

Prasar Bharati
(India's Public Service Broadcaster)
Prasar Bharati Secretariat
7th Floor, Prasar Bharati House,
Copernicus Marg, New Delhi

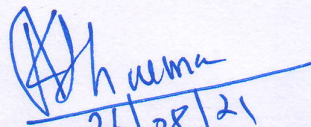
F.No. M-1/30/2012-PPC/PBRB(Vol.II)/E

Dated: 26.08.2021

Subject: Continuation of status quo in compliance of Hon'ble High Court, Delhi order dated 13.09.2019 in WP No. 9890/2019 filed by AADEE & Ors Vs Uol & Ors and Pension fixation of the retiring employees – reg.

Please find enclosed herewith letter G-11502/Pr.AO/I&B/CourtCase/2021-22/632 dated 19.08.2021 as received from Sh. Saroj Gupta, Asstt. Controller of Accounts (Hqr.), O/o Chief Controller of Accounts, Principal Accounts Office, Mol&B on the subject cited above, along-with its enclosure, for further necessary action in the matter.

Encl: As above.


(Alok Kumar Sharma)
Director (Pers.)
Phone No. - (011) 23118410.

To,

1. DG, AIR; DG, DDn; DG, NSD AIR; DG, DD News
2. E-in-C(BO) / E-in-C(SI&CS)
3. All ADGs / DDGs, PB Network
4. All Zonal Head(Admin.)/(BO)/(CO)/Head (PBNS & DP)/Head of Sales PB, CE, CCW, PB
5. DDG(Tech), PBS for uploading this order on e-Office/Website
6. DDA, HRIS/SCOR, DG:AIR/DG:DDn
7. All AIR Stations / DD Kendras through respective SCOR Sections
8. Hindi Unit for Hindi Version
9. Office Orders Folder.

Copy to :-

1. SO to CEO
2. PS to M(F)
3. O/o CVO PB Doordarshan Bhawan
4. ADG (B&A), PBS, New Delhi w.r.t. their email dated 23.08.2021 on the subject cited above.



GOVERNMENT OF INDIA
सूचना एवं प्रसारण मंत्रालय
MINISTRY OF INFORMATION & BROADCASTING
मुख्य लेखा नियंत्रक कार्यालय
O/o CHIEF CONTROLLER OF ACCOUNTS
प्रधान लेखा कार्यालय
PRINCIPAL ACCOUNTS OFFICE

703 -703 A-विंग, शास्त्री भवन, नई दिल्ली -110001

703-703A, 'A'-Wing, Shastri Bhawan, New Delhi
Email Address: pr.ao-moib@gov.in

Ph. No. 23074285, 89
Fax No. 23074286

दिनांक : _____

G-11502/Pr.AO/I&B/CourtCase/2021-22/ 632

19 AUG 2021

Sub:- Continuation of Status Quo in compliance of Hon'ble High Court, Delhi Order dated 13.09.2019 in WP No. 9890/2019 filed by AADEE & Ors Vs UoI & Ors. and pension Fixation of the retiring employees – reg.

I am directed to refer to M/o I&B Letter No. 11013/20/2018-BAE dated 18.08.2021(copy enclosed) issued by US(BAE) M/o I&B with the approval of Secretary, (I&B) wherein instructions have been issued to settle the pension case of retiring employees during the period of maintenance of status –quo as per the order dated 13.09.2019 in WP No. 9890/2019 filed by AADEE & Ors Vs UoI & Ors.

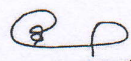
2. In this connection, a reference was made to M/o I&B to issue necessary directions as to how to regulate/finalise the pension cases of such category of employees of subordinate Engineering & Programme cadre of Prasar Bharati who have been granted both the benefit of 3rd Financial Up-Gradation under MACPs and upgraded pay scales vide M/o I&B Order dated 25.02.1999 and who got retired during the period of status quo or are due to retire in the interim as the pension cases of such category of employees are to be settled/finalised within the timelines laid down in CCS (Pension) Rules as also the status quo is to be maintained as per directions of Hon'ble Court.

3. Now, M/o I&B vide Letter dated 18.08.2021 has clarified that the pension case of the retiring employees may be settled by issuing provisional pension and provisional gratuity as per Rule 64 of CCS(Pension) Rules. But since the pending litigation is not likely to be concluded within 6 months time as envisaged in Rule 64, therefore, it has been decided in consultation with DoPPW that the provisional pension and provisional retirement gratuity maybe granted till the final conclusion of the pending litigation.

4. In view of above, all PAOs are directed to settle the retirement cases of the retiring government employees by providing provisional pension and provisional gratuity under Rule 64 of CCS(Pension) Rules till the final conclusion of the pending litigation. Further all PAOs are directed to maintain status quo in the matter of refixation as well as recoveries in the salaries of the affected employees in the matter in compliance of High Court order dated 26.11.2018 in the earlier WP No. 12524/2018 with Contempt Petition No. 512/2019 & Hon'ble High Court order dated 13.09.2019 in fresh WP No. 9890/2019 filed by AADEE & Ors Vs UoI & Ors till the next date of hearing in respect of applicants and other similarly placed officials.

5. This issues with the approval of CCA, M/o I&B, New Delhi.
6. This may be accorded "Top Priority".

Encl: As above.


19/8/21
(Saroj Gupta)

Asstt. Controller of Accounts(Hqr.)

Copy to:-

1. CEO, Prasar Bharati, Prasar Bharati Sectt., Mandi House, New Delhi with the request to instruct all Head of Offices under your control to follow the guidelines issued with the approval of Secretary (I&B).
2. ADG (B&A), Prasar Bharati.
3. All PAOs (Delhi & Outstation) for strict compliance

F.No: V-11013/20/2018-BAE
GOVERNMENT OF INDIA
MINISTRY OF INFORMATION AND BROADCASTING
'A' Wing, Shastri Bhawan, New Delhi-01

Date: 18.08.2021

To

Chief Controller of Accounts,
Ministry of I&B, Shastri Bhawan,
New Delhi—110001.

Subject:- Clarification regarding Hon'ble High Court order dated 13.09.2019 in WP No 9890/2019 filed by AADEE & Ors Vs UoI & Ors before Hon'ble High Court Delhi reg-

Sir,

I am directed to refer to this Ministry's letter of even no dated 15.06.2021, wherein it was requested to issues instructions to all the PAO's for maintaining *status quo* on the above-mentioned subject matter till the next date of hearing, in respect of applicants and other similarly placed officials.

2. In this regard, it may be recalled that CCA vide its advice dated 17.03.2020 had suggested taking recourse to Rule 64 of CCS(Pension) Rules, which allow sanction of provisional pension and provisional retirement gratuity to retiring government employee for a period not exceeding six months to be reckoned from the date of retirement of the Government servant, by the concerned head of office as the matter is subjudice in Hon'ble High Court. Further, DoPPW vide its advice dated 19.03.2021 has also advised for fixing provisional pension to the employees.

3. In view of the above, it is requested that necessary instructions may be issued to all the PAOs for providing provisional pension and provisional retirement gratuity to retiring government employee as per Rule 64 of CCS(Pension) Rules. But since the pending litigation is not likely to be concluded within 6 months time as envisaged in Rule 64, therefore, it has been decided in consultation with DoPPW that the provisional pension and provisional retirement gratuity may be granted till the final conclusion of the pending litigation.

4. This issues with the approval of Sec(I&B).

5. This matter may be accorded "top priority".

Yours faithfully,



Copy to: CEO, Prasar Bharati, Prasar Bharati Secretariat, Prasar Bharati House, Tower-C, Copernicus Marg, New Delhi.

(Sanjay Dhar)
Under Secretary to the Govt. of India
Tel. No. 23384754

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