

Details for registration number : DOPAT/E/2024/0005313

Name Of Complainant	Balasubramanian R R GS AIBSNLREA
Date of Receipt	27/07/2024
Received By Ministry/Department	Personnel and Training
Grievance Description	
Personnel and Training >> Policy Related >> Others ----- On the issue of Grant of one notional increment for pensionary benefits to those employees whose increment falls due on the day following superannuation, recently we have come across an order by the Coordinate Bench of PCAT New Delhi in OA 951/2024, categorically stating that "Since the issue has been conclusively decided upto the level of the Hon'ble Apex Court and subsequently implemented in a large number of cases, there could be no cause now to take any divergent view. Further, the respondents and the other Departments should ensure that retired employees are not pushed into unnecessary litigation and the benefit of notional increment is now extended to all the retired employees. Against this background, the present OA is allowed with a direction to the Competent Authority amongst the respondents to re-fix the retiral dues, including pension, of the applicants by giving them the benefit of one notional increment on the date of their retirement. After such re-fixation, arrears as accrue to the applicant shall be released expeditiously. The directions contained herein shall be complied with within a period of eight weeks from the date of receipt of a certified copy of this order. Let a copy of this order be sent to the Secretary, DoPT and the Secretary, Department of Expenditure, Ministry of Finance to issue comprehensive instructions to all the Government Departments that due consideration for grant of notional increment be given to all the retired employees instead of forcing them to expensive and avoidable litigation." We request issue of a common order extending the benefit allowed by the Supreme Court in several cases, to all the similarly placed pensioners. A detailed representation is enclosed	
Current Status	Case closed
Date of Action	30/08/2024
Remarks	
Kindly refer to your grievance petition regarding grant of notional increment for revising pensionary benefits in the wake of the Order dated 11.04.2023 of Honourable Supreme Court in CA No. 2471/2023 and issue of general instructions in this regard in pursuance of the Orders of the Honourable CAT, PB, New Delhi in OA No. 951/2024. 2. It may please be appreciated that issue of general instructions regarding grant of notional increment on 1st July/1st January to the employees retired a day before it became due i.e. on 30th June / 31st December in pursuance of the above referred orders of the Supreme Court require concurrence of both D/o Expenditure and D/o Legal Affairs. The matter was accordingly referred to these Departments for consideration. D/o Expenditure did not find justification for issuing a general order on the subject matter. They advised DoPT to consult D/o Legal Affairs based on presentation of the full facts and basis for the present rule. This necessitated further examination of the matter which is underway. Further action, as may be required in this regard, can be taken only after completion of the consultation process.	
Officer Concerns To	
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