



GOVERNMENT OF JAMMU AND KASHMIR  
DEPARTMENT OF RURAL DEVELOPMENT AND PANCHAYATI RAJ  
CIVIL SECRETARIAT JAMMU

Sub: Entitlement of Pensionary benefits in favour of DRDA employees of the Department of Rural Development & PR

Ref: Finance departments U.O. No A/36(83)-X Part-10 dated 19-02-2018.

Government Order No: 95-RD & PR of 2018

Dated: 17-04-2018

Whereas vide Government order No. 233-RD&PR of 2015 dated 01-09-2015, 184 employees of DRDA were absorbed in the Department of Rural Development & PR notionally w.e.f 01-04-2005;

Whereas the Office of Accountant General, J&K raised some observations regarding consideration of service rendered by the employees of DRDA before the date of their absorption for the purpose of pensionary benefits;

Whereas the, matter was referred to the Finance Department vide U.O No. RDD&PR/DRDA/25/2015/19 dated 28-11-2017 for opinion;

Whereas Finance Department has conveyed its opinion vide No. A/36(83)-X Part-10 dated 19-02-2018 and advised the department to settle the issue in terms of Article 185-D (v) b (ii) of J&K Civil Service Rule Vol-I provided:

- The concerned employees have exercised the option within mandatory period of one year.
- DRDA falls within the meaning/ definition of Autonomous body as defined under Note 1 below Article 185-D of J&K Civil Service Rules ;

Whereas, Article 185-D(v) b(ii) of Jammu and Kashmir, Civil Services Regulation, 1956 Volume-I provides as under :-

In case of absorption in Autonomous Bodies not having Pension Scheme and vice versa  
(b) (ii) An employee of an Autonomous/ Statutory Bodies and State Owned PSUs on permanent absorption under the Government will have the option either to receive C. P. Fund benefits which accrued to him from the Autonomous Body/ / Statutory Bodies/ PSU and start fresh service in Government or choose to count service rendered in that body as qualifying service for pension in Government by foregoing employer's share of C. P. Fund contribution with interests thereon, which will be paid to the Government Department by the Autonomous Body/ Statutory Bodies/PSU.

The option shall be exercised within one year from the date of absorption. If no option is exercised within stipulated period, employees shall be deemed to have opted to receive C. P. Fund benefits. The option once exercised shall be final.

Note 1.-For purpose of these rules an Autonomous Body will mean a body which is financed wholly or substantially from Cess or Government grants. "Substantially" means that more than 50 per cent of the expenditure of the Autonomous Body is met through Cess or Government grants. Autonomous Body includes a Statutory Body or a University but does not include a Public Undertaking.

DRDA Ref/ BDO (H/O)  
BDO  
2018

Whereas, as per the Accounting Procedure for District Rural Development Agencies/ Societies, issued by GoI, Ministry of Rural Development, inter alia (point number 2 below introduction) provides that "the DRDA's are autonomous bodies setup under the Societies Registration Act, 1860";

In view of the above, Sanction is hereby accorded to the entitlement of pensionary benefits in favour of the DRDA employees absorbed in the Department of Rural Development & Panchayati Raj, vide Government order No. 233 -RD & PR dated 01-09-2015 in terms of Article 185-D(v)b(ii) of Jammu and Kashmir, Civil Services Regulation, 1956 Volume-I subject to following conditions :-

- i) that the employees have exercised the option within the mandatory period of one year from the date of their absorption,
- ii) that the employees fore-go employer's share of C.P Fund contribution with interest thereon.

This issues with the concurrence of Finance Department vide No: U.O. No A/36(83)-X Part-10 dated 19-02-2018.

By order of the Government of Jammu & Kashmir.

Sd/-  
(Sheetal Nanda) IAS  
Secretary to Government  
Department of Rural Development & PR

Dated: 17-04-2018

No: - RD&PR/DRDA/25/2015

Copy to the:-

1. Accountant General J&K, Jammu/ Srinagar.
2. Principal Secretary to Government, Finance Department for information.
3. Director, Rural Development Jammu/ Kashmir ✓
4. Project Director, DRDA All Districts for information.
5. Assistant Commissioner Development All Districts for information and necessary action.
6. Project Officers, DRDA All Districts for information and necessary action.
7. Pvt. Secretary to Secretary to Government, Department of RD & PR for information of Secretary to Government.
8. Government Order file.

(S.L. Pandita)  
Director Finance

Department of Rural Development & PR

Government of Jammu and Kashmir  
Directorate of Rural Development Kashmir

No:-DRDK/Estt/52/Gnl/15/II/3060-83

Dated:- 12-5-2018

Copy of the above forwarded to the :-

1. Project Officer Wage Employment (ACD) \_\_\_\_\_ (All)
  2. Project Officer Self Employment (DRDA) \_\_\_\_\_ (All)
- for information and necessary action.

BDO (HQ) 11.05.18.  
Rural Development Department  
Kashmir