

From

The Director, Treasuries and Accounts
Department, Haryana, Chandigarh.

To

1. All Head of the Departments in Haryana State.
2. All Managing Directors/ Chief Administrators/Administrators of Boards/Corporations, Autonomous Bodies etc. in Haryana State.
3. All the petitioners and Non-petitioners (beneficiary employees) of SAS (OB) Cadre {by name}.

Memo No.10264 /TA-HR(4T)-2014/ 7304

Dated : 26/9/2014

Subject:- Counting of Previous Service of Employees of SAS (Ordinary Branch) Cadre as rendered by them in Boards/Corporations of Haryana Govt. before their joining this Cadre towards Pensionary /Retiral Benefits.

Reference Government's memo No.15/14/2012-1 F.A. dated 12/08/2014 and even number dated 18/09/2014 on the subject noted above.

2. Whereas, the judgment dated 18/08/2011 passed by in Hon'ble Pb. & Haryana High Court at Chandigarh in LPA No. 1261 of 2011 titled State of Haryana & others Vs. Shubh Karan Sharma and others attained finality after the dismissal of SLP (Civil) no. 30695-39696 of 2012 vide judgment dated 02/05/2014 by Hon'ble Supreme Court of India and whereas, after accepting the judgment, Government of Haryana is pleased to pass an order/instruction vide memo no. 15/14/2012-1 F.A. dated 12/08/2014 and dated 18/09/2014, hence, this Directorate orders as under:

The past service of all the SAS employees who rendered their services to some Boards/Corporations of Government of Haryana before joining the present service are entitled for counting of their past service with such Board/Corporation of Government of Haryana for

the purpose of pensionary/retiral benefits subject to deposit the amount of CPF/EPF contribution and other retiral benefits, if any, alongwith the rate of interest {applicable GPF contribution in the Government relevant to the year(s)} up to date with Government through this department in accordance with the rules or in alternative the amount equal to CPF/EPF contribution and other payable amount can be deducted by the pension sanctioning authority of the concerned department after working out the pensionary benefits, if opted by the employee so. Further, in case of those employees who have not withdrawn the same as yet, their employee's contribution shall be transferred to their respective GPF Accounts and employer share shall be deposited in to Government account. Similarly, the total accumulation of their respective existing NPS Accounts, wherever applicable, shall also be transferred to appropriate Head Accounts of the State Govt. and their existing Accounts as such shall be closed down.

3. In case they are not willing for the same at this occasion they shall submit an unconditional undertaking to this Department/concerned department that the amount (Employer Share only in case of EPF/CPF) and Gratuity so withdrawn by them already may be deducted from their Pensionary/Retiral benefits at the time of their respective retirement. The relevant heads of account are as under:-

Sr. No.	Kind of payment to be deposited	Head of Account
i)	Contribution of CPF/EPF alongwith interest (Employee's share)	8009-01-101-51-51- General Provident Funds
ii)	Contribution of CPF/EPF alongwith interest (Employer's share) and Accumulation of NPS Accounts	0071-01-800-99-51-Other items (Contributions and Recoveries towards Pension & Other Retirements Benefits)
iii)	Gratuity	0071-01-101-97-51-Refund of Gratuity (Contributions and Recoveries towards Pension & Other Retirement Benefits)
iv)	Leave Encashment	0070-01-800-51-51-Other Receipts

4. It is, hereby, clarified that these instructions/orders shall not be applicable to those employees of the Boards/Corporations of Haryana Govt. who have been appointed/recruited direct as fresh entrants on or after 01.01.2006 in the respective Organizations and thereafter has joined the SAS (OB) Cadre. For example, if a person is appointed/recruited as Clerk as fresh entrant on 01.01.2006 in any Board/Corporation and thereafter having rendered three years of service, he/she appears in SAS (OB) Part-I and Part-II examinations and having passed the same in the year 2009 or onwards, joins the SAS (OB) Cadre resultantly, he shall not be covered in the instant instructions under these orders and shall continue to be covered under New Pension Scheme.



Joint Director

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for Director, Treasuries and Accounts
Department, Haryana, Chandigarh.

Endst. No.10264 /TA-HR(4T)-2014/

Chandigarh Dated, the

A copy is forwarded to the Principle Accountant General (A&E) Haryana, Chandigarh with the request to open General Provident Fund Accounts of concerned officers/officials, as and when the cases are forwarded by the respective department so that accumulated amount of their EPF/CPF/NPS employee's could be transferred therein by the concerned departments.



Joint Director

for Director, Treasuries and Accounts
Department, Haryana, Chandigarh.

Endst. No.10264 /TA-HR(4T)-2014/

Chandigarh Dated, the

A copy is forwarded to the Regional Provident Fund Commissioner, SCO 1-3, Sector-17 A, Chandigarh, Faridabad and Karnal with the request to transfer the amount of EPF employee/employer share in the relevant GPF Accounts of the Employees/Head Account of the State Government respectively, as and when the cases are forwarded by the concerned offices.

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Joint Director

for Director, Treasuries and Accounts
Department, Haryana, Chandigarh.

Endst. No.10264 /TA-HR(4T)-2014/

Chandigarh Dated, the

A copy is forwarded to the Executive Vice-President, National Securities Depository Limited, E-Governance infrastructure Limited, Times Tower, Kamala Mill Compound, Saina Pati Bapat Marg, Lower Parel, Mumbai with the request to transfer the total accumulation in the employee's NPS account (employee's and employer's contribution) in the relevant Head Account of the State Government, as and when the cases are forwarded by the concerned offices.

-sd-
Joint Director

for Director, Treasuries and Accounts
Department, Haryana, Chandigarh.

Endst. No.10264 /TA-HR(4T)-2014/

Chandigarh Dated, the

A copy is forwarded to the Addl. Chief Secretary, to Government of Haryana, Finance Department for information and necessary action with reference to his Memo no. 15/14/2012-1FA, dated 12-08-2014 and 18.09.2014.

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Joint Director

for Director, Treasuries and Accounts
Department, Haryana, Chandigarh.

To be issued and circulated bearing same number and date.

From

The Director, Treasuries and Accounts
Department, Haryana, Chandigarh.

To

1. All Head of the Departments in Haryana State.
2. All Managing Directors/ Chief Administrators/Administrators of Boards/Corporations, Autonomous Bodies etc. in Haryana State.

Memo No.10264 /TA-HR(4T)-2014/7304

Dated : Chandigarh Dated the 26 September, 2014.

Subject:- Counting of Previous Service of Employees of SAS (Ordinary Branch) Cadre as rendered by them in Boards/Corporations of Haryana Govt. before their joining this Cadre towards Pensionary /Retiral Benefits.

Reference Government's memo No.15/14/2012-1 F.A. dated 12/08/2014, even number dated 18/09/2014 and 03/11/2014 on the subject noted above. Para 4 of the memo no. 10264/TA-HR(4T)-2014/7304 - 08 dated 26/09/2014 is substituted as under:

4. It is, hereby, clarified that CWP No. 20057 of 2009 has been allowed vide judgment dated 18/08/2011 by Hon'ble High Court in terms of the judgment of LPA NO. 1261 OF 2011. whereas the petitioners in CWP No. 20057 of 2009 were appointed after 1.1.2006 and they are covered under the provision of new pension scheme. The benefit of past service extended to the petitioners in CWP No. 20057 of 2009 for the purpose of old pension scheme is contrary to the provisions of service rules.

Apropos, these instructions/orders shall not be applicable to those employees of the Boards/Corporations of Haryana Govt. who have been appointed/recruited direct as fresh entrants on or after 01.01.2006 in SAS (OB) Cadre and shall continue to be covered under New Pension Scheme except the petitioners in CWP No. 20057 of 2009 subject to outcome of proposed appeal/revision.

Joint Director
for Director, Treasuries and Accounts
Department, Haryana, Chandigarh.

Endst. No.10264 /TA-HR(4T)-2014/**7305** Chandigarh Dated, the 26 September, 2014

A copy is forwarded to the Principle Accountant General (A&E) Haryana, Chandigarh with the request to open General Provident Fund Accounts of concerned officers/officials, as and when the cases are forwarded by the respective department so that accumulated amount of their EPF/CPF/NPS employee's could be transferred therein by the concerned departments.


Joint Director

for Director, Treasuries and Accounts
Department, Haryana, Chandigarh.

Endst. No.10264 /TA-HR(4T)-2014/**7306** Chandigarh Dated, the 26 September, 2014

A copy is forwarded to the Regional Provident Fund Commissioner, SCO 1-3, Sector-17 A, Chandigarh, Faridabad and Karnal with the request to transfer the amount of EPF employee/employer share in the relevant GPF Accounts of the Employees/Head Account of the State Government respectively, as and when the cases are forwarded by the concerned offices.


Joint Director

for Director, Treasuries and Accounts
Department, Haryana, Chandigarh.

Endst. No.10264 /TA-HR(4T)-2014/**7307** Chandigarh Dated, the 26 September, 2014

A copy is forwarded to the Executive Vice-President, National Securities Depository Limited, E-Governance infrastructure Limited, Times Tower, Kamala Mill Compound, Saina Pati Bapat Marg, Lower Parel, Mumbai with the request to transfer the total accumulation in the employee's NPS account (employee's and employer's contribution) in the relevant Head Account of the State Government, as and when the cases are forwarded by the concerned offices.


Joint Director

for Director, Treasuries and Accounts
Department, Haryana, Chandigarh.

Endst. No.10264 /TA-HR(4T)-2014/**7308** Chandigarh Dated, the 26 September, 2014

A copy is forwarded to the Addl. Chief Secretary, to Government of Haryana, Finance Department for information and necessary action with reference to his Memo no. 15/14/2012-1FA, dated 12-08-2014 and 18.09.2014.


Joint Director

for Director, Treasuries and Accounts
Department, Haryana, Chandigarh.