

Government of Jammu & Kashmir
Department of Rural Development & Panchayati
Civil Secretariat, J&K

Subject: Counting of pre-regularization consolidated service of Retired/retiring MPWs of Department of Rural development & Panchayati Raj in their qualifying service.

Government Order No: 29-RD & PR of 2022
D a t e d: 10-02-2022

Whereas, the Director, Rural Development, Kashmir has furnished a copy of letter No. DRDK/E-WP/14434 dated 18-08-2017 along-with representation of retired MPWs of Kashmir Division wherein it has been intimated that these MPWs have performed/rendered their services from the year 1989 to 01-04-1997, but the said services has not been reckoned towards their qualifying service for pensionery benefits;

Whereas, the Director, Rural Development, Kashmir also enclosed following three Government Orders of other departments wherein it has been ordered to count the rendered Daily Wage service period as qualifying service for pensionery benefits :-

1. Government Order No. 54-Ind 1998 dated: 10-02-1998 issued by Industries & Commerce Department.
2. Government Order No. 115-Edu of 2008 dated: 29-02-2008 issued by School Education Department.
3. Government Order No. 1061-GAD of 2014 dated: 16-01-2015 issued by General Administration Department;

Whereas, Director, Rural Development, Kashmir further intimated that, all the retired MPWs who have retired from the Government services, had served this department prior to their regularization on a meager monthly remuneration of Rs.500 to Rs.750 and accordingly requested that the representation of retired MPWs may be considered and decided on its merits in light of above mentioned Government orders as these MPWs are seeking the same treatment which has been given to similarly circumstanced retired employees of other departments;



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58359/2022/06-Office Memorandum (DDP)

Whereas, vide this Department's letter No. RDD-EsttONG/29/2020-12 dated: 15.11.2021, the Director Rural Development, Kashmir stands also informed that the case is not covered under Rules and as such is regretted.

Now, therefore, in view of the above facts, the case relating to the counting of pre-regularization consolidated services of MPWs of Director Rural Development, Kashmir/Jammu towards their qualifying service on superannuation retirement stands examined and as opined by the Finance Department, is hereby rejected as being not covered under rules governing the field.

By order of the Government of Jammu & Kashmir.

Sd/-

(Mandeep Kaur) IAS

Commissioner/Secretary to the Government

No:-RDD-EsttONG/29/2021-12-o/o RDD

Dated: 10.02.2022

Copy to the:-

1. Director, Rural Development Jammu/Kashmir.
2. Private Secretary to Commissioner/Secretary to the Government, Department of Rural Development for information of Commissioner/Secretary.
3. Government Order file/stock file (w.2.s.c).
4. I/c Website.



(Subash Chander Koul)

Under Secretary to the Government

Government of Jammu & Kashmir
Directorate of Rural Development Department Kashmir

No. DRDK/Estt/PF/15/SA/2018 (e.office) 72909-18
Copy of the order No. 29-RD&PR of 2022 dated 10-02-2022 forwarded to the:-

Dated 26 -02-2022

1. Project Officer Wage Employment (ACD), _____ (All) for information and necessary action

BDO (Hq)
Directorate of Rural Development
Kashmir

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56389/2021/On Call (RD/DRDD)

Whereas, the case was examined in the department and vide this department's letter dated 26-09-2017, the Director, Rural Development, Jammu/Kashmir were requested to furnish a detailed report of those MPWs whose pension cases have been settled or may be settled on meager pension in future and also clarify whether these MPWs were on daily wage service/work charged employees service prior to their regularization as 50% of such service qualify for pensioner benefits as per SRO-331 dated 09-09-1997;

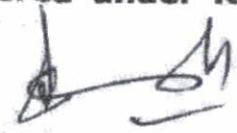
Whereas, the Director, Rural Development, Kashmir vide letter No. DRDK/Acctts/21623 dated 08-08-2018 furnished list of (41) MPWs who had retired from the services having less qualifying service affecting adversely the fixation of pension in their favour. These employees have worked in the Rural Development Department on consolidated remuneration for the period from 1989 to 31-03-1997 and thereafter regularized against the posts w-e-f 01-04-1997 and as such does not fall under the provisions of SRO-331 dated 09-09-1997;

Whereas, the Director, Rural Development, Jammu furnished a list of (66) similar MPWs having less qualifying service, whose pension cases stand settled accordingly. Further stated that these MPWs were appointed by the competent authority viz Government w.e.f 1989 on consolidated wages and continued to work without any break under the orders issued by the Government from time to time and they have been regularized vide Government Order No.166-Agri of 1997 dated 10-02-1997 w.e.f 01-04-1997;

Whereas, a comprehensive proposal was forwarded to the Finance Department for accord of concurrence to the reckoning of pre-regularization Contractual Services in favour of retired MPWs of Rural Dev & Panchayati Raj Department purely for their pensionery benefits;

Whereas, the Finance department returned the file vide U.O. No. FD-Code/34/2021-03-Finance Department-p-I-1006 Dated: 25.10.2021 with the following opinion:-

"Returned: The case has been examined in the Finance Department. The Department is advised that the case is not covered under Rules and as such is regretted."



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