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*Modifications in the Maharashtra*
*Civil Services (Pension) Rules, 1982*
*Clarification ...........................*

**GOVERNMENT OF MAHARASHTRA**
**FINANCE DEPARTMENT**
Resolution No. PEN 1099/315 /SER-4,
Mantralaya, Mumbai- 400 032, dated 10th December 1999.

*Read* -- Government Resolution, Finance Department,No.
PEN 1099/302/SER-4, dated 15 th November 1999.

## RESOLUTION

In terms of the provisions contained in para 10 of the Government Resolution, Finance Department, No. PEN- 1099/302/SER-4, dated 15 th November 1999, in the case of the Government Servants who have opted for the revised scales of pay and retired within 10 months from the date of coming over to the revised scale, basic pay for 10 months period , preceding retirement is to be calculated by taking into account Pay as follows --

(i) **For the period during which pay is drawn in the pre-revised pay scale -** Basic Pay plus actual Dearness Allowance and Interim Relief I and II appropriate to the basic pay at the rates in force, drawn during the relevant period.

**and**

(ii) **For the period during which pay is drawn in revised Scale --** Basic Pay in the revised scale.

2. It has been brought to the notice of Government that as a result of calcuation of the pension in the manner indicated above, Government Servants who had retired within a period of 10 months of coming over to the revised scales of pay with effect from 1 st January 1996 are entitled to a pension lower than that admissible to those who retired prior to 1 st January 1996 from the same post and at the same stage of pay in the pre-revised pay scales.

3. Government is pleased to decide that the provisions contained in para 10 of the Government Resolution, Finance Department, No. PEN-1099/302/SER-4, dated 15th November 1999 may be substituted by the following in respect of those State Government Servants who are governed by the Maharashtra Civil Services (Pension) Rules, 1982 and who retired during the period from 1 st Janurary 1996 to 30 th September 1996.



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" The pensionable pay based on the basic pay of the preceding ten months of those Government Servants who had opted to come over to the revised scales of pay and had retired within a period of 10 months reckoned from 1st January 1996 shall be calculated as follows for the purpose of determining their pension entitlement:-

(A) **For the period during which pay was drawn in the pre - revised pay scales:-** The total pay for the number of months for which pay was drawn in the pre-revised pay scales shall be calculated after taking into account the following:-

(i) Basic Pay (including increments, if any, drawn during the intervening period ).

(ii) Dearness Allowance as on 1st January 1996 i.e. @ 148%, 111% and 96% of the basic pay, as the case may be.

(iii) The 1st and 2nd installments of Interim Relief appropriate to the Basic Pay drawn during the relevant period.

(iv) Notional increase of the Basic Pay by applying the Fitment Benefit of 40 percent on the Basic Pay in the pre-revised pay scale.

(B) **For the period during which pay was drawn in the revised pay scales :-** The aggregate of the Basic Pay for the number of months for which pay was drawn in the revised pay scales.

The pensionable pay of the preceding ten months will thereafter be calculated by adding (A) & (B) and dividing the result by ten. **Pension admissible will consequently be 50% of the pensionable pay so calculated."**

4. By way of illustration an example is given in the **Annexure.**

5. Government is also pleased to clarify that the amount of pension shown in the example given in **Annexure III of Government Resolution, Finance Department, No.PEN-1099/302/SER-4, dated 15th November 1999 is inclusive of commuted portion of** pension. While calculating the arrears of pension the commuted portion of pension if any, should be deducted.

By order and in the name of the Governor of Maharashtra,

VASANT W. CHAUDHARI,
Deputy Secretary to Government.



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(For post-1996 pensioners)

## ANNEXURE

(As referred to in paragraph 4 of Government Resolution, Finance Department, No.PEN-1099/ 315 /SER-4, dated 10th December, 1999.)

| | | |
|---|---|---|
| Pre-revised Scale (Prior to 1.1.1996) | .... | Rs.2,200-4,000. |
| Corresponding Revised Scale (W.e.f.1.1.1996) | .... | Rs.8,000-13,500 |
| Date of increment in the pre-revised scale | .... | 1st June,1995 |
| Basic Pay in the Pre-revised scale (Up to May, 1995) | .... | Rs. 3,400 |
| (June 1 to December 31, 1995) | .... | Rs. 3,500 |
| Date of Superannuation | .... | 31st January, 1996 |

(A) Pay drawn in the pre-revised scale

(i) April 1, 1995 to April 30, 1995

| | | |
|---|---|---|
| Basic Pay | .... | Rs. 3,400 |
| Dearness Allowance as on 1st January 1996 (i.e.@148% in the present case) | .... | Rs. 5,032 |
| I.R.(I)&(II) (Rs.100+10% of Basic pay) | .... | Rs. 440 |
| Fitment Weightage (40% of Basic Pay) | .... | Rs. 1,360 |
| Total | .... | Rs.10,232 |

**Total Pay for 2 Months**
(April and May 1995) 10232 x 2 = .... **Rs.20,464**

(ii) June 1, 1995 to June 30, 1995

| | | |
|---|---|---|
| Basic Pay | .... | Rs. 3,500 |
| Dearness Allowance as on 1st January, 1996 (@148% in the present case) | .... | Rs. 5,180 |
| I.R.(I)&(II) (Rs.100+10% of Basic Pay) | .... | Rs. 450 |
| Fitment Weightage (40% of Basic Pay) | .... | Rs. 1,400 |
| Total | .... | Rs.10,530 |

**Total Pay for seven months**
(June 1995 to December 1995) Rs.10530 x 7 .... Rs.73,710



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(B) Pay drawn in the **Revised Scale of Pay**
January 1, 1996 to January 31, 1996
Basic Pay .... Rs. 10,750

Total Pay for 1 month .... Rs. 10,750

**(C) Total Pay during 10 months =**
**A(i) + A(ii) + (B) .... Rs.1,04,924**

**(D) Pensionable Pay = 1,04,924/10 = .... Rs. 10,492**

Monthly pension .... Rs.10,492 x50%
(50% of Pensionable Pay i.e.50% of D) **i.e. Rs. 5,246**

Note: (a) **Fitment weightage of 40% of basic pay to be added to basic in the pre-revised scale.**

(b) **D.A. actually drawn will be substituted by D.A.as on 1st January, 1996** relevant to the particular slab of basic pay.

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