

GOVERNMENT OF RAJASTHAN

Immediate

Department of Personnel (A)
(C.R.Cell)

No. F8(52)Karmik/A-CR/72/P+II Jaipur the 17 Dec., 1973.

C I R C U L A R

Sub:- Compulsory retirement under Rule 244(2) of
the R.S.R.

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Attention is invited to this department's Circular of even No. dated the 3rd January, 1973 on the above subject which lays down that "A Bank draft of the amount equivalent to the pay and allowances, the Govt. servant would have been entitled to in case three months notice had been given to him, should accompany the order of retirement. In calculating this amount, the deductions, if any, from the pay and allowances of such Govt. servant should not be made; these deductions may be subsequently effected from the Gratuity amount or/and pension of the Government Servant".

The above provision has been reconsidered in consultation with the Government of India and the State Law Department and it has been decided that since the Government servant concerned would stand retired immediately on payment of 3 months pay and allowances in lieu of notice period and will not be in service thereafter, the question of counting any period subsequent to such retirement for purposes of pension or calculating 3 months pay and allowances does not arise. Therefore, the 3 months pay and allowances in lieu of notice would be payable at the rate of pay and allowances drawn by the concerned Government servant immediately before his retirement.

Further, since the 3 months pay and allowances given in lieu of notice for compulsory retirement are "salary" therefore the income - Tax is required to be deducted at source at the time of payment.

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Annexure to Circular No. F14(47)Karmik/ACR/73
Dated 5 Dec., 1973

List of Circulars applicable to various Services
in regard to Compulsory retirement under Rule
244(2) of R.S.R.

(A) Circulars commonly applicable to all Services.

1. F.8(48)DP/ACR/72 D/- 17-8-72
2. F.24(55)Apptt/A/57/Pt/CR D/- 22-8-72
3. F8(52)Karmik/CR/72/PtII D/- 3-1-73
4. F8(52)Karmik/CR/72/PtII D/- 29-1-73
5. F8(52)Karmik/ACR/72 D/- 17-2-73
6. F8(52)Karmik/ACR/72 D/- 17-4-73
7. F8(41)Karmik/ACR/72 D/- 26-4-73
8. F1(104)Apptt/C/56/Pt V B/- 25-5-73
9. F8(52)Karmik/ACR/72/PtII D/- 4-9-73
10. F8(52)Karmik/ACR/72/PtII D/- 14-11-73

(B) Circulars applicable to Subordinate Services.

1. F8(41)Apptt/ACR/72 D/- 29-7-72
(For Police Department only)
2. F8(41)Apptt/A-CR/72 D/- 10-11-72
3. F8(41)Karmik/ACR/72 D/- 12-4-73
(For Police Department only)
4. F8(52)Karmik/A-CR/72/PtII D/- 24-4-73
5. F8(41)Karmik/ACR/72 D/- 25-4-73
(For Revenue Inspectors)
6. F8(41)Karmik/ACR/72 D/- 25-5-73
7. F8(41)Karmik/ACR/72 D/- 4-9-73
8. F8(41)Karmik/ACR/72 D/- 14-9-73
(For Education Deptt. Teachers)

(C) Circulars applicable to Ministerial Services.

1. F24(55)Apptt/A/57/PtI/CR D/- 18-7-72
2. F24(55)DP/ACR/72 D/- 17-8-72
3. F8(42)Karmik/CR/72 D/- 11-10-72
4. F8(42)Karmik/ACR/72 D/- 19-1-73
5. F8(52)Karmik/CR/72 D/- 24-4-73