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**GOVERNMENT OF JAMMU AND KASHMIR
FINANCE DEPARTMENT.**

Subject :— Payment of Dearness Allowance to State Pensioners/Family Pensioners—Revised rates effective from 1-1-1998.

Reference :— Cabinet Decision No. 124/12 dated 20-8-1998 read with Cabinet decision dated 01-12-1998.

Government Order No. 308-F of 1998

Dated : 01--12-1998.

In partial modification of Government Order No. 51-F of 1996 dated 19-1-1998, it is hereby ordered that the State Government Pensioners/Family Pensioners shall be allowed Dearness Allowance at the following rates w. e. f. 1-1-1998 :

<i>Date from which payable</i>	<i>Rate of Dearness Allowance per month (Including previous instalment)</i>
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1-1-1998	16% of pension/family pension
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2. Pension/family pension in the case of pre 1-1-1996 retirees and where family pension was sanctioned prior to 1-1-1996 means the consolidated pension/family pension as the case may be effective from 1-1-1996 in terms of Govt. Order No. 46-F of 1998 dated 19-1-1998.

3. In the case of pensioners who have retired from service on or after 1-1-1996 and in the case of family pensioners whose family pension has been sanctioned for the first time on or after 1-1-1996. Pension/family pension shall mean basic pension/family pension admissible in terms of SRO-19 dated 19-1-1998.

4. Payment of D. A. involving a fraction of a rupee shall be rounded to the next rupee.

5. Personal pension, if any, will not be taken into account for determining D. A. on pension.

6. The D. A. shall be shown as a distinct element.

7. The other provisions governing grant of Dearness Allowance on pension/family pension such as regulation of D. A. during employment/employment, regulation of D. A. where more than one pension is drawn etc.

and other provisions of the existing orders/rules (as are not in conflict to the provisions of this order) shall continue to remain in force.

8. The Dearness Allowance as per this order shall heretofore be paid by the concerned Treasury Officers/paying branches of the J&K Bank without waiting for further authorisation from the Accountant General/General Manager, J&K Bank.

By order of the Government of Jammu and Kashmir.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

No. A/11(98)-10

Dated 1-12-1998

Standard endorsements.

**GOVERNMENT OF JAMMU AND KASHMIR
FINANCE DEPARTMENT.**

Subject :—Payment of Dearness Allowance to State Govt. Employees—
Revised rates effective from 1-1-1998.

Reference :—Cabinet Decision No. 124/12 dated 20-8-1998 read with Cabinet
Decision dated 1-12-1998.

Government Order No. 309-F of 1998

Dated 1-12-1998

In partial modification of Government Order No. 48-F of 1998 dated 19-1-1998, it is hereby ordered that the Government Employees, including Workcharged and Whole Time contingent paid employees in time scale of pay, shall be paid Dearness Allowance at the following rates w. e. f. 1-1-1998 :

<i>Date from which payable</i>	<i>Rate of Dearness Allowance per month (Including previous instalment)</i>
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1-1-1998

16% of basic pay

2. The term 'pay' for the purpose of calculation of Dearness Allowance shall be the pay drawn in the prescribed scale of pay, including stagnation increment(s) but shall, not include any other type(s) of pay like special pay or personal pay etc. In the case of those employees who opted to retain the pre-revised scale(s) of pay, it will include, in addition to pay in the pre-revised scale, Dearness Allowance and Interim Relief appropriate to that pay admissible under orders in existence on 1-1-1996.

3. The Dearness Allowance will continue to be a distinct element of remuneration and will not be treated as pay.

4. The instalment of Dearness Allowance payable under these orders shall be paid in cash w. e. f. 1-1-1999, while arrears on this account from January, 1998 to ending December, 1998 shall be credited to the respective G. P. Fund Accounts of the concerned employees. However, in case of the employees who have retired after 1-1-1998 or may retire up to ending December, 1998 the arrears of Dearness Allowance shall be paid in cash.

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

6. 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.

By order of the Government of Jammu and Kashmir.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

No. A/11(98)-41

Dated 1-12-1998

Standard endorsements.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—FINANCE DEPARTMENT.

O. M. No. A/1(92)-968

Dated 11-12-1998

Circular.

Subject :—Payment of House Rent Allowance to the Employees occupying Government accommodation.

It has come to the notice of Finance Department that Government employees who are provided with Government accommodation or are in occupation of any Government accommodation are also being paid House Rent Allowance. This is contrary to the existing rules/Government orders on the subject and is a matter of serious concern.

2. It is further hereby clarified that no House Rent Allowance is admissible to any such Government employee who is allotted Government accommodation or is in occupation of any Government accommodation under any pretext. All Drawing and Disbursing Officers and Treasury Officers are accordingly impressed upon to ensure adherence to the existing rules/orders strictly in relation to the payment of House Rent Allowance to Government employees. Any deviation from the said rules/orders by any Drawing and Disbursing Officer shall be liable to withdrawal of drawing and disbursing powers besides visit of disciplinary action under rules. In case any amount of House Rent Allowance has been paid to any such Government employee who is residing in Government accommodation such amount should be recovered from concerned Government employee(s) forthwith under intimation to this department.

So far as moving employees are concerned, their House Rent Allowance will be governed by Government Order No. 1376-GAD of 1998 dated 23-10-1998.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

Standard endorsements.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—FINANCE DEPARTMENT

To

The Accountant General,
J&K, Jammu.

No. A/12(98)-04

Dated 15-12-1998

Subject :—Rationalisation of Pension Structure for pre-1-4-1987 Pensioners/
Family Pensioners.

Sir,

You may kindly refer to your D.O. Letter No. PNRJ-I/Pre-87/98/99/1698 dated 18-11-1998 addressed to ACS (Fin.) and further discussions the undersigned had with Sr. Dy. Accountant General, Sr. Accounts Officer (Pensions) on 01-12-1998 in my office chambers regarding rationalisation of pension structure for pre-1-4-1987 pensioners/Family pensioners and to say that the points raised therein have been examined/discussed.

2. In this connection I am directed to say that the system of departmentalisation of accounts has not been introduced in the J&K State as in vogue in various departments of Government of India. There are Pay and Accounts Offices in the Departments of Government of India while there is no such system in the J&K State. Viewed in this context the proposition made in respect of notional fixation of pay of the State pensioners preceding to the date of retirement and thereafter by respective Drawing and Disbursing Officers and sub-offices or Administrative Department particularly when drawal and disbursement of arrears is also not involved, is not at all required. The Audit Office is primarily responsible for issuing the revised PPO in the context of the provisions contained in relevant Govt. orders in respect of rationalisation of pension structure because the said authority at the very outset had issued PPO on the date of retirement to the concerned pensioners. Moreover it is not actually the issue of pay fixation in respect of any of State pensioners for purpose of procuring the benefit of subsequent pay fixation but is by and large the rationalisation of pension structure and accordingly the Accountant General has to ensure the correct implementation of the import of rationalisation of pension admissible to such pensioners/family pensioners. It may however, also be added that in view of the requirement of administrative sanction for pension having since been dispensed with vide Notification SRO-45 dated 28-1-1980 there is no point in avoidable involvement of concerned DDO in the process.

3. All the above facts with other allied matters, it is reiterated, have also been sorted out convincingly in a meeting on 01-12-1998 in the office chambers of the undersigned with Sh. R. L. Koul, Sr. Dy. Accountant General, Sh. Chatta, Sr. Accounts Officer (Pension) and Sh. K. L. Choudhary, AAO (Pensions) wherein it was brought out and agreed that in view of aforesaid facts the considered and conscious decisions of the Govt. contained in relevant Govt. Orders do not need any modification.

4. However it was also agreed that wherever/whenever any case(s) of wanting information in relation to any pensioner(s) are brought to the notice of any Administrative Department under the provisions of the relevant orders, copies of the same shall be endorsed to Finance Department as well for the matter being followed and got expedited through Assistance Cell for Retired and Retiring Employees established in the Finance Department for the purpose.

5. As regards assertion in para 6 of your D. O. communication under reference the same is based on the provisions of para 17 of Govt. of India's communication No. 45/86/97-P&PW(A) Part-III dated 10-2-1998, which may kindly be referred to.

6. So far as points of doubt as indicated in the Annexure to the communication under reference are concerned the same are replied as per annexure to this communication.

Yours faithfully,

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

Annexure

Points of doubt

Clarification

1. Family Pension, has not been included in the list. Necessary addendum may please be issued.

Since the term 'pension' is broader term which includes 'Family Pension' as well. Moreover, the Govt. Order No. 275-F of 1998 dated 14-10-1998 is replica of Govt. of India O. M. dated 10-2-1998 and as such it is felt that there is no need to issue addendum.

2. It may, please be clarified whether the element of 'Personal Pension' will continue to be drawn by the pensioners as a separate element even after rationalisation w. e. f. 1-1-1996.

The 'personal pension' is based on earlier orders of the Govt. of India. At the moment the same will continue to be drawn by the pensioners as a separate element till such time the same is modified by the Govt. of India.

3. It may be clarified whether notional pay in such cases shall be fixed on the basis of last pay actually drawn or on the basis of assumed last pay.

In such cases the notional pay be fixed on the basis of assumed last pay.

4. Since amount of family pension in these cases is not based on the last pay drawn, notional fixation of pay is not possible. The manner in which family pension in such cases will be rationalised may please be clarified.

The issue will be examined separately.

5. (i) Since the pay scales of State Road Transport Corporation employees borne on permanent pensionable establishment, were revised w. e. f. 1-9-1987, the last occasion for fixation of notional pay in their cases shall be fixation of pay in the revised scales introduced w. e. f. 1-9-87 and the notional pay so arrived at as on 1-9-87 shall be treated as average emoluments for calculation of pension.

The issue will be examined separately.

(ii) Similarly in the case of employees governed by U. G. C. Pay Scales, the last occasion for fixation of notional

pay in their cases shall be fixation of pay in the revised scales introduced w. e. f. 1-1-1986 and the notional pay so arrived at as on 1-1-1986 shall be treated as average emoluments for calculation of pension. This may please be confirmed and necessary clarification issued.

6. According to the formula prescribed on 1-4-1987 [Art. 240-AAAA (i)(b)] the pension is regulated with reference to the maximum qualifying service of 33 years, whereas in respect of pre 1-4-87 pensioners the pension was related to a maximum of 30 years of qualifying service. The calculation of pension of pre-1-4-87 formula (i.e., calculation with reference to a maximum of 33 years) will be disadvantageous. This may please be examined and it clarified whether pension in case of those who retired prior to 1-4-87 is to be related to maximum qualifying service of 30 years of 33 years.

The issue will be examined separately.

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**GOVERNMENT OF JAMMU AND KASHMIR
FINANCE DEPARTMENT.**

**Subject :—Payment of Dearness Allowance to State Govt. Employees—
Revised rates effective from 1-7-1998.**

Reference :—Cabinet Decision No. 207/18 dated 16-12-1998.

Government Order No. 324-F of 1998

Dated 21-12-1998

In partial modification of Government Order No. 309-F of 1998 dated 1-12-1998, it is hereby ordered that the Government Employees, including Workcharged and Whole time contingent paid employees in time scale of pay, shall be paid Dearness Allowance at the following rates w. e. f. 1-7-1998 :

<i>Date from which payable</i>	<i>Rate of Dearness Allowance per month (Including previous instalment)</i>
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1-7-1998

22% of basic pay

2. The term 'pay' for the purpose of calculation of Dearness Allowance shall be the pay drawn in the prescribed scale of pay, including stagnation increment(s) but shall, not include any other type(s) of pay like special pay or personal pay etc. In the case of those employees who opted to retain the pre-revised scale(s) of pay, it will include, in addition to pay in the pre-revised scale, Dearness Allowance and Interim Relief appropriate to that pay admissible under orders in existence on 1-1-1996.

3. The Dearness Allowance will continue to be a distinct element of remuneration and will not be treated as pay.

4. The instalment of Dearness Allowance payable under these orders shall be paid in cash w. e. f. 1-1-1999, while arrears on this account from July, 1998 to ending December, 1998 shall be credited to the respective G. P. Fund Accounts of the concerned employees. However, in case of the employees who have retired after 1-7-1998 or may retire up to ending December, 1998 the arrears of Dearness Allowance shall be paid in cash.

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

6. 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.

By order of the Government of Jammu and Kashmir.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

No. A/11(98)-106

Dated : 21-12-1998

Standard endorsements.

GOVERNMENT OF JAMMU AND KASHMIR
FINANCE DEPARTMENT.

Subject :—Payment of Dearness Allowance to State Pensioners/Family Pensioners—Revised rates effective from 1-7-1998.

Reference :— Cabinet Decision No. 207/18 dated 16-12-1998.

Government Order No. 325-F of 1998

Dated 21-12-1998.

In partial modification of Government Order No. 308-F of 1998 dated 1-12-1998, it is hereby ordered that the State Government Pensioners/ Family Pensioners shall be allowed Dearness Allowance at the following rates w. e. f. 1-7-1998 :

<i>Date from which payable</i>	<i>Rate of Dearness Allowance per month (Including previous instalment)</i>
1-7-1998	22% of pension/family pension.

2. Pension/family pension in the case of pre 1-1-1996 retirees and where family pension was sanctioned prior to 1-1-1996 means the consolidated pension/family pension as the case may be effective from 1-1-1996 in terms of Govt. Order No. 46-F of 1998 dated 19-1-1998 read with Government Order No. 275-F of 1998 dated 14-10-1998 and Government Order No. 276-F of 1998 dated 14-10-1998.

3. In the case of pensioners who have retired from service on or after 1-1-1996 and in the case of family pensioners whose family pension has been sanctioned for the first time on or after 1-1-1996 pension/family pension shall mean basic pension/family pension admissible in terms of SRO-19 dated 19-1-1998.

4. Payment of D. A. involving a fraction of a rupee shall be rounded to the next rupee.

5. Personal pension, if any, will not be taken into account for determining D. A. on pension.

6. The D. A. shall be shown as a distinct element.

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

8. The Dearness Allowance as per this order shall heretofore be paid by the concerned Treasury Officers/paying branches of the J&K Bank without waiting for further authorization from the Accountant General/General Manager, J&K Bank.

By order of the Government of Jammu and Kashmir.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

No. A/11(98)-107

Dated 21-12-1998

Standard endorsements.

Assn Surgeon (1900-60-2500-EB-75-2800-
EB-100-4000) ?

GOVERNMENT OF JAMMU AND KASHMIR
FINANCE DEPARTMENT

Notification

Dated Jammu, the December 22, 1998.

SRO-350.—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 (Revised Pay) Rules, 1998 namely ;

In the said rules—

Schedule appended to the said rules, earlier recast under SRO-123 dated 17-4-1998 and SRO-138 dated 24-4-1998 shall and shall be deemed to have been recast as under *ab initio* :

SCHEDULE

STATEMENT SHOWING THE EXISTING STATE PAY SCALES
(AS PER REVISED PAY RULES, 1992) AND REVISED VERSION WITH
EFFECT FROM 1-1-96.

S. No.	Existing State pay scales	Revised pay scales
1	2	3
1.	750-12-870-EB-14-940	2550-55-2660-60-3200
2.	775-12-955-EB-14-1025	2610-60-3150-65-3540
3.	800-15-1010-EB-20-1150	2650-65-3300-70-4000
4.	825-15-900-EB-20-1200	2750-70-3800-75-4400
5.	950-20-1150-EB-25-1400	3050-75-3950-80-4590
6.	950-20-1150-EB-25-1500	3050-75-3950-80-4910(improvised)
7.	1300-30-1390-EB-40-1870	4200-75-5325(improvised)
8.	1340-40-1460-EB-40-1940	4300-100-5900(improvised)
9.	1200-30-1560-EB-40-2040	4000-100-6000
10.	1400-40-1800-EB-50-2300	4500-125-7000
11.	1400-40-1600-50-2300-EB-60-2600	5000-150-8000
12.	1600-50-2300-EB-60-2660	5150-150-8300(improvised)
13.	1340-60-2600-EB-75-2900(improvised)	5500-175-9000
14.	1640-60-2600-EB-75-2900	5600-175-9100(improvised)
15.	1760-60-2600-EB-75-3200 (improvised)	5700-200-10100(improvised)
16.	2000-60-2300-EB-75-3200	6500-200-10500
17.	2000-60-2300-EB-75-3200- 100-3400(improvised)	6700-200-10700(improvised)
18.	2000-60-2300-EB-75-3200-100-3500	6700-200-10900(improvised)

**GOVERNMENT OF JAMMU AND KASHMIR
FINANCE DEPARTMENT**

Notification

Dated Jammu, the December 22, 1998.

SRO-351.—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 Services Regulation Vol.-I, namely :

In the said rules—

I. Art. 309, already recast vide Notification SRO-124 dated 17-04-1998, along with notes thereunder shall be further recast as under :

With effect from 01-12-1998 Government servants shall be divided into the following classes for purposes of regulating their T. A. :—

- (i) Officers drawing basic pay of Rs. 16400/- and above ... Class I
- (ii) Officers drawing basic pay of Rs. 8000/- and above ... Class II but less than Rs. 16400/-
- (iii) Officers drawing basic pay of Rs. 6500/- and above ... Class III but less than Rs. 8000/-
- (iv) Officers drawing basic pay of Rs. 4100/- and above ... Class IV but less than Rs. 6500/-
- (v) Officers drawing basic pay below Rs. 4100/- ... Class V

Note : The term 'Pay' for the purpose of these orders refers to pay in the revised scales of pay promulgated under the J&K Civil Services (Revised Pay) Rules, 1998. In the case of employees who opt to retain the pre-revised scales of pay, the term 'pay' will include, besides pay in the pre-revised scale of pay, DA, and interim relief at the rates applicable under the orders in force prior to 1-1-1996.

II. With effect from 01-12-1998 Art. 314 (a) already recast vide Notification SRO-124 dated 17-4-1998 shall be further recast as under :—

<u>Class of Officer</u>	<u>Entitlement</u>
Class I	A. C. Ist Class
Class II	IInd A. C. 2-Tier Sleeper

1	2	3
19. 2125-75-2800-EB-100-3600 (improvised Non-Gazetted categories)		7450-225-11500 (Non-Gazetted categories)
20. 2125-75-2800-EB-100-3600 (Gazetted)		7500-250-12000
21. 2200-75-2800-EB-100-3800 (improvised)		8000-275-12950
22. 2200-75-2800-EB-100-4000		8000-275-13500
23. 2500-75-2800-EB-100-4000		9000-300-14100
24. 3000-100-3500-125-4500		10000-325-15200
25. 3000-100-3500-125-5000 3700-125-4700-150-5000	}	12000-375-16500
26. 4100-125-4850-150-5300 4500-150-5700		}
27. 5100-150-6800		
28. 5900-200-6700 5900-7500	}	18400-500-22400

By order of the Governor.

(Sd.) AJIT KUMAR,

Addl. Chief Secretary/
Secretary to Government,
Finance Department.

No. A/9(98)-IV-110

Dated : 22-12-1998

Standard endorsements.

Class III	Ist Class/II-AC III-Tier Sleeper/AC Chair-Car (Travel by AC III-Tier Sleeper will be permissible in trains where AC Chair Car accommodation is not provided).
Class IV	First Class/II-AC-III-Tier Sleeper/AC Chair Car (Travel by AC-III-Tier Sleeper will be permissible in trains where A. C. Chair Car accommodation is not provided).
Class V	Second Sleeper.

Note : All Government servants who are entitled to travel on tour/transfer by First Class/II AC III-Tier Sleeper/A. C. Chair Car may, at their discretion, travel by II AC 2-Tier Sleeper where any of the trains connecting the originating and destination stations concerned by the direct shortest route do not provide these three classes of accommodation.

III. Art. 316 A shall be recast as under :

(a) Mileage Allowance by Sea River Steamer w. e. f. 01-12-1998.

<u>Class of Officers</u>	<u>Entitlements</u>
Class I and II	Highest Class.
Class III	If there be two classes only on the steamer the lower class.
Class IV	If there be two classes only on the steamer, the lower class. If there be three classes, the middle or the 2nd class. If there be four classes, the third class.
Class V	The lowest class.

(b) Accommodation entitlements for travel between the main land and the Andaman and Nicobar Group of Islands and the Lakshadweep Group of Islands by Ships operated by the Shipping Corporation of India Ltd. will be as follow :—

<u>Class of Officers</u>	<u>Entitlements</u>
Class I & II	Delux Class
Class III	First "A" Cabin Class

Class IV	Second "B" Cabin Class
Class V	Bunk Class.

Note I : In cases where the Steamer/Ship company has two rates of fare one inclusive and one exclusive of diet, the word "fare" should be held to mean fare exclusive of diet.

IV. Art. 318 (a) together with Notes 1 & 2 thereunder shall be recast as under :

With effect from 01-12-1998, for journeys by road between the places which are linked by regular bus services or by rail if the journey is undertaken by regular bus service, the entitlements shall be regulated as under subject to production to tickets :—

<u>Class of Officers</u>	<u>Entitlements</u>
(i) Class I	Actual fare by and type of Public Bus, including Air Conditioned Bus. OR At prescribed rates for AC Taxi when the journey is actually performed by AC Taxi. OR At prescribed rates for Auto Rickshaw for journey by Auto Rickshaw, own Scooter/Motor Cycle/Moped etc.
(ii) Class II	Same as at (1) above, with the exception that journeys by AC Taxi will not be permissible.
(iii) Class III	Same as at (ii) above with the exception that the journeys by Air Conditioned Bus will not be permissible.
(iv) Class IV	Actual fare by any type of Public Bus other than Air Conditioned Bus. OR At prescribed rates for Auto Rickshaw for journey by Auto Rickshaw, own Scooter/Motor Cycle or Moped etc.

(v) Class V

Actual fare by ordinary Public Bus only.

OR

At prescribed rates for upto Rickshaw, own Scooter/Moped/Moto Cycle etc.

Provided that in addition to above entitlements, daily allowance on the day of travel to cover the incidental expenses shall be admissible as under :

- (i) If absence from Headquarter on the day of departure or arrival does not exceed 6 hours. 1/4 Daily Allowance
- (ii) If absence from Headquarter on the day of departure or arrival does not exceed 12 hours. 1/2 Daily Allowance
- (iii) If such absence exceeds 12 hours Full Daily Allowance

Day shall mean a calendar day beginning and ending at midnight.

V. Opening para with table thereunder of Art. 318(b) shall be recast as under, retaining the existing para 2nd & 3rd, thereunder intact :

With effect from 01-12-1998 mileage allowance for journey or part of a journey on roads not covered by regular bus service, including pony tracks on tour/transfer shall be 60 paise per K. M.

VI. Note 3 below Art. 318(b) shall be recast as under :

With effect from 01-12-1998 where a Government servant travels in his own conveyance the mileage allowance shall be regulated as under :—

- (a) Motor Car Rs. 8/- per K. M.
- (b) Motor Cycle/ Scooter/Moped Rs. 4/- per K. M.

Provided that the reimbursement of the expenditure on this account shall be restricted to the cost of air travel between any two points of travel.

VII. Art. 320-A earlier recast vide SRO-124 dated 17-4-1998 shall further be recast as under, retaining the existing exception thereunder intact :—

With effect from 1-12-1998 officers whose basic pay is more than Rs. 10000/- per month shall be entitled to travel by air on tour within the State.

VIII. Art. 320-B, earlier recast vide SRO-124 dated 17-4-1998 shall further be recast as under, retaining the existing notes thereunder intact :—

With effect from 1-12-1998 officers whose basic pay is more than Rs. 12600/- p. m. shall be entitled to travel by air on tour while travelling outside State from Srinagar/Jammu to Delhi and vice versa, provided that officers with the basic pay of Rs. 16400/- and above shall be entitled to travel by air to any station outside State.

IX. (A) Following shall be added as proviso below Art. 328-A immediately preceding the caption "CONDITIONS" :—

Provided that with effect from 01-12-1998 the rates of Conveyance Allowance shall be as under :

Average Monthly travel on official duty	Rates of conveyance allowance per month for journey by	
	Own Car	Own Motor Cycle/ Scooter/Moped
200 to 300 Kms.	Rs. 300/-	Rs. 150/-
above 300 Kms.	Rs. 750/-	Rs. 225/-

(B) The words and figures "Rs. 3500/-" and "Rs. 1100/-" appearing in sub-clauses (i) & (ii) under clause (c) of "Conditions" below Art. 328-A shall and shall be deemed to have been substituted by the words and figures "Rs. 10000/-" and "Rs. 4500/-" respectively w. e. f. 1-12-1998.

Opening para of Art. 328-E (excluding its sub-clauses) shall be recast as under :—

Notwithstanding anything contained in Art. 328-A to 328-D, with effect from 1-12-1998 conveyance allowance may be granted to a Government Servant who is blind or orthopaedically handicapped at the rate of 5% of basic pay subject to maximum of Rs. 200/- p. m. and subject to fulfilment of following conditions.

XI. Art. 335 alongwith Notes and exceptions thereunder shall be recast as under :—

With effect from 01-12-1998 the rates of Daily Allowance shall be as under :

(a) When the Government servant stays in Government/Public Sector Guest House or makes his own arrangements :

Class of officers	Localities other than those mentioned in Col. 3, 4 and 5	B-I Class Cities & expensive localities as specified by the GOI.	A Class Cities and specially expensive localities as specified by Govt. of India.	A-I Class Cities
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1	2	3	4	5
(AMOUNT IN RUPEES)				
Class I	135/-	170/-	210/-	260/-
Class II	120/-	150/-	185/-	230/-
Class III	105/-	130/-	160/-	200/-
Class IV	90/-	110/-	135/-	170/-
Class V	55/-	70/-	85/-	105/-

(b) When the Government servant stays in a hotel or other establishment providing boarding and/or loading at scheduled tariffs :—

Class of officers	Localities other than those mentioned in Col. 3, 4 and 5	B-I Class Cities & expensive localities as specified by the GOI.	A Class Cities and specially expensive localities as specified by Govt. of India.	A-I Class Cities
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1	2	3	4	5
(AMOUNT IN RUPEES)				
Class I	335/-	425/-	525/-	650/-
Class II	225/-	330/-	405/-	505/-
Class III	200/-	250/-	305/-	380/-
Class IV	130/-	160/-	195/-	245/-
Class V	65/-	85/-	100/-	125/-

Provided that a Government servant shall be entitled to stay in a hotel etc. as at (b) above only when Government accommodation or Public Sector accommodation is not available.

Note 1. Halting allowance is inadmissible to work charged establishment.

Exception 1 : The temporary establishment of the Forest Department charged to head "A" Conservancy & Works" be exempted from the operation of Note 1 to this Art.

Note 2. Unless otherwise provided in this rule, a Government servant who while halting on duty has, under the orders of the competent

authority to prolong his halt at A-1 Class Cities and A Class cities shall be paid daily allowance at the full rate for the first 30 days, at 3/4th of the full rate for the next 20 days and at 1/2 of the full rate thereafter, provided that the total No. of days in any half year for which daily allowance is drawn does not exceed 90 days.

Note 3. A Government servant who while on tour in India is allowed free board and lodging at the expense of the Government or the State visited is entitled to draw only 1/2 the daily allowance ordinarily admissible to him at the station concerned. Where board or lodge alone is allowed free of charge, the official may be allowed 3/4th of the Daily Allowance ordinarily admissible to him.

Note 4. Government servants on tour outside the State may be allowed reimbursement of conveyance charges actually incurred upto maximum indicated below subject to the condition that they do not make free use of the conveyance of the department/State corporation etc. visited or the staff car of the Resident Commission or Trade Agency at the place of halt, which fact shall be certified by the concerned on the claim of reimbursement :

Class of Officers	Cities/Towns other than shown in Col. 3	A, A-1, B-1 & B-2 Class Cities
1	2	3
	Rs. per day	Rs. per day
Class I & II	60/-	90/-
Class III & IV	30/-	60/-
Class V	20/-	25/-

Note 5. Where under these rules an amount equal to Daily Allowance is granted as incidental expenses or in lieu of mileage for journey by Rail and/or road including the journey by free or Government conveyance, the daily allowance shall be determined at the rates applicable to the Government servant at the place of destination.

XII. The following shall be inserted as Note 2-AAAA below Art. 339 :—

(i) With effect from 1-12-1998 Government servants who have opted or are deemed to have opted for revised scales of pay under

J&K Civil Services (Revised Pay) Rules, 1998 and others who are appointed/deemed to have been in the revised slabs of pay effective from 1-1-1996 shall be subject to the fulfilment of the conditions laid down in Note 2 above allowed transportation charges for personal effects as under :

A-Transportation of personal effects by Road.

The rates of allowance for carriage of personal effects between places connected by road only will be as indicated below :—

Class of Officers	A-1/A/B-1 Class Cities (Rs. per K.M.)	Other Cities/Places (Rs. per K. M.)
1	2	3
Class I & II	30.00	18.00
Class III	15.00	9.00 ✓
Class IV	7.60	4.60
Class V	6.00	4.00

Note : In case of carriage of personal effects by road between places connected by rail, a Government servant can draw the actual expenditure on transportation of personal effects by road or the amount admissible as transportation of the maximum admissible quantity by rail and an additional amount of not more than 25% thereof, whichever is less.

B-Transportation of personal effects by Rail :

Class of Officers	Personal effects that can be carried
Class I	Full four wheeler wagon or 6000 kg. by goods train, or one double container.
Class II	Full four wheeler wagon or 6000 kg. by goods train or one single container.
Class III	3000 kg. by goods train.
Class IV	1500 kg. by goods train.
Class V	1000 kg. by goods train.

Such of the employees as are in receipt of revised pay of Rs. 550/- per month and above may also be permitted to transport 1500 kg. of personal effects by goods train.

(ii) C-Transfer Grant

With effect from 1-12-1998 Government servants who have opted or are deemed to have opted for revised scale of pay under J&K Civil Services (Revised Pay) Rules, 1998 and others who are appointed/deemed to have been appointed in the revised scale(s) of pay effective from 1-1-1996, shall subject to the fulfilment of the conditions laid down in Note 2-A above be allowed transfer grant as under :-

(a) Class I & II officers	Rs. 900/-
(b) Class III officers	Rs. 750/- ✓
(c) Class IV officers	Rs. 600/-
(d) Class V officers	Rs. 450/-

XIII. Note 2 above Art. 331 shall be recast as under :

With effect from 1-12-1998 the Government servants who are on tour in the cities of Jammu or Srinagar the conveyance hire actually incurred, subject to the following ceilings may be reimbursed provided he does not make use of any Government vehicle or the vehicle of the corporation or an autonomous body etc. :-

Class I & II officers	Rs. 40/- per day
Class III & IV officers	Rs. 24/- per day
Class V officers	Rs. 16/- per day.

XIV. (a) In Art. 320(D)(a) and in Government Instruction No. 1 thereunder, the words and figures "Rs. 40" appearing therein shall be substituted by the words and figures "Rs. 100".

(b) Sub-clause (b) of Art. 320(D) together with Note 1 thereunder shall be deleted.

XV. In Note "5" below Art. 337 inserted vide Notification SRO-228 dated 28-9-1992 the words and figures "Rs. 5500/-" shall be substituted by the words and figures "Rs. 12600/-".

XVI. In Note 4 below Art. 337 the last sentence beginning with the words "in case of halts" and ending with the words "be admissible" shall be deleted.

By order of the Governor.

(Sd.) AJIT KUMAR,

Addl. Chief Secretary to Government,
Finance Department.

No. A/9(98)-11-111

Dated 22-12-1998

Standard endorsements.

(Sd.) M. J. NAZAR,

Director Codes.

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**GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—FINANCE DEPARTMENT.**

O. M. No. A/12(98)-III-122
Dated 24-12-1998.

**Subject :—Clarification with regard to revision of pension/family pension—
Grant of Dearness Allowance.**

Consequent upon the rationalisation of pension structures for pre-1-1-1996 pensioners/Family pensioners vide Govt. Order No. 46-F of 1998 dated 19-1-1998, references from the representatives of Pensioners Union, Treasury Officers and individuals have been received in Finance Department raising various points of doubts. The same has been examined in the Finance Department and accordingly, clarifications as detailed below, against each point, are issued for guidance and reference by the Department vis-a-vis implementation of the aforementioned scheme :—

<u>Point of doubt</u>	<u>Clarification</u>
(a) Whether a pensioner(s) who is/are in receipt of Family pension at enhanced rates i.e. (equal to last pay drawn by the deceased Govt. servant or 50% thereof as the case may be) in terms of Rule 20 (bbb) of Family Pension Rules as inserted vide Notification SRO-310 dated 8-5-1986, are entitled to draw Dearness Allowance w.e.f. 1-1-1996 as per the revised formula sanctioned vide Govt. Order No. 51 of 1998 dated 19-1-1998.	(a) Such pensioners are entitled to draw DA w.e.f 1-1-1996 as per the revised formula sanctioned vide Govt. Order No. 51-F of 1998 dated 19-1-1998.
(b) Whether the pensioner(s)/Family pensioner(s), in whose favour revision/consolidation of pension w.e.f. 1-1-1996 has been ordered, as an interim measure only so as to provide immediate relief and shall be subject to variations in terms of para 14 of Govt. Order No. 46 of 1998 dated 19-1-1998 are entitled to Dearness Allowance w.e.f. 1-1-1996 according to revised formula	(b) Detailed orders regarding fixation of their pay on notional basis, revision/consolidation of pension stand already issued vide Govt. Order No. 275 of 1998 dated 14-10-1998 respectively. Para 2(v) and para 2 (iv) respectively of the Govt. Orders quoted above be referred to in this connection.

Point of doubt

Clarification

ordered vide Govt. Order No. 51 of 1998 dated 19-1-1998.

(c) As per para 8 of Govt. Order No. 46-F of 1998 dated 19-1-1998 the employed/re-employed pensioner/Family pensioners are not getting DA on pension at present under the earlier orders. In their case the notional Dearness Allowance, Interim Relief I & II which would have been admissible, to them but for their employment/re-employment will be taken into account for consolidation of their pension, as if they were drawing the Dearness Allowance or Interim Relief.

Doubts have been expressed with regard to payment of arrears w.e.f. 1-1-1996 to 31-12-1997.

(c) In such cases difference (arrears) payable w.e.f 1-1-1996 will be calculated by the Treasury Officer/ paying branches of J&K Bank, as difference (arrears) mentioned in Annexure I of Govt. Order No. 46-F of 1996 dated 19-1-1998 col. (3), (4), (5), (6) and (7) of the Govt. Order *ibid* will not be admissible to such categories of re-employed pensioners DA beyond 01-01-1996 which have been sanctioned vide Govt. Order No. 51-F of 1998 dated 19-1-1998 or which will be sanctioned in future by the Government, shall not be admissible to them during the period of employment/re-employment.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

Standard endorsements.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—FINANCE DEPARTMENT.

O. M. No. A/60(78)-48

Dated 27-12-1998.

Subject :—Wrong regulation of pay and allowances of the employees/Review of Service Book.

The undersigned is directed to refer to this department O. M. No. a/85(95)-279 dated 19-04-1996 (copy enclosed for ready reference) whereunder it was enjoined upon all the departments to impress upon the Drawing and Disbursing Officers under their administrative control to exercise proper caution and control with regard to correct drawal of pay and allowances in case of their subordinates.

2. The Accountant General as well the Departments have time and again referred the cases of the retired Government servants in whose favour recovery has been pointed out by the pension sanctioning authority on account of wrong fixation of pay during their service career.

3. Though the Finance Department, vide letter No. A/60(78)-904 dated 24-09-1998 has invited attention of the Accountant General towards the Government Instructions below Art. 242 J&K CSRs to obviate any avoidable difficulties to pensioners in settlement of their pension cases, but the real impact of rules does not absolve the Drawing and Disbursing Officers from the responsibility to ensure proper verification of correctness of pay fixation from time to time. In this regard the provision of Rules, as reproduced below, "Para F" of Government Instructions under Art. 284-A shall need to be implemented in letter and spirit to avoid any loss to Government exchequer :—

"In spite of every effort imperfections may remain in the records and procedures but that it would be unfair to a retiring Government servant if he has to suffer because of the lapse of those responsible for the proper maintenance of service records. The fact that under the new procedures the presumption will be in favour of the Government servant if the records are incomplete or deficient in any manner underlines the importance of ensuring the proper, regular and timely completion of all the service and accounts records by the offices concerned, so as to minimise the occasion for making such presumption. If in future service records are found to be incomplete or imperfect at the time of processing and finalising pension cases, those case will not be delayed but the officials responsible for the maintenance of the records will be

held accountable for any deficiencies, failure or omission, therein and action will be initiated against them. The Heads of Departments will ensure that these directions are complied with."

4. In order to arrest such irregularities undersigned is directed to request all the Financial Commissioner/Addl. Chief Secretary, Commissioner/Secretary to Government/ Head of Departments and Financial Advisors and Chief Accounts Officers, kindly to take immediate steps to review the service records of their employees who are retiring with 24 months so as to ensure the correctness of Pay and Allowances drawn by them from time to time, Time Bound Programme may also be devised to review Service Book/records of all the employees to ensure that excess payments on account of pay and allowances made, if any, to the concerned are recovered before their pension papers are submitted to the Audit Office. The officials responsible for the maintenance of the records will be held accountable for any deficiencies, failure or omission thereon and action will be initiated against the defaulters.

5. The aforementioned instructions may kindly be communicated to all the officers subordinate to the concerned Admn. Department for strict adherence of rules.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.

Standard endorsements.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—FINANCE DEPARTMENT

O. M. No. A/85(95)-279
Dated 19-4-1996.

Subject :—Wrong regulation of pay and allowances of the employees—Review of Service records.

Shri B. K. Verma, Senior Deputy Accountant General vide his D. O. letter No. PNR-I/Policy/95-96/5673 dated 13-2-1996 has brought to the notice of Finance Department that while processing pension cases of retired/retiring State Government Employees, the Audit Office have come across numerous instances or wrong regulation of pay and allowances. This has happened mostly after 1-4-1987 i.e. in the wake of General Pay Revision of 1987 and 1992. He has also pointed out that detection of such irregularities at the time of processing pension cases, hinders speedy settlement of pension cases which leads to exchange of avoidable correspondence as could otherwise be avoided had the Drawing and Disbursing Officers/Heads of Departments exercised proper caution and control with regard correct treatment of drawal of pay and allowances in case of their subordinates. It has also been brought to the notice that of late the courts also have not been taking favourable view of the recovery of excess payments at the time of finalising pensionary benefits.

2. In order to arrest such irregularities all the Commissioners/Secretaries to Government/Head of Departments and Financial Advisors and Chief Accounts Officers concerned under their control are requested to take immediate steps to review the service records of their employees who are retiring within 24 months so as to ensure the correctness of pay and allowances drawn by them from time to time. Time bound programme may also be devised to review service records of all concerned employees to ensure that excess payments made to concerned are recovered before their pension papers are submitted to Audit Office.

Matter may be treated as most urgent.

(Sd.) M. J. NAJAR,

Director (Codes),
Finance Department.