



"No carelessness until there is a cure. Wear Mask, follow physical distancing & maintain hand hygiene."

**PUBLIC GRIEVANCES COMMISSION
GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
I.P. Estate (near ITO), Vikas Bhawan, M-Block, New Delhi-110110
Tel Nos. 011-23379900-01 Fax No.011-23370903
E mail: pgcdelhi@nic.in**

**Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR
dated 25.9.97**

Date of Order: 08.09.2022

Complainant : Shri Satnam Singh

Respondent : Directorate of Employment,
Govt. of NCT of Delhi,
IARI Complex, Pusa, New Delhi-110012

Grievance No. : PGC/2022/A.II/Empl./01

1. Brief facts of the case

The complainant Shri Satnam Singh has filed grievance in the Commission stating that he retired on 28.2.2007 while working as AEO/Grade-I DASS in Employment Department. His retirement dues were initially settled in the pay drawn as per CCS (RP) Rules-1997.

After his retirement, CCS (RF) Rules-2008 were implemented and made applicable from 1.1.2006. Accordingly, the department has fixed his pay in the revised pay scale and also revised the pensionary benefits from the date of his retirement. The issue of pay fixation which has arisen subsequent to above was rectified by the department vide office order dated 14.3.2019 after repeated requests/reminders. But the payment of revised pay fixation as per order dated 14.3.2019 was not made without any reason and he was forced to make repeated representations and personal visit for settlement of his dues. The complainant has requested the Commission to look into the matter and direct the concerned department to release his payments alongwith re-fixation of pension.

2. Facts emerged during the hearing

2.1 Shri R.K. Singh, Section Officer and Shri Ajit Singh, Stenographer from Directorate of Employment are present.

2.2 Shri Sushil Kumar, PAO-6 and Shri C.M. Sharma, AAO from Pay & Accounts Office -VI are present and submitted status report stating the following :-

i Section officer, Dte. of Employment as per letter dated 01/12/2020 endorsed to CPAO and this office, advised Shri Satnam Singh, Pensioner about the overpayment of Rs. 73,230/- as made to him with request for deposit of said amount through cheque of DD in favour of DDO/HOO, Dte. of Employment.

ii. The PAO was informed of the current status in view of point No. 1 above vide this office letter No. PPO No. 675800700214/- dated 09/11/2020 & 04/12/2020 under intimation to the Dte. of Employment/Pensioner.

iii. Dte. of Employment submitted proposal dated 28.3.2022 for payment of Rs. 18,014 towards arrear on account of revised retirement Gratuity only vide letter No. F.2(286)/Emp./Admn/PF/02/6699 dated 28.3.2022. The attached note sheet dated 1.10.2021 in the proposal which proposed for recovery of Rs. 27,411/- only on account of overpayment of Commutation value of pension besides release of Rs. 18,014/- (DCRG) & Rs. 10,809/- (leave encashment) but had no reference about the recovery of overpayment on account of leave encashment amounting to Rs. 45,819/- as was informed by the Administrative Department earlier.

iv The same was returned in original with the remarks to submit proposal as per CCS Pension Rules, with all relevant forms/orders/documents.

v The proposal was re-submitted vide letter dated 10.5.2022 by Dte. of Employment for release of arrears on account of revised DCRG for Rs. 18,014/0

vi Accordingly, this office issued a fresh revision authority to CPAO dated 24.5.2022 only for release of arrears of revised gratuity amounting Rs. 18,018/- mentioning therein the details of outstanding amount of Rs. 27,411/- for recovery on account of overpayment of CVP in view of the revised proposal dated 10.5.2022 of the Dte. of Employment.

vii. Intimation to said effect in point no. 6 above was given to PGC also vide letter dated 10.6.2022.

viii. The authority at Point No. 6 was returned by CPAO for want of showing the commutation amount.

ix. In view of the letter of CPAO, the H.O.O. , Dte. of Employment was advised to provide the proof of having recovered the amount of excess payment vide this office letter No. PPO No. 675800700214/739-742 dated 15.6.2022.

x. In the meantime H.O.O., Dte. of Employment, directly approached to CPAO vide his letter No F 2 (286)/Emp /PF/02/6699/7379 dated 14.6.2022

requesting CPAO to expedite the matter for revision of Pension and recovery of CVP as mentioned in the authority dated 24.5.2022 (Point No. 6 above).

xi. In response, the CPAO simply forwarded the letter of HOO, Dte. of Employment dated 14.6.2022 to this office vide their letter dated 12.7.2022.

xii. In view of all above, it is informed that the Administrative Deptt. i.e. Dte. of Employment has to make any revision of pensioner benefits as well as recovery of overpayments, if any, as made to the Pension in this case in accordance to the service/office records and submit the proposals with recommendations in respective cases.

xiii. Hence, the Dte. of Employment may be requested to act in accordance to relevant rules and also provide requisite information in response to this office letter dated 15.6.2022 as mentioned in Point No. 9 above, immediately in order to enable the PAO for further suitable action in the matter accordingly.

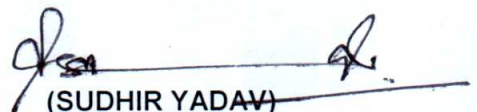
2.3 The complainant is not present. However, his representative Shri Jagjeet Singh is present, who handed over the cheque of Rs. 27411/- dated 10.9.2022 to the representative of the Employment Department Shri R.K. Singh, Section Officer. Shri R.K. Singh, Section Officer assured the Commission to release the remaining dues of the complainant very soon.

3. Directions :

3.1 Since the complainant has already given the cheque of Rs. 27,411/- (which was to be recovered by the department from the complainant on account of overpayment of commuted value of pension) to the departmental representative, therefore, the Director, Directorate of Employment is advised to direct the concerned officer to release the remaining dues of the complainant, as assured by the departmental representative, so that the long pending grievance of the complainant is resolved.

3.2 With the above advice, the Commission has decided to close the case in PGC.

o/c


(SUDHIR YADAV)
MEMBER(PGC)

No.F. PGC/2022/A-II/Empl./01 7727-730

Dated : 13/09/2022

- 2 Shri Hom Karan, SREO, Directorate of Employment, Govt. of NCT of Delhi, IARI Complex, Pusa, New Delhi-1100012.
- 3 The Pay & Accounts Officer, PAO-VI, Tis Hazari, Treasury Building, Delhi-110054
- 4 Shri Satnam Singh, Grade-I (DASS) Retd., r/o G-24/4A, Second Floor, Rajouri Garden, New Delhi – 110027.