that the date of birth so altered would not make him/her ineligible to appear in any school or University/Board or Public Service Commission Examination in which he had appeared or for entry into Government service, on the date on which he first appeared at such examination or on the date on which he entered Government service.

(d) Notwithstanding the provisions contained in clause (c) above regarding alteration of date of birth, Government, however, reserves the right to make a correction in the recorded age of Government servant at any time, against the interests of the Government employee when it is satisfied that the age recorded in his/her service book or in the history of services of the concerned Government servant is incorrect and has been incorrectly recorded with the object that the said Government employee may derive some unfair advantage therefrom.

By order of the Governor.

(Sd.) M. S. PANDIT,

Addl. Chief Secretary (Finance).

No. A/22(85)-1011 Dated 29-11-1995.

Copy forwarded to :--

1. All Additional Chief Secretaries, Housing/Election/Agri./PDD Deptts.
2. All Commissioners/Secretary to Government.
3. Secretary to Governor/Advisors/Legislative Assembly/Legislative Council/ Public Service Commission.
4. Accountant General A&E/Audit. Srinagar/Jammu.

5. All Heads of Departments.
6. All District Development Commissioners.
7. Advocate General, J&K, Srinagar/Jammu.
8. Director/Deputy Director, Accounts and Treasuries, Srinagar/Jammu
9. Director/Deputy Director, Funds Organisation, Srinagar/Jammu.
10. Director Information, J&K, Jammu for vide publication.
11. Principal Northern Zonal Accountancy Training Institute, Jammu.
12. Principal Accountancy Training Institute, Srinagar.
13. Resident Commissioner, New Delhi/Treasury Officer, New Delhi.
14. All Financial Advisors and Chief Accounts Officers.
15. Comptroller Agriculture University, Kashmir.
16. Saddar Treasury Officer/District Treasury Officers/Treasury Officers (all).
17. Private Secretary to Advisor (M)/Advisor (S)/Advisor (RKS)/Advisor (G).
18. All officers/Section Officers of the Finance Department.
19. Master file w.2s.c.
20. Compendium, 1995.
21. General Manager, Govt. Press, Jammu for publication in next issue of Government Gazette.

(Sd.) M. J. NAJAR,

Director (Codes)
Finance Department.

Annexure as referred to in Art. 35(AA)(a)(iv) of Jammu and Kashmir Civil Service Regulations.

AGE CERTIFICATE

Descriptive Roll and Age Certificate of _____ employed as _____ in _____ Department.

1. Name of the incumbent _____
2. Father's name _____
3. Residence :
   (a) Mohalla or village _____
   (b) Tehsil _____
   (c) District _____
4. Height _____
5. Personal mark of identification _____
6. Date of Birth by Christian Era _____
7. Grounds on which the correctness of Date of Birth as has been established by the issuing Authority _____

Signature/Thumb impression
(in case of illiterate)
of concerned person.

Signature and official seal
of issuing authority.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Notification

Dated Jammu, the 29th November, 1995.

SRO-311.--In exercise of the powers conferred by section 118 of the Constitution of Jammu and Kashmir the Governor is pleased to make the following amendment shall be made in the Jammu and Kashmir Financial Code Volume I, namely :--

For sub-rule (1) of rule 6.4 the following shall be substituted :--

"Every person newly appointed to a service or a post under Government, should at the time of appointment declare the date of his/her birth by the Christian era with confirmatory documentary evidence such as Matriculation Certificate, School Leaving Certificate, Municipal Birth Certificate and so on, as required by or permitted under Article 35-AA of the Jammu and Kashmir Civil Service Regulations."

By order of the Governor.

(Sd.) M. S. PANDIT,

Addl. Chief Secretary (Finance).

No. A/22(85)-1028 Dated 29-11-1995.

Copy forwarded to :--

1. All Additional Chief Secretaries_____
2. All Commissioners/Secretary to Government_____
3. Secretary to Governor/Legislative Assembly/Legislative Council/Public Service Commission.
4. All Heads of Departments.
5. Accountant General A&E/Audit, Srinagar/Jammu.
6. All District Development Commissioners.
7. Advocate General, Srinagar/Jammu.
8. Director/Deputy Director, Accounts and Treasuries, Srinagar/Jammu.
9. Director/Deputy Director, Funds Organisation, Srinagar/Jammu.
10. Director Information, J&K, Jammu/Srinagar.
11. Principal Accountancy Training School, Srinagar/Principal Northern Zonal Accountancy Training Institute, Jammu.

12. Resident Commissioner, New Delhi.
13. Financial Advisors/Chief Accounts Officers_____
14. Comptroller Agriculture University, Kashmir.
15. Saddar Treasury Officer/District Treasury Officers/Treasury Officers_____.
16. Private Secretary to Advisors_____
17. All Officers/Section Officers of the Finance Department.
18. General Manager, Government Press, Jammu for publication in next issue of Government Gazette.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

Notification.

Dated Jammu, the 29th November, 1995.

SRO-312.--In exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir, the Governor is pleased to direct that the following amendments shall be made in the Jammu and Kashmir Civil Service Regulations, Volume II, namely :--

In the said Regulations;

Form 3 of Schedule XII (Details of Family) shall be recast as under :--

FORM 3 (Details of Family)

Details of Family for un-married/married Government servants

1. Name of the Government servant _____
2. Designation _____
3. Date of Birth (Refer to Art. 35-A of J&K Civil Service Regulations) _____
4. Date of appointment _____
5. Details of Family as on _____

(A) For un-married Government servants :

S.No.	Name of Member of Family	Date of birth	Occupation	Initial of Govern-ment servant	Initial of Head of officer/ D.D.O.
1	2	3	4	5	6
1.	Father (Name_____)				
2.	Mother (Name_____)				
3	Brothers below the age of 18 years (Name_____)				
4.	Unmarried sisters/Widowed/divorsed sisters (Names_____)				

(B) for Married Government Servants :

1. Wife in the case of male officer (Name_____)
2. Husband in the case of female officer (Name_____)
3. Son(s) in the order of their ages (Name(s)_____)
4. Un-married/Widowed/Divorced daughter(s) (Name(s)_____)
5. Brother(s) below the age of 18 years/unmarried or widowed/divorced sister(s) (Name(s)_____)
6. Father (Name_____)
7. Mother (Name_____)

Place_____ Signature of Government Servant.

Dated_____

Note 1.--Every Government servant at the time of initial appointment shall declare his family strength in the above form. Where there is any change in his family strength he shall intimate the same to the concerned Head of Office/Drawing and Disbursing Officer in writing. A copy of the said Form shall be attached with the service book of the concerned Official for recording changes in the family strength from time to time under the signatures of both the concerned official and Drawing and Disbursing Officer/Head of Office. The first salary shall not be disbursed/released unless he/she has amongst other formalities prescribed under the rules, also filled up this Form.

Note 2.--The above procedure shall apply mutatis mutandis in respect of existing Government servants both Gazetted and non-Gazetted who shall complete this form within three months from the date of issue of this Notification.

2. Rule 11 of Family Pension-cum-Gratuity Rules (Schedule XV) s' recast as under. :--

Rule 11.--For purpose of these rules the term "Family" s-

(a) Wife in the case of male officer (see Explanati-

(b) Husband in the case of female officer (see

(c) Minor sons (Subject to the Explanation III below).

(d) Un-married and widowed daughters/divorced daughters.

(e) Brother(s) below the age of 18 years and un-married or widowed sisters/ divorced sisters.

(f) Father, and

(g) Mother.

Explanation I.

(i) Wife/husband shall cease to be a member of family of the employee on her/his being divorced by husband/wife as the case may be ,

(ii) The term wife' shall include plural 'wives'.

(iii) It will be irrelevant whether the marriage has been contracted during the service of the employee or after retirement ;

(iv) It will be irrelevant whether the living widow/widows of the deceased employee has/have become the wife/wives of such an employee by way of his first marriage or subsequent marriage.

Explanation II

(i) It will be irrelevant whether the deceased female employee had married during the course of her service or after retirement.

(ii) It will be irrelevant whether the husband is out of first marriage or of a subsequent marriage following death or/divorced from the previous husband.

Explanation III

Minor sons for the purpose of this rule shall mean sons having the age they remain entitled to family pension as per Note 2 below Rule 21.

Note 1.--Minor son(s) and un-married daughter(s) shall include step children, adopted children and posthumous children having the age they remain entitled to family pension. Adopted child/children shall mean child/children adopted by Government servant before or after retirement provided such Government servant had no issue of his/her own. The adoption document shall be registered in a Court of Law.

No other document such as succession certificate, wil, deed, affidavit etc. be accepted for grant of family pension.

Note 2.--The divorced daughter(s)/divorced sister(s), subject to all other conditions, shall be eligible for family pension only if they produce a reasonable proof of their having been dependent on the deceased employee. If such a beneficiary remarries the payment of family pension shall stop immediately.

Note 3.--Cases for grant of family pension which are pending at the time of issue of this Notification shall be decided under the amended rules.

3. The following shall be inserted as "government Instructions" below rule 22(a) of (Schedule XV) Family Pension-cum-Gratuity Rules.--

Government Instruction.--In the case of twin sons/twin daughters the family pension shall be payable to such children in equal shares. In the event of one such child ceasing to be eligible for family pension his share of family pension will not lapse but will become payable to other such child and when both such children become ineligible for family pension, the family pension will become payable to the next eligible single child or twin children, if any, as the case may be.

Pending cases if any shall be decided under the amended rules.

By order of the Governor.

(Sd.) M. S. PANDIT,

Addl. Chief Secretary (Finance).

No. A/14(85)-1010 Dated 29-11-1995.

Copy forwarded to :--

1. All Additional Chief Secretaries_____
2. Commissioner/Secretary to Government_____
3. Secretary to Governor/Public Service Commission/Legislative Assembly/ Legislative Council.
4. Accountant General J&K A&E/Audit, Srinagar/Jammu.
5. All Heads of Departments_____.
6. All District Development Commissioners_____.
7. Advocate General, Srinagar/Jammu.

8. Director/Deputy Director, Accounts and Treasuries, Srinagar/Jammu.
9. Director/Deputy Director, Funds Organisation, Srinagar/Jammu.
10. Director Information, J&K, Jammu/Srinagar.
11. Resident Commissioner, New Delhi.
12. Principal Northern Zonal Accountancy Training Institute, Jammu.
13. Principal Accountancy Training Institute, Srinagar.
14. Financial Advisors/Chief Accounts Officers_____
15. Comptroller Agriculture University, Kashmir.
16. Treasury Officer, 5-Prithvi Raj Road, New Delhi.
17. Saddar Treasury Officer/District Treasury Officers/Treasury Officers_____.
18. Private Secretary to Advisors_____
19. All Officers/Section Officers of the Finance Department.
20. General Manager, Government Press, Jammu for publication in next issue of Government Gazette.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Notification

Dated Jammu, the 29th November, 1995.

SRO-313.--In exercise of the powers conferred by section 118 of the Constitution of Jammu and Kashmir the Governor is pleased to direct that the following amendments shall be made in the Jammu and Kashmir Financial Code, Volume I :--

In the said Code ;

Exception No. 1 alongwith proviso below note to Rule 14.4 shall be recast as under :--

Exception No. 1.

The Director Central Purchase and Stores Department shall be competent to make advance payments against documents for cost, freight and incidental charges of stores purchased within and outside the State without obtaining the prior sanction of the competent authority.

Provided that necessary provision exists in the budget and full amounts are advanced to Government owned Corporations/Undertakings like J&K Cements Limited and Steel Authority of India only, in case of purchases of Cement, Bituman and Steel. In respect of other materials, advances to the extent of 10 to 20 percent only shall be made, provided the same are purchased from outside the State''.

By order of the Governor.

(Sd.) M. S. PANDIT

Additional Chief Secretary (Finance)

No. A/4(67) 1012 Dated 29-11-1995

Copy forwarded to :--

1. All Additional Chief Secretaries_____
2. Commr./Secretary to Government_____
3. Secretary to Governor/Public Service Commission/Legislative Assembly/ Legislative Council.

4. Accountant General J&K A&E/Audit. Srinagar/Jammu.
5. All Heads of Departments_____.
6. All District Development Commissioners_____.
7. Advocate General, J&K, Srinagar/Jammu.
8 Director/Deputy Director, Accounts and Treasuries, Srinagar/Jammu.
9. Director/Deputy Director, Funds Organisation, Srinagar/Jammu.
10. Director Information, J&K, Jammu/Srinagar.
11. Resident Commissioner. New Delhi.
12. Principal Northern Zonal Accountancy Training Institute, Jammu.
13. Principal Accountancy Training Institute, Srinagar.
14. Financial Advisors/Chief Accounts Officers_____
15. Saddar Treasury Officer/District Treasury Officers/Treasury Officers____.
16. Private Secretary to Advisors_____
17. All Officers/Section Officers of the Finance Department.
18. General Manager, Government Press, Jammu for publication in next issue of Government Gazette.
19. Master file w.3.s.c.
20. Annual Compendium 1995.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Subject :--Delegation of powers to the Director Fisheries to fix sale price of fish.

Reference:--General Adm. Deptt's No. GDC-37/CM/95 dated 23-8-1995 conveyed by Forest (Fisheries) Deptt. vide U. O. No. Fst/64/Fish/78 dated 31-8-1995.

Government Order No. 254-F of 1995.

Dated 29th November, 1995.

In chapter 5.10 of Book of Financial Powers, the following shall be inserted at serial 106 :--

S.No.	Nature of power	To whom delegated	Extent
106	To fix the sale rate of the fish of different species available for sale from time to time in the Fisheries Department.	Director Fisheries.	Full powers.

By order of the Government of Jammu and Kashmir.

(Sd.) M. S. PANDIT,

Additional Chief Secretary (Finance).

No. A/22(Forest)-912 Dated 29-11-1995.

Copy forwarded to :--

1. All Additional Chief Secretaries_____
2. Commr/Secretary to Government_____Deptt.
3. All Heads of Departments.
4. Secretary Legislative Assembly/Legislative Council.
5. Secretary Public Service Commission.
6. Accountant General A&E/Audit. Srinagar/Jammu.
7. Advocate General. Srinagar/Jammu.
8. Director/Deputy Director. Accounts and Treasuries. Srinagar/Jammu.
9. Director/Deputy Director. Funds Organisation. Srinagar/Jammu.

10. Director of Information. J&K. Srinagar.
11. Director Fisheries, J&K. Jammu.
12. All District Development Commissioners_____.
13. Financial Advisors/Deputy Financial Advisors_____
14. Principal Northern Zonal Accountancy Training Institute, Jammu.
15. Principal Accountancy Training Institute, Srinagar.
16. District Treasury Officers/Saddar Treasury Officer/Treasury Officers_____.
17. General Manager, Government Press, Jammu for publication in the Government Gazette.
18. Comptroller Agriculture University, Kashmir.
19. Annual Compendium 1995.
20. Master File w. 3. s. c.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT--FINANCE DEPARTMENT.

Subject :--Grant of 2nd Instalment of Interim Relief in favour of State Public Sector Employees.

Reference:--State Administrative Council Decision No. 164 dated 28-11-1995.

Government Order No. 259-F of 1995.

Dated 30th November. 1995.

In continuation to Government Order No. 89-F of 1995 dated 31-3-1995, it is hereby ordered :--

1. 2nd instalment of Interim Relief shall be paid to the State Public Sector Employees @ 10% of basic pay subject to minimum of Rs. 100/- p.m. :

2. The amount of Interim Relief will not form part of pay for any service benefit i.e. Computation of House Rent Allowance, City Compensatory Allowance. Overtime Allowance, Pay fixation, encashment of leave salary etc. etc.

3. The amount of Interim Relief sanctioned in the earlier Govt. Order No. 89-F of 1995 dated 31-3-1995 and that sanctioned under this order will be shown as a distinct element of remuneration ;

4. The condition indicated in the foregoing paras 2&3 shall exist and shall be deemed to have existed in the earlier Government Order No. 89-F of 1995 dated 31-3-1995 as well abintio ;

5. Steps for improvement of working of Public Sector Enterprises shall be intensified. Necessary proposals in this regard shall also be brought up before State Administrative Council in its next meeting.

By order of the Government of Jammu and Kashmir.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

No. A/113(95)-1032

Dated 30-11-1995.

Copy forwarded to :--

1. Chairman, Bureau of Public Enterprises.
2. Financial Commissioner, J&K.
3. Additional Chief Secretary, Agriculture/Elections/Home/Planning & Dev. Departments.
4. All Commissioners./Secretaries to Government.
5. Accountant General, J&K A&E/Audit.
6. All Heads of Departments.
7. All Chief Executives/Managing Directors of State PSUS.
8. Secretary to Governor/PSC/Legislative Assembly/Legislative Council.
9. Resident Commissioner/Try. Officer. J&K. 5-Prithvi Raj Road, New Delhi.

9-A Principal Accountancy Training School, Jammu/Srinagar.

10. Director of Information, J&K, Jammu.
11. Director/Deputy Director, Accounts and Treasuries, Srinagar/Jammu.
12. Private Secretaries to Advisors/Chief Secretary, J&K.
13. General Manager, Government Press, Jammu for publication in Government Gazette.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Subject :--Grant of 2nd Instalment of Interim Relief in favour of State Public Sector Employees.

Reference:--State Administrative Council Decision No. 164 dated 28-11-1995.

Government Order No. 260-F of 1995.

Dated 1st December, 1995.

It is hereby ordered that in the Government Order No. 259-F of 1995 dated 30-11-1995 the words with effect from 1-4-1995 shall be added and shall always be deemed to have been added at the end of sub-para 1.

By order of the Government of Jammu and Kashmir.

(Sd.) DR. R. K. KOTROO,

Director (Finance).

No. A/113(95)-1033 Dated 1-12-1995.

Copy forwarded to :--

1. Chairman, Bureau of Public Enterprises.
2. Financial Commissioner, J&K.
3. Additional Chief Secretary, Agriculture/Elections/Home/Planning & Dev. Departments.
4. All Commissioners/Secretaries to Government.
5. Accountant General, J&K A&E/Audit, Srinagar/Jammu.
6. All Heads of Departments_____.
7. All Chief Executives/Managing Directors of State PSUS.
8. Secretary to Governor/Public Service Commission/Legislative Assembly/ Legislative Council.
9. Resident Commissioner/Try. Officer, J&K, New Delhi.
10. Principal Northern Zonal Accountancy Training Institute, Jammu.
11. Principal Accountancy Training Institute, Srinagar.
12. Director of Information, J&K, Jammu.
13. Director/Deputy Director, Accounts and Treasuries, Srinagar/Jammu.
14. Director/Deputy Director, Funds Organisation, Srinagar/Jammu.
15. Private Secretaries to Advisors/Chief Secretary, J&K.
16. General Manager, Government Press, Jammu for publication in the Government Gazette.
17. _____

GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

Notification.

Dated Jammu, the 7th December, 1995.

SRO-321.--In exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir, the Governor is pleased to make the following amendments in the Jammu and Kashmir Civil Services, Regulations, Volume I, namely :--

In the said rules :

the existing Government Instruction below Note 4 to Article 163 shall be recast as under :--

Government Instruction.--No period of un-authorised leave or absence may be treated as Extraordinary Leave without allowances when a Government servant has at his credit earned leave. Where it is the intention of the competent authority not to allow the concerned Government servant any pay and allowances for the period of un-authorised absence the said period may be treated as 'Dies-non' (not qualifying for any remuneration). The 'Dies-non' in such cases shall not disturb the title of earned leave nor shall it constitute an interruption for service qualifying for pension. leave and increment.

Explanation.--The import of term dies-non' is that :--

(a) It does not qualify for any remuneration (pay and allowances).

(b) It does not count for pension.

(c) It does not count for increment.

(d) It does not cause any interruption for leave earned up to the date preceding that on which the period of 'Dies-non' has commenced unless it is the intention of the competent authority to have such period of leave forfeited in which case mention about it should be made in the order itself.

(e) It does not cause any interruption for the past service qualifying for pension.

By order of the Governor

(Sd.) M. S. PANDIT,

Additional Chief Secretary (Finance).

No. A/72(93)-1009. Dated 7-12-1995.

Copy to the :--

1. All Additional Chief Secretaries_____.
2. All Commissioners/Secretaries to Government_____.
3. Secretary to Governor/Public Service Commission/Legislative Council/ Legislative Assembly.
4. All Heads of Departments.
5. Private Secretary to Chief Justice High Court J&K Jammu.
6. Accountant General, J&K A&E/Audit Srinagar/Jammu.
7. Advocate General, Srinagar.
8. Director/Deputy Director, Accounts and Treasuries, Srinagar/Jammu.
9. Director/Deputy Director, Funds Organisation, Srinagar/Jammu.
10. Director of Information. J&K. Jammu.
11. Resident Commissioner. New Delhi.
12. Principal Northern Zonal Accountancy Training Institute, Jammu.
13. Principal Accountancy Training Institute, Srinagar.
14. Financial Advisors/Chief Accounts Officers_____
15. All District Development Commissioners.
16. Comptroller Agriculture University, Kashmir.
17. Saddar Treasury Officer/District Treasury Officers/Treasury Officers_____.
18. All Officers/Section Officers of the Finance Department.
19. Annual Compendium 1995.Master file w.2.s.c.
20. Deputy Financial Advisors_____
21. General Manager, Government Press, Srinagar/Jammu for publication in the Government Gazette.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

Notification.

Dated Jammu, the 22nd December, 1995.

SRO-333.--In exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir, the Governor is pleased to direct that the following amendments in the Jammu and Kashmir Civil Services, Regulations, Volume I, namely :--

In the said regulations ;

the following shall be inserted as 4th proviso below Art. 226(1) :--

Provided further that :--

(1) subject to provisions of sub-clause (2) a member of the State Judicicial Service shall retire from service in the afternoon of the last day of the month in which he attains the age of 60 years ;

(2) The High court shall assess and evaluate the record of the Judicial officers for his continued utility before he attains the age of 58 years by following the procedure for compulsory retirement under he service rules applicable to him and if he is not found fit and alegible he will compulsorily retire on his attaining the age of 58 years.

This shall be deemed to have come into effect from 31-12-1992.

By order of the Governor

(Sd.) SUSHMA CHOUDHARY,

Additional Chief Secretary (Finance).

No. FB-II-2/94/Jud./A/227(95). Dated 22-12-1995.

Copy to the :--

1. All Additional Chief Secretaries_____.
2. All Commissioners/Secretaries to Government_____.
3. Secretary to Governor/Public Service Commission/Legislative Assembly/ Legislative Council.
4. All Heads of Departments_____.
5. Private Secretary to Chief Justice High Court J&K Jammu.
6. Accountant General, A&E/Audit Srinagar/Jammu.
7. Advocate General, J&K Jammu/Srinagar.
8. Director/Deputy Director, Accounts and Treasuries, Srinagar/Jammu.

9. Director/Deputy Director, Funds Organisation, Srinagar/Jammu.
10. Director of Information, J&K, Jammu.
11. Resident Commissioner, New Delhi.
12. Principal Northern Zonal Accountancy Training Institute, Jammu.
13. Principal Accountancy Training Institute, Srinagar.
14. Financial Advisors/Chief Accounts Officers_____
15. All District Development Commissioners.
16. Comptroller Agriculture University, Kashmir.
17. Saddar Treasury Officer/District Treasury Officers/Treasury Officers_____.
18. All Officers/Section Officers of the Finance Department.
19. Annual Compendium 1995.Master file w.2.s.c.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

_____

GOVERNMENT OF JAMMU AND KASHMIR,
FINANCE DEPARTMENT.

O.M. No. A/85(95)-1151.

Dated 29-12-1995.

Subject :--Speedy disposal of the pension cases.

It has been brought to the notice of the Finance Department by the Accountant General that despite circular instructions issued by him in the past inordinate delay in receipt of pension cases in his office has been noticed in as much as about 90% of the cases continued to be received in his office after the retirement of the employees and that too incomplete in many respects. This position entails lot of correspondance with the concerned drawing and disbursing officers resulting in further delay in finalisation of pension cases.

2. In this connection attention is invited to Statutory rules/Government instructions of the relevant rules which *inter-alia* provides that payment of pension in all cases should commence on the Ist of the month in which it is due. For this purpose Heads of Departments and/or other authorities responsible for preparation of pension cases, including responsible for issuing of PPO's are required to observe the time schedule prescribed in the rules. The said time schedule has been prescribed in order to ensure that the work for preparing the pension case(s) is commenced sufficiently in advance taking adequate time at various stages and these should not be allowed to be prolonged. To obviate this, the following procedure with cut off dates have been prescribed under the relevant rules in the manner indicated below :--

(i) **Every Head of Officer is required to prepare a list every six months that is on Ist January and Ist July each year of all Gazetted and non-gazetted government servants who are due to retire within next 24 months of the date. The list is to be prepared in triplicate and should contain the following :--**

(a) Name of Government servant.

(b) Designation.

(c) Date of birth.

(d) Date of retirement.

(e) No. and date of sanction and amount of loan and amount outstanding and interest thereon.

A copy of every list is required to be supplied to Accountant General not later than 31st January or the 31st July, as the case may be of that year.

(ii) The head of Office or other authority responsible for preparing the pension cases will **initiate the pension case two years before the date of retirement of the Government servant.** At this stage the work will be essentially that of assembling the information necessary for working out the qualifying service etc. This process has to be **completed in good time and at any date not later than 8 months in advance of the date of retirement of the Government servant.**

(iii) The preparation of pension papers viz the reckoning of qualifying service and the calculation of average emoluments should be taken up, eight months before the retirement date. **The process of determining the qualifying service and the average emoluments** and the admissible pension and gratuity should be positively completed within a period of two months before the date of retirement. That office will after necessary scrutiny of the papers issue the PPO not later than one month in advance of date of retirement.

(iv) In order to ensure that the payment of pension should in all cases commence on the first of the month in which it is due **the progress of pension cases should be watched by the Heads of Departments and Heads of Offices by means of monthly and quarterly statements** so that various cut off dates prescribed in the rules are strictly followed.

3. **Retirement of Government servant is automatic on attaining the age of compulsory retirement and in absence of specific orders to the contrary by the competent authority a Govt. servant must retire on due date.** It is the responsibility of the administrative authorities to ensure that the Govt. servant under their control so retire as the date of retirement of Government servant is known in advance as per the list prepared by them on Ist January and Ist July each year.

Cases of disputed date of birth, if any, should not be left to be decided at the time of preparation of pension cases. Service Books are supposed to be seen/verified/signed by the Heads of Offices quite frequently viz. on the date of drawal of increment, or an official proceeding on leave, or his promotion/transfer etc. and invariably on account of verification of service for the preceding year. **In case of any over-writing, erasure detected in the date of birth of the Government servant in his service book should be taken up immediately for investigation and decided expeditiously under rules.**

Vide SRO-406 dated 10-10-1966 the classification of employees as superior/inferior has been dispensed with. After dispensing the said classification all Government servants regardless of the job they are assigned are treated as superior. Cases are received in Finance Department

for declaring some categories of employees as inferior on the plea that their counterparts in other Departments have been declared as an inferior in the past. This issue has been examined in the Finance Department and it has been clarified vide No. A/13(61).21 dated 8-1-1986 that declaring of any category of Government employees at this stage with retrospective effect, as inferior is violative of the basic principles in consideration whereof SRO-406 dated 10-10-1966 has been issued. Finance Department do not agree as policy to declare any post as inferior for retrospective benefit and the Departments were also advised not to initiate any case on the subject for concurrence of the Finance Department.

5. A Government sevant can retire voluntarily from service any time after completing 20 years/40 completed six monthly period of qualifying service or 45 years of age provided that he shall give in this behalf a notice in writing to the appointing authority at least three months before the date on which he wants to retire. The rules provide that Government servant will not be allowed to retire until after the fact that Government servant has completed 20 years qualifying service has been got verified by the Accountant General. Rules also provide that a Government servant who has elected to retire under this Article and has given necessary intimation to that effect to the competent authority shall be precluded for withdrawing his election subsequently except with the specific approval of the authority competent to fill the appointment provided his request for withdrawal is made within the intended date of retirement and he is in a position to establish that there has been material change in the circumstances in consideration of which the notice was originally given.

It has been found that the Heads of Offices/Heads of Departments do not follow the rules strictly on the subject with the result that the voluntary retirement pension cases which are not covered under the rules are forwarded to Accountant General for authorising the pensionary benefits. Some time such cases are sent to Accountant General without verifying the title of voluntary retirement in consultation with the Accountant General as required under the rules and in some cases the officers not competent to do so premit the officials to withdraw their election for voluntary retirement subsequently.

6. It has also been noticed that cases where provisional pension under rules become available are also kept pending for long by the Departments. The rules on the the subject clearly lay down the procedure for payment of provisional pension where the Departmental or judicial proceeding is instituted against the officer who has retired on attaining the age of compulsory retirement or otherwise. The rules provide that the officer shall be paid during the period commencing from the date of retirement to the date on which upon conclusion of such proceedings, final orders are passed, a provisional pension not exceeding the maximum pension which would have

been admissible on the basis of qualifying service up to the date of his retirement but no gratuity or Death-cum-Retirement Gratuity be paid until the conclusion of such proceedings and issue of final orders thereon.

7. Rules also provide that events like spells of extraordinary leave, period spent on training, period of suspension, period of interruption between the date of dismissal, removal or compulsory retirement and re-instatement on appeal etc. etc. which have bearing on the total qualifying service of a Government servant shall be noted in the service book of the concerned with clear remarks by the concerned Head of Office or other competent authority whether these will or will not count for pension.

8. The rules also provide that the Head of Office shall write to the concerned departments at least two years before the anticipated date of retirement of a Government servant for issue of NDCs in respect of a particular Government servant. It has generally been found that the NDCs remain outstanding against a retiree even on the date of his retirement and consequently he suffers for non-authorisation of pensionary benefits. The pension processing authorities should strictly follow the rules on the subject and in cases where any department does not furnish NDCs in a reasonable time the same should be brought to the notice of higher authorities and the retiring government servant should not be made to suffer for non-action of any particular department or officer. It may be pointed out here that a consolidated form viz Form 8 has been prescribed for issue of NDC by the pension processing authority on the basis of various NDCs received from different quarters and therefore individual NDC have not to be furnished to the Accountant General unless these have remained outstanding in the said Form.

In any case where the NDCs remain outstanding the rules provide for the remedy. In this connection the attention is invited to ARt. 168-AA, Art-168-B, 168-C and Government Instruction thereunder.

9. In a meeting chaired by Chief Secretary on 9-8-1995 in his office chambers, it was decided that Administrative Department will be held responsible for settling the pension cases and reporting the progress thereof.

10. All the Additional Chief Secretaries/Commissioners/Secretaries to Government and Heads of Departments are therefore requested to kindly impress upon all the offices/organisations/units subordinate to them to observe the rules strictly and ensure that the pension cases of the Government servants are processed according to cut off dates and also ensure that the pension papers are sent to Accountant General within the prescribed dates in

complete form to avoid inordinate delay. Any deviation in this behalf would be viewed seriously and disciplinary action shall be taken against the officers responsible for it.

Receipt of this circular may kindly be acknowledged.

(Sd.) M. J. NAJAR.

Director (Codes).
Finance Department.

Copy forwarded to :-

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GOVERNMENT OF JAMMU AND KASHMIR.
FINANCE DEPARTMENT.

O.M. No. A/36(94)-1152.

Dated 29-12-1995.

CIRCULAR

Attention is invited to Rule 17 and Rule 31 of Jammu and Kashmir Work Charged Employees Service Rules. 1972 which are reproduced below :-

"17 : For counting of Work Charge Service with regular service for retirement benefits. half of the workcharged service will be allowed to count towards pension at the time of absorption in regular employment .subject to the following conditions :-

(a) Service in the Work Charged Establishment should have been in a job involving whole time employment and not part time or a portion of the day :

(b) Service on the Work Charged Establishment should be in a type of work or job for which regular posts could not have been sanctioned Malies. Chowkidars. Khalasis etc.

(c) The service on the Work Charged Establishment should have been one for which the payment is made either on monthly basis or daily rates computed and paid on montly basis and which though not analogous to the regular scale of pay should bear some relation in the matters of pay to those being paid for similar jobs being performed by the employees in the regular establishment :

(d) The service on Work Charged Establishment should have been continuous and followed by absorption in regular employment without a break :

(e) Subject to the above conditions being fulfilled the past service on work Charged Establishment shall be established from authentic record of service available."

"31 : These rules shall apply *mutatis mutandis* to the whole time contingent paid staff in all Departments.

2. A doubt has been expressed as to whether Rule 17 of the Rules ibid apply to Daily Wage Workers on their conversion to regular temporary establishment.

3. The issue has been examined a number of times in the Finance Department As will be seen from the above. the Jammu and Kashmir Work

Charged Employees Service Rules, 1972 as amended from time to time read with Art. 177-A of Jammu and Kashmir Civil Service Regulations apply *mutatis mutandis*, as to whole time contingent paid staff as well. There is no restriction as to whether the salaries are paid monthly or at daily rates computed and paid on monthly basis.

4. It is accordingly clarified that whole time contingent paid staff includes Daily Rated Workers (excluding casual/seasonal workers) and they shall be entitiled to the same benefits on their regularisation as are provided in the Jammu and Kashmir Work Charged Employees Service Rules, 1972.

(Sd.) M. J. NAJAR.

Director (Codes),
Finance Department.

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