



F.NO. IIT MANDI/Admn/RS-78/2011 8697-3711

DATED:-18.10.2011

OFFICE MEMORANDUM

Sh. Sanjay Gupta Under Secretary (CDN), Ministry of Human Resource Development, Department of Higher Education New Delhi vide letter No. 30017/1/2011-CDN dated 23rd September, 2011 has forwarded copies of the following circulars which have been issued by the various Ministries from time to time. The said circulars are being uploaded on the Institute website for guidance, information and compliance by all concerned.

S.No	Circular	Order No.
1.	Grant of family pension to childless widow of a deceased Central Government employee after her remarriage-Clarification	1/4/2011-P&PW(E) dated 1 st April, 2011
2.	Central Civil Services (Leave, Second Amendment) Rules, 2011	13026/5/2010-Estt.(I.) dated 5 th August, 2011
3.	Grant of family pension to dependent parents of a deceased Government employee	1/2/07/-P&PW(E) dated 2 nd September, 2011
4.	Inclusion of names of members of family in PPO and Proof of age for additional quantum of family pension-requirement of certificates etc.	1/19/11-P&PW(E) dated 3 rd August, 2011
5.	Study Leave for Fellowships offered by reputed Institutes	13023/2/2008-Estt(L) dated 1 st September, 2011
6.	All India Services (Leave)Rules, 1955-Encashment of leave while in service by members of the all India services	11019/34/2003-AIS-III dated 30 th August, 2011
7.	CCS (LTC)Rules, 1988-Relaxation for travel by air to visit J & K	31011/2/2003-Estt.(A) dated 25 th August, 2011


(Dr. R.C. Sawhney)
Registrar

Copy to:-

1. P.S. to Director for Director's kind information please.
2. Dr. Aniruddha Chakraborty alongwith the copies of the above mentioned circulars for uploading on the Institute website.
3. Head (SBS/SGEE/SE/SHSS).
4. Head of sections (Admin/Estate/Audit/Librarian/OSD)
5. Finance & Accounts Officer.
6. P.A. to Registrar.
7. Notice Board (Admn/Academic)
8. Guard File.

No. C.30017/1/2011-CDN
Government of India
Ministry of Human Resource Development
(Department of Higher Education)
* * *

New Delhi, the 23rd September, 2011

Sub: Various communications received from Ministry of Personnel, Public Grievances & Pensions -regarding.

Copies of the following communications are being sent through e-mail for information/necessary action:-

- (i) **Grant of family pension to childless widow of a deceased Central Government employee after her remarriage- Clarification -regarding.**
OM No. 1/4/2011-P&PW(E) dated 1st April, 2011 on the above subject.
- (ii) **Central Civil Services (Leave, Second Amendment) Rules, 2011-regarding.**
Notification No. 13026/5/2010-Estt.(L) dated 5th August, 2011 on the above subject.
- (iii) **Grant of family pension to dependent parents of a deceased Government employee -regarding.**
OM No. 1/2/07-P&PW(E) dated 2nd September, 2011 on the above subject.
- (iv) **Inclusion of names of members of family in the PPO and proof of age for additional quantum of family pension- requirement of certificates etc. - regarding.**
OM No. 1/19/11-P&PW(E) dated 3rd August, 2011 on the above subject.
- (v) **Study Leave for Fellowships offered by reputed Institutes-regarding.**
OM No. 13023/2/2008-Estt(L) dated 1st September, 2011 on the above subject.
- (vi) **All India Services (Leave) Rules, 1955- Encashment of leave while in service by members of the All India Services- regarding.**
Letter No. 11019/34/2003-AIS-III dated 30th August, 2011 on the above subject.
- (vii) **CCS (LTC) Rules, 1988- Relaxation for travel by air to visit J&K -regarding.**
OM No. 31011/2/2003-Estt.(A) dated 25th August, 2011 on the above subject.



(SANJAY GUPTA)
Under Secretary (CDN)

Encl: As above (through e-mail).

SS, AS(TEL), JS&FA, JS(CU & L), JS(JCC), JS(A), JS(HE), EA, DDG(S)

Copy to: US(EE-I) for similar action in Department of SE&L.

Office of Secretary (S.E. & L)

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No.1/4/2011-P&PW(E)
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Pension & Pensioners' Welfare

New Delhi, the 1st April, 2011

FTI-NO
20/9/2011

OFFICE MEMORANDUM

Subject: Grant of family pension to childless widow of a deceased Central Government employee after her remarriage - Clarification - reg.

CDM

A reference is invited to the Department of Pension & Pensioners' Welfare's O.M. No. 38/37/08-P&PW(A) dt. 2.9.2008 whereby provisions regulating pension/family pension/gratuity/commutation of pension/disability pension/ex-gratia lumpsum compensation, etc. were revised consequent upon implementation of Government's decision on the recommendations of 6th CPC.

2. As per the provisions of para 8.6 of the ibid O.M., the childless widow of a deceased Government employee shall continue to be paid family pension even after her remarriage subject to the condition that the family pension shall cease once her independent income from all other sources becomes equal to or higher than the minimum prescribed for family pension in the Central Government.

3. References/Representations have been received in this Department from various quarters raising therein doubts that the provisions of this Department's O.M. dt. 2.9.2008 do not adequately take care of cases wherein death of the employee took place prior to 1.1.2006 and the childless widow of the deceased employee got remarried before/on or after 1.1.2006.

4. The issue has been examined in this Department in consultation with Department of Expenditure. It is hereby clarified that the childless widow of a deceased Central Government employee who had expired before 1.1.2006, shall be eligible for family pension in the light of 6th CPC's recommendations irrespective of the fact that the remarriage of the widow had taken place prior to/on or after 1.1.2006. The financial benefits in such cases, however, will accrue from 1.1.2006. This, however, would be subject to the fulfillment of certain conditions laid down therein, including the income criterion that the income of the widow from all sources does not become equal to or higher than the minimum prescribed for family pension in the Central Government.

5. This issues with the concurrence of Department of Expenditure, Ministry of Finance vide their U.O. No.64/EV/2011 dt. 11.3.2011.

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Already
circulated

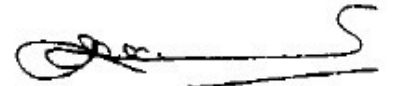


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6. This order, in so far as their applicability relates to the employees of Indian Audit & Accounts Department, is being issued in consultation with the Comptroller and Auditor General of India vide their U.O. No. 50 - Audit(Rules/ 14-2010 dt. 31.3.2011..

7. Hindi version will follow.



(K.S.CHIBB)
Director
Tele: 24635979

To

All Ministries/Departments

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY,
PART II, SECTION-3, SUB-SECTION (i)]

Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training
New Delhi, the 5th August, 2011.

NOTIFICATION

^{601 (E)}
GSR..... In exercise of the powers conferred by the proviso to article 309 read with clause (5) of article 148 of the Constitution and after consultation with the Comptroller and Auditor General of India in relation to persons serving in the Indian Audit and Accounts Department, the President hereby makes the following rules further to amend the Central Civil Services (Leave) Rules, 1972, namely: -

1. (1) These rules may be called the Central Civil Services (Leave) (Second Amendment) Rules, 2011.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Central Civil Services (Leave) Rules, 1972, (hereinafter referred to as the said rules), in rule 50, in sub-rule (5), -

(a) in clause (ii), for the words "three years from", the words and brackets "three years (five years in the case of Central Health Service officer who has been granted thirty-six months' study leave under sub-rule (2) of rule 51) from" shall be substituted;

(b) in clause (iii), for the words "three years after", the words and brackets "three years (five years in the case of Central Health Service officer who has been granted thirty-six months' study leave under sub-rule (2) of rule 51) after" shall be substituted.

3. In the said rules, in rule 63, in sub-rule (1), for the words "three years after", the words and brackets "three years (five years in the case of Central Health Service officer who has been granted thirty-six months' leave under sub-rule (2) rule 51) after" shall be substituted.

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4. In the said rules, in the Second Schedule, in Form 7, Form 8, Form 9, and Form 10, for the words "within a period of three years after" the words "within a period of three years five years after" shall respectively be substituted.

F.No. 1026/5/2010-15011

(Mamta Kundra)
Joint Secretary to the Government of India

Foot note - The principal rules were published vide S.O. No. 940, dated 8th April, 1972 and were last amended vide No. G.S.R. 160, dated 12.05.2011.

To
The Manager,
Government of India Press,
Mayapuri, Ring Road,
New Delhi - 110 048.

F.No. 1026/5/2010-15011
New Delhi, the 2.5.2011.

Copy also forwarded to

1. All Ministries/Department of the Govt. of India.
2. Office of the Comptroller & Auditor General of India.
3. Office of the Controller General of Accounts, Ministry of Finance.
4. Secretaries to Union Public Service Commission/Supreme Court of India Election Commission/Lok Sabha Sect./Rajya Sabha Sect./Cabinet Sect./Central Vigilance Commission/President's Sect./ Vice President's Office/Prime Minister's Office/Planning Commission.
5. All States governments and Union Territories.
6. Governors of all States & Governors of all Union Territories.
7. Secretary, National Council of P.M. Staff (Secy - 1301, Conz Shah Road, New Delhi).
8. All Members of staff of the National Council of P.M. Departmental level.
9. All Officers (Senior & JWO) Deptt. of Administrative Reforms & Public Administration, Department of Personnel & Training, (D.P.T.)
10. Ministry of Finance - Department of Expenditure.
11. All J. & L. Officers, Secy, Legislative Deptt. (Supra) Conz Shah Road, New Delhi.
12. Member Secy, Govt. Secy.
13. Secy, P. & T. Deptt., Govt. Secy., Conz Shah Road, New Delhi.
14. Secy, P. & T. Deptt., Govt. Secy., Conz Shah Road, New Delhi.
15. Secy, P. & T. Deptt., Govt. Secy., Conz Shah Road, New Delhi.
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17. Secy, P. & T. Deptt., Govt. Secy., Conz Shah Road, New Delhi.
18. Secy, P. & T. Deptt., Govt. Secy., Conz Shah Road, New Delhi.
19. Secy, P. & T. Deptt., Govt. Secy., Conz Shah Road, New Delhi.
20. Secy, P. & T. Deptt., Govt. Secy., Conz Shah Road, New Delhi.

(भारत के असाधारण राजपत्र के भाग-II, खंड-3, उप खण्ड(i) में प्रकाशनार्थ)

भारत सरकार

कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय

(कार्मिक और प्रशिक्षण विभाग)

* * *

नई दिल्ली, दिनांक : 5 अगस्त, 2011

अधिसूचना

सा.का.नि.^{61(E)}.....संविधान के अनुच्छेद 148 के क्लॉज (5) के साथ पठित अनुच्छेद 309 के परन्तुक द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए और भारतीय लेखा-परीक्षा और लेखा विभाग में सेवारत व्यक्तियों के संबंध में भारत के नियंत्रक तथा महालेखा परीक्षा से परामर्श के बाद राष्ट्रपति, केन्द्रीय सिविल सेवा (छुट्टी) नियमावली, 1972 में संशोधन करने के लिए निम्नलिखित अगले नियम बनाती है, अर्थात् -

1. (1) इन नियमों को केन्द्रीय सिविल सेवा(छुट्टी) (द्वितीय संशोधन) नियमावली, 2011 कहा जा सकता है।
- (2) ये सरकारी राजपत्र में इनके प्रकाशन की तारीख से प्रवृत्त होंगे।

2. केन्द्रीय सिविल सेवा (छुट्टी) नियमावली, 1972 (अबके बाद उक्त नियमों के रूप में संदर्भित) में नियम 50 में, उप नियम (5) में -

(क) क्लॉज (ii) में "से तीन वर्ष" शब्दों के लिए, शब्द और कोष्ठक "से तीन वर्ष (उस केन्द्रीय स्वास्थ्य सेवा अधिकारी के मामले में पांच वर्ष जिसे नियम 51 के उप नियम (2) के अंतर्गत छत्तीस महीने का अध्ययन अवकाश स्वीकृत किया गया है) के बाद" प्रतिस्थापित किया जाएगा;

(ख) क्लॉज (iii) में "तीन वर्ष के बाद" शब्दों के लिए, शब्द और कोष्ठक "तीन वर्ष (उस केन्द्रीय स्वास्थ्य सेवा अधिकारी के मामले में पांच वर्ष जिसे नियम 51 के उप नियम (2) के अंतर्गत छत्तीस महीने का अध्ययन अवकाश स्वीकृत किया गया है) के बाद" प्रतिस्थापित किया जाएगा।

3. उक्त नियमों में, नियम 63 में, उप नियम (1) में, "तीन वर्ष के बाद" शब्दों के लिए, शब्द और कोष्ठक "तीन वर्ष (उस केन्द्रीय स्वास्थ्य सेवा अधिकारी के मामले में पांच वर्ष जिसे नियम 51 के उप नियम (2) के अंतर्गत छत्तीस महीने का अध्ययन अवकाश स्वीकृत किया गया है) के बाद" प्रतिस्थापित किया जाएगा।

4 उक्त नियमों में, द्वितीय अनुसूची में, फॉर्म 7, फॉर्म 8, फॉर्म 9 और फॉर्म 10 में "तीन वर्ष की अवधि के अंदर बाद" शब्दों के लिए "तीन वर्ष/पांच वर्ष की अवधि के अंदर बाद" क्रमशः प्रतिस्थापित किए जाएंगे।

[एफ. सं. 13026/5/2010-स्था.(छुट्टी)]

5/7/2010
(ममता कुन्द्रा)

संयुक्त सचिव, भारत सरकार

पाद टिप्पणी प्रधान नियम एस.ओ. सं. 940, दिनांक 8 अप्रैल, 1972 द्वारा प्रकाशित किए गए और उसमें अद्यतन संशोधन सा.का.नि. सं. 160 दिनांक 12.5.2011 द्वारा किया गया।

fs-105028/2011/CDN
20/9/2011

No. 12/05-P&PW(A)

Govt. Of India

Ministry of Personnel, P.G. & Pensions

Department of Pension & Pensioners' Welfare

Lok Nayak Bhawan,

Khan Market, New Delhi,

2nd September, 2011

OFFICE MEMORANDUM

Subject: Grant of family pension to dependent parents of a deceased Government employee.

The undersigned is directed to refer to this Department's O.M. No. 45/86/97-P&PW(A)-Part I, dated 27.10.1997, whereby the definition of family for the purpose of grant of family pension was extended to include, inter alia, "parents who were wholly dependent on the Government servant when he/ she was alive provided the deceased employee had left behind neither a widow nor a child".

2. It has been observed that Ministries/ Departments have been interpreting this to mean that parents are eligible for family pension when the deceased employee is survived by them only. In case the deceased employee is survived by a widow and/ or one or more children, the parents are not considered eligible to receive family pension subsequent to such widow and/ or children becoming ineligible to receive family pension or ceasing to survive.

3. It is hereby clarified that in case the deceased government servant is not survived by a widow/widower or a child, the dependent parents become directly eligible to receive family pension. In cases where a deceased Government servant is survived by a widow/widower or a child, and the position changes subsequently because of death or re-marriage of the spouse and/ or death or ineligibility of child/children, including a disabled child, the dependent parents become eligible for family pension. However, in terms of this Department's O.M. No. 38/37/08-P&PW(A) dated 02.09.08, a childless widow, subject to dependency criteria, is entitled to the family pension even after her re-marriage. In such an event, the parents of the deceased employee become entitled to the family pension only after the childless widow dies or when her independent income from all other sources becomes equal to or

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higher than that prescribed for dependency criterion under the Rules.

4. This issues with the concurrence of Ministry of Finance, Department of Expenditure vide. U.O. No.248/E.V/2011, dated 2nd September, 2009.

K.Mittal 2/9/2
(K.K. Mittal)
Director

All Ministries/ Departments of the Govt. of India as per standard mailing list.

FTS-105024/2011/CDN
20/9/2011

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F.No.1/19/11-P&PW(E)
Government of India
Ministry of Personnel, P.G. & Pensions
Department of Pension & Pensioners' Welfare

Lok Nayak Bhawan,
Khan Market, New Delhi
Dated: 03.08.11

OFFICE MEMORANDUM

Subject: Inclusion of names of members of family in the PPO and proof of age for additional quantum of family pension - requirement of certificates etc. - regarding.

The undersigned is directed to refer to this Department's O.M. No. 1/6/2008-P&PW(E), dated 22.06.10 and No. 1/21/91-P&PW(E), dated 20.01.93, regarding intimation of names of eligible family members by the pensioner or the spouse to the Head of Office for inclusion in the Pension Payment Order (PPO). It has been clarified in the O.M dated 22.06.10 that in cases where the pensioner or his/ her spouse has expired, the widowed or divorced or unmarried daughter/ parents/ dependent disabled children/ disabled siblings can themselves intimate such details to the pension sanctioning authority, who can process such cases if sufficient proof of entitlement is produced by the claimant and all other conditions for grant of family pension are fulfilled.

2. Attention is also invited to this Department's O.M. No. 38/37/08-P&PW(A) dated 21.05.09, wherein detailed instructions regarding admissibility of documents as proof of date of birth of very old family pensioner who neither have a birth certificate nor any other corroborating document and whose date of birth is not available in the PPOs as well as in the office records of CPAO/ PAO have been circulated.

3. It is a matter of concern that a large number of complaints have been received in this Department from various pensioners associations and individuals that the documents submitted by them to the Heads of Office concerned are not accepted by them. Complaints about inordinate delay of 2-3 years in settling the claims have also been received.

4. It is hereby reiterated that documents indicated in para 5 of O.M., dated 21.05.09 may be relied upon by the Heads of Office for admitting claims of the family pensioners. In addition to these, the Aadhaar number issued by Unique Identification Authority of India (UIDAI) may also be accepted by the Heads of Office/ Pension Disbursing Authorities as valid proof of identity. It is also emphasized that the date of birth of the applicant may also be ascertained at the time of sanctioning family pension as it may be required for deciding the quantum of additional family pension when the family pensioner attains the age of 80 years or above.

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5. In case the applicant is unable to submit any of the documents indicated above but claims family pension based on some other documentary evidence, such cases may be submitted to the administrative Ministry/ Department. The decision of the administrative Ministry/ Department in this regard will be final.

6. Requests have also been received for inclusion of the name of dependent disabled child(ren) in the PPO during the life-time of the pensioner. It is hereby clarified that neither dependence nor disability are bound to be permanent in nature. Therefore, the name(s) of such child/ children may be included in the details of family by the Head of Office on receiving a request from the pensioner or his/ her spouse. However, family pension would be sanctioned only when their turn comes to receive the family pension on the demise of the pensioner/ family pensioner, after examining the claim(s) of such disabled children for family pension subject to the fulfilment of conditions stipulated in the relevant provisions of CCS(Pension) Rules, 1972.

7. All Ministries/ Departments are requested to give wide publicity to these clarifications.

T. Ghosh
(Tripti P. Ghosh)
Director
Ph. 24624802

All Ministries/ Departments of the Govt. of India

No.13023/2/2008-Estt(L)
 Government of India
 Ministry of Personnel, P.G. and Pensions
 (Department of Personnel & Training)

F-55 No. 1057/R/2011-CDM

New Delhi, the 1st September, 2011.

20/9/2011

Office Memorandum

Subject : Study Leave for Fellowships offered by reputed Institutes -

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The feasibility of bringing more Fellowships under the purview of Study Leave, on the same terms and conditions as the Jawaharlal Nehru Memorial Fellowships (JNMF) has been under consideration of this Department for some time. On the basis of the inputs from various Departments/Ministries regarding fellowships offered by reputed institutions and in consultation with Department of Expenditure, it has been decided to include the Fellowships offered by (i) K.K. Birla Foundation, (ii) Indian Institutes of Management, (iii) Management Development Institute, Gurgaon and (iv) Lok Nayak Jayaprakash Narayan National Institute of Criminology & Forensic Science on the same terms as that of the fellowship offered by JNMF at present. The following terms will be offered to Central Government employees who are awarded the said fellowship in relaxation of Rule 51, 57 and 59 of Central Civil Services (Leave) Rules, 1972 :-

- i) They will be granted study leave for the entire period of the Fellowship;
- ii) They will be entitled to the benefits admissible to them in accordance with the Fellowship and in addition, entitled to draw leave salary only (without allowance) equal to the pay that they drew while on duty with the Government immediately before proceeding on such leave. However, they will be entitled to Dearness Allowance at the Central Government rates on the leave salary admissible to them;
- iii) Where considered necessary, the official may be allowed during the period of the Fellowship, the continued use of the facility of the residential telephone officially allotted to him, subject to payment by him of the bills for the rental and call charges of the telephone.

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2. So far as persons serving in the Indian Audit & Accounts Departments are concerned, these orders are being issued after consultation with the C&AG of India.
3. This order takes effect from the date of issue.
4. Hindi version will follow.

Vibha

(Vibha Govil Mishra)
Director

To
All Ministries/Departments of the Govt. of India.

Copy also to :-

1. Office of the Comptroller & Auditor General of India.
2. Office of the Controller General of Accounts, Ministry of Finance.
3. Secretaries to Union Public Service Commission, Supreme Court of India, Election Commission, Lok Sabha Sectt., Rajya Sabha Sectt., Cabinet Sectt., Central Vigilance Commission, President's Sectt., Vice-President's Sectt., Prime Minister's Office, Planning Commission.
4. All State Governments and Union Territories.
5. Governors of all States/Lt. Governors of all Union Territories.
6. Secretary, National Council of JCM (Staff Side), 13-C, Feroz Shah Road, New Delhi
7. All Members of Staff Side of the National Council of JCM/Departmental Council.
8. All Officers/Sections of DOPT/Deptt. of Administrative Reforms & Public Grievances/Department of Pensions & Pensioners Welfare/PESB.
9. Ministry of Finance, Department of Expenditure.
10. Railway Board, New Delhi.
11. NIC, DOPT.

Vibha

(Vibha Govil Mishra)
Director

No.11019/34/2003-AIS-III

Government of India

Ministry of Personnel, Public Grievances & Pensions

Department of Personnel & Training

New Delhi, Dated the 30th August, 2011.

FFS.No

20/9/2011

To

The Chief Secretary of All the States/Union Territories.

Subject:- All India Services (Leave) Rules, 1955 - Encashment of leave while in service by members of the All India Services.

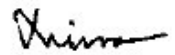
Sir,

I am directed to refer to this Department's letter of even number dated the 19th January, 2005 and the 17th September, 2009, (copy enclosed) wherein the decision of the Central Government was conveyed that member of the All India Services are not entitled to the benefit of encashment of leave under any of the rules of the State Government.

2. However, references are being received from various State Governments for allowing encashment of leave to All India Services officers working under them besides State Government employees during service period.

3. It is reiterated that encashment of earned leave to members of the All India Services, taken after the date of issue of the Instruction i.e. 19th January, 2005, should not be allowed under the State rules.

Yours faithfully,



(Navneet Misra)

Under Secretary to the Government of India

☎: 23092285

Copy to: -

1. All Ministries/ Departments of Government of India.
2. The Ministry of Home Affairs (Joint Secretary - Police), North Block, New Delhi.

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3. The Ministry of Environment & Forest (Joint Secretary, Forest Paryavaran Bhawan, CGO Complex, Lodhi Road, New Delhi.
4. Accounts General of all the State Governments.
5. Website of the Ministry of Personnel, Public Grievances & Pensions (www.persmin.nic.in) for putting vide path (circulars > services > others)

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No.11019/34/2003-AIS-III
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Personnel & Training

New Delhi, Dated the 19th January, 2005

To

The Chief Secretary,
All the States/UTs

Sub: All India Services (Leave) Rules, 1955 – encashment of leave while in service by member of the All India Services.

Sir,

I am directed to invite attention to this Department's letter No. 14/1/70-AIS(III) dated the 28th June, 1975, wherein it had been clarified that encashment of leave to members of the AIS serving under the State Government is a matter relating to conditions of service and since there is no provision in any of the rules made under the All India Services Act, 1951 for encashment of leave, matters relating to encashment of leave in the case of members of the service serving in connection with affairs of the State are to be regulated in accordance with the rules, regulations and orders applicable to members of the State Civil Services, Class I in terms of Rule 2(b) of the AIS (Conditions of Services – Residuary Matters) Rules, 1960.

2. Further clarification was issued vide this Department's letter No. 11019/8/81-AIS(III) dated 21st September, 1981 that in accordance with the provisions contained in Rule 2(a) of the All India Services (Conditions of Service – Residuary Matters) Rules, 1960, members of the All India Services who are serving in connection with the affairs of the Union are governed by the rules, regulations and orders as applicable to the Central Civil Services Group 'A'. Such members of the All India Services, who are serving in connection with the affairs of the Union, are therefore, not entitled to the benefit of leave encashment as per the rules of the State Government.

4.10.05

3. A provision for encashment of leave on superannuation has since been incorporated as Rule 20 -A in the All India Services (Leave) Rules, 1955 vide Notification No. 11019/7/93-AIS-III dated the 22nd December, 1993. The members of the All India Services are, therefore, no longer entitled to the benefit of encashment of leave under any of the rules of the State Government. It is, therefore, requested that no benefit under the rules of the State Government should be allowed to the members of the All India Services. However, no deductions may be made towards encashment of leave availed of by the members of AIS prior to the issue of these instructions from the leave outstanding at their credit at the time of superannuation.

Yours faithfully,

(G.C. Pandey)

Under Secretary to the Government of India
T.No.23092285

Copy to:-

- (i) All Ministries/Department of the Government of India
- (ii) Guard File

No.11019/34/2003-AIS-III
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training

New Delhi, the 17th September, 2009

To

The Chief Secretaries of All States/Union Territories.

Subject:- The All India Services (Leave) Rules, 1955 – Encashment of leave while in service by member of All India Services.

Sir/Madam,

I am directed to refer to this Department's letter of even number dated 19th January, 2005 wherein it was decided that members of the All India Services would not be entitled to the benefit of encashment of leave under any of the rules of the State Government. However, encashment of earned leave subject to the maximum of 300 days can be allowed on retirement/death of the member of the Service under rule 20A of the All India Services(Leave) Rules, 1955.

2. This Department has received a number of requests from the State Governments for allowing encashment of leave to the members of the All India Services working under them under the provisions of the State Rules, which is otherwise applicable to employees of that particular State Government.

3. It is hereby clarified that the provision under rule 20A of the AIS(Leave) Rules, 1955 was inserted vide Department of Personnel and Training's Notification No.11019/6/97-AIS-III dated 3rd March, 1998 (made effective from 01.07.1997), wherein the maximum days for encashment of earned leave was increased from 240 days to 300 days which can only be allowed at the time of retirement/death of the member of the Service. Apart from this, pursuant to the recommendation of the Sixth Central Pay Commission, the Central Government officers are allowed to encash ten days earned leave at the time of availing of Leave Travel Concession (LTC) to the extent of sixty days during the entire career. The leave encashed at the time of LTC will not be deducted from the maximum amount of earned leave encashable at the time of retirement. It is further clarified that where both husband and wife are Government servants, the present entitlement for availing LTC shall remain unchanged, and encashment of leave equal to 10 days at the time of availing of LTC will continue to be available to both, subject to a maximum of sixty days each during the career. This provision has been made applicable to the All India Services Officers vide this Department's letter No.11022/2/2008-AIS(II) dated 7th October, 2008.

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4. There is no other provision for encashment of earned leave while in service under the rules applicable to the members of All India services. Therefore, members of the All India Services are entitled for encashment of earned leave for 10 days each subject to the maximum of 60 days in the entire career; and a maximum of 300 days of earned leave on retirement/death under rule 20A of the All India Services(Leave) Rules, 1955. No member of the Service should be allowed encashment of earned leave during service, other than mentioned above, under any rule of the State Government.

Yours faithfully,

(Harjot Kaur)
Director (Services)
Tel:No.23093591

Copy to: -

1. All Ministries/Departments of the Government of India
2. The Ministry of Home Affairs (Attn: Joint Secretary-Police), North Block, New Delhi
3. The Ministry of Environment and Forests (Attn: Joint Secretary, Forests), Paryavaran Bhawan, CGO Complex, Lodhi Road, New Delhi.
4. Accountant General of all State Governments.
5. All officers/Sections/Desks in the Department of Personnel and Training.
6. Website of the Ministry of Personnel, Public Grievances and Pensions. ([www.persmin.nic.in/circulars/service/Leave/Study Leave](http://www.persmin.nic.in/circulars/service/Leave/Study%20Leave)).

Copy to:-

1. President's Secretariat, Rashtrapati Bhawan, New Delhi.
2. Vice-President's Secretariat, New Delhi.
3. Prime Minister's Office, South Block, New Delhi.
4. Cabinet Secretariat, New Delhi.
5. Comptroller and Auditor General of India, New Delhi.
6. Central Vigilance Commission, New Delhi.
7. Union Public Service Commission, New Delhi.
8. Staff Selection Commission, New Delhi
9. Central Bureau of Investigation, New Delhi.
10. All Union Territory Administrations.
11. Lok Sabha/Rajya Sabha Secretariat
12. All attached and Subordinate Offices of the Ministry of Personnel, Public Grievances and Pensions
13. All officers and Sections of Ministry of Personnel, Public Grievances and Pensions .
14. Website section, Ministry of Personnel, Public Grievances and Pensions, North Block, New Delhi.
15. Facilitation Centre, Ministry of Personnel, Public Grievances and Pensions, North Block, New Delhi.
16. 20 spare copies.