

PRINCIPAL ACCOUNTS OFFICE

Sub : Payment of DCRG in respect of TGT who were given the benefit of notional pay fixation from a retrospective dates.

The matter regarding payment of DCRG in respect of Sh. Nanak Chand Dixit, TGT who have physically joined the post of TGT on 21-08-1985 but was given the benefit of notional pay fixation w.e.f. 27-01-1984 in pursuance to the direction dated 09-12-2013 of the Hon'ble Court has been examined.

As has been observed from the judgement dated 09-12-2013 of the Hon'ble Delhi High Court delivered in the case of Smt. Krishna Kumari V/s. Govt. of NCT of Delhi and Ors. although the benefit of notional pay fixation is to be given to the Petitioner but the service period from the date of notional pay fixation to the date of physical joining is not available for granting the ACP/MACP benefits.

As per the provisions of Rule 50 of CCS (Pension) Rules gratuity would be payable in lieu of qualifying service and since the Court has not recognized the service period for which benefit of notional pay fixation was given for the purpose of granting ACP/MACP, this office is of the view point that service period of notional pay fixation to the date of physical joining in respect of Sh. Nanak Chand Dixit, TGT would not be considered as qualifying service for the purpose of DCRG.

In view of the above the Administrative Department may be advised to reconsider their decision of allowing the notional pay fixation period as qualifying service for the purpose of DCRG in consultation with Head Quarter authorities and provide their view point so that necessary instructions could be issued to all the PAOs to maintain the uniformity.

This issue with the approval of the Controller of Accounts.



(K.V. Babu)
Dy. Controller of Accounts (Tech.)

Director, Directorate of Education, Govt. of NCT of Delhi
U.O. No. F.12(01)/2018/T-I/Pr. AO/ 689

Dated : 11/04/2018

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Govt. of NCT of Delhi, Delhi/New Delhi for information.

