

GOVERNMENT OF RAJASTHAN
Finance (R&AI) Department

ORDER

No. F.7 (45) FD R&AI/92
Jaipur, dated 14.9.95

Subject :-Suspension of payment of Dearness Relief on proportionate pension/family pension during the period of re-employment/employment.

The Hon'ble Supreme Court has ordered on 8.12.1994 in Civil Appeal No. 3543-46/90 Union of India and others V/s G.Vasudevan Pillai and others that denial of Dearness Relief on pension/family pension in cases of those ex-servicemen who got re-employment or whose dependants got employment is legal and just. Accordingly Government of India have issued office memorandum No. 42/3/94-P&PW (o) dated 14.3.1995 that Dearness Relief on pension shall not be admissible to ex-servicemen who got re-employment or whose dependant, got employment. The same position has been held good in respect of civilians re-employed/ employed pensioners/ family pensioners as the Hon'ble Supreme Court has upheld the provisions contained in Rule 55A of CCS Pension Rules, 1972.

Accordingly the matter has been reconsidered in respect of State pensioners/ family pensioners in consultation with the Law Department and the Governor has been pleased to order that in pursuance of judgment of the Hon'ble Supreme Court referred above, temporary increase/Dearness Relief on pension allowed vide Finance Department orders of even number dated 24.12.92 and 12.4.93 shall remain suspended during the period of re-employment/ employment of pensioner/family pensioner.

By. Order of the Governor

(S.C. DERASHRI)

(Officer on Special Duty)