

Pension & C.P.F. Rules 1999/2001 (Affiliated Colleges)

(Copy of Hr. Govt. E.D. Noti. No. G.S.R. 53/H.A. 15/1979/S.4,5 and 16/99 dt. 31.5.99 published in Haryana Govt. Gazette dt. 31.5.1999 as amended vide notification No. G.S.R.2/H.A.15/1979/Ss. 4, 5, & 16/2001 dt. 24.1.2001 as published in Hr. Govt. Gazette dt. 24.1.2001 effective from 11.5.1998)

CHAPTER-I

1. Short title and commencement.—(1) The rules may be called the Haryana Affiliated Colleges (Pension and Contributory Provident Fund) Rules, 1999.

(2) They shall be deemed to have come into force with effect from the 11th day of May, 1998.

2. Definitions.—In these rules, unless the context otherwise requires:-

*[(a) **“aided college”** means the college receiving grant-in-aid against duly sanctioned posts from the Higher Education Department, Haryana]

(aa) **“aided sanctioned post”** means the post for which grant-in-aid is allowed by Higher Education Directorate, Haryana;

(b) **“Act”** means as the Haryana Affiliated Colleges (Security of Service) Act 1979 (Act 15 of 1979);

(c) **“Department”** means Higher Education Department, Haryana;

(d) **“Director”** means the Director of Higher Education;

(e) **“Emoluments”** for the purpose of pension mean basic pay plus special pay personally, if any;

(f) Omitted.*

(g) **“Form”** means form appended to these rules;

(h) **“Pay”** means the amount drawn monthly by an employee as :-

(i) pay other than special pay or pay granted in lieu of his personal qualifications, which has been sanctioned for a post held by him substantively or in an officiating capacity or to which he is entitled;

* omitted/substituted vide notification dated 24.1.2001.

(ii) special pay and personal pay, if any;

(iii) any other emoluments which may specifically be classified as pay by the Government in the case of Government Employee; and

(i) **“Pension”** means an amount which an employee shall get as pension [excluding]* gratuity on attaining the age of superannuation;

(j) **“Qualifying Service”** means the service that qualifies for pension under these rules. It shall be reckoned in terms of completed half years, provided that the fraction equal to three months and above shall be treated as completed half year. However, the qualifying service will be taken into account with effect from the date an employee starts contribution towards Contributory Provident Fund;

(k) **“Service”** means the service rendered under the provisions of the Haryana Affiliated Colleges (Security of Service) Act, 1979 (Act 15 of 1979) and rules made thereunder;

(l) The words and expressions used in these rules but not defined, shall have the same meaning as assigned to them in the Haryana Affiliated Colleges (Security of Service) Act, 1979 (Act 15 of 1979).

CHAPTER-II

3. Application.—(1) Except as otherwise provided in any rule, and Subject to the condition that the Managing Committee of Aided College, executes an **agreement in Form-I**, duly supported by a resolution of the Managing Committee to abide by the provisions of these rules and the

undertaking of the employee in **Form-II** and instructions, issued by the Department from time to time, these rules shall apply to all the employees, who :-

- (a) are appointed to the aided sanctioned posts on or after the 11th day of May, 1998; and
- (b) were working on aided sanctioned posts immediately before the 11th day of May, 1998 and continue to work as such thereafter:

Provided that the employees appointed to the aided sanctioned posts:-

- (i) before the 11th day of May, 1998 who have attained or will attain the age of superannuation on or after that date (hereinafter referred to as "existing employees"); and

* omitted/substituted vide notification dated 24.1.2001.

- (ii) on or after the 11th May, 1998 and before the publication of these rules shall have the right to **exercise option** as to whether to be governed by these rules or not within a period of **three months** from the date of publication of these rules in the official Gazette.

(2) These rules shall not apply to:-

- (i) the employees appointed on part time basis against aided sanctioned posts;
- (ii) the employees appointed against the posts not sanctioned by the Government;
- (iii) the employees who retired from the sanctioned posts before the 11th day of May, 1998 and the employees who attained the age of superannuation before the said date except those who have been given extension by the Department after the age of superannuation on sanctioned posts; and
- (iv) the employees employed on a leave gap arrangement, or on adhoc basis, or on contractual basis.

***4. Liability to refund amount of employees share.-** Section 4 and 16-

Such of those employees retiring from the 11th day of May, 1998 to the date of publication of these rules in the Official Gazette, who exercise option to be governed by these rules, will be required to deposit the full amount of employer's share alongwith interest on such share actually drawn by the employees at the time of retirement plus 12% interest per annum on this amount to be calculated from the date of drawl of said amount to the date of deposit with Government.

5. Retirement benefit.—The following retirement benefits shall be admissible under these rules, namely :-

- (1) Pension :-
 - (a) Superannuation Pension;
 - (b) Invalid pension;
 - (c) Compensatory pension; and
 - (d) Voluntary Retirement pension/compulsory retirement pension.
- (2) Death-cum-retirement gratuity.
- (3) Service gratuity.
- (4) Family gratuity.

* As substituted/ammended vide notification dt. 24.1.2001.

CHAPTER-III

6. Qualifying Service.—The Service of an employee shall qualify for retirement benefits under these rules as under:-

- (i) The service rendered on attaining the age of 18 years on approved post admitted for grant-in-aid.
- * (ii) The service rendered uptill the attainment of superannuation age of sixty years;
- (iii) The leave admissible under the Haryana Affiliated Colleges (Security of Service) Rules, 1979 and under instructions issued by the Government from time to time, excluding the leave without pay and period of suspension, overstayed leave not subsequently regularised and period of break in service.
- (iv) Service rendered in one or more private affiliated colleges, receiving grant-in-aid under the same management.

*(v) Service rendered on aided sanctioned post in any aided college in the State of Haryana;

Provided that the official has been appointed through proper channel on aided sanctioned post and the approval of continuity of service has been obtained from the Director :

Provided further that the Contributory Provident Fund account of the employee in the previous college continued as such in the subsequent college to which he is transferred or appointed and there is no break in service or the service condition as modified by the Government from time to time.

7. Condonation of interruptions.—In the absence of specific indication to the contrary in the service record of the employee, an interruption between spells of services rendered by an employee under the same management may be condoned with the approval of Director; and be treated as qualifying service for retirement benefits:

Provided that the interruption caused by the resignation, dismissal, removal from service or due to participation in strike, shall not be condoned.

PENSION

8. Entitlement for pension.—An employee shall be entitled for Pension under these rules only after he completes ten years qualifying service.

* As substituted/amended vide notification dt. 24.1.2001.

9. Superannuation pension.—*(1) All employees shall be entitled to the superannuation pension from the date they attain the age of Sixty years.

(2) Pension shall be calculated at the rate of fifty percent of the average pay of the last ten months. The admissibility of full pension shall be on completion of thirty three years qualifying service. The amount of pension is to be determined by length of service. The length of qualifying service for this purpose shall be calculated in terms of completed six monthly period and fraction of a year equal to three months or more shall be treated as a completed six monthly period. The formula will be as under :-

$$\text{Pension} = \frac{\text{10 months Average Emoluments}}{2} \times \frac{\text{Qualifying Service (counted in terms of completed half yearly period)}}{66}$$

If the pension so calculated for the qualifying service of thirty three years falls short of Rs. 1275/- (one thousand two hundred seventy five only) the same shall be raised to Rs. 1275/- (one thousand two hundred seventy five only) in all cases.

10. Invalid pension.—(1) The employees who are declared physically invalid for service because of bodily and mental infirmity shall be granted invalid pension.

(2) An employee applying for an invalid pension shall submit, a medical certificate of incapacity from a Medical Board in which a lady doctor shall also be included as a member thereof whenever any women employee is to be examined.

(3) No medical certificate of incapacity for service shall be granted unless the applicant produces a letter from the Director directing him to appear before the Medical Board. The Medical Board shall also be supplied a statement by the Director regarding the age of the applicant as recorded in his service book.

(4) A brief statement of the medical case and that of the treatment undergone shall be appended to the application.

(5) A simple certificate that inefficiency is due to old age or natural decay from advancing age, shall not be sufficient in the case of an employee whose recorded age is less than fifty five years.

* As substituted vide notification dt.24.1.2001

(6) The employee who has been declared invalid shall be relieved from duty from the date of such declaration by the Medical Board.

11. Compensation Pension.—If employee is discharged by the Management owing to the abolition of a whole time sanctioned post, he will, unless he is appointed to another post, the conditions of which are deemed to be at least equal to those of his own, have the option :-

- (a) of taking compensation pension or gratuity to which he may be entitled for the service he has already rendered; or
- (b) of accepting another post under the same management committee for which he fulfills the prescribed qualifications if offered and to continue to count his previous service for pension.

12. Voluntary/Compulsory Retirement.—(1) A retiring pension and retirement gratuity shall be granted to an employee, who retires voluntarily or is retired compulsorily according to the length of qualifying service as provided in the succeeding sub-rule.

(2) If the management is of the opinion that it is in public interest to retire an employee for the reasons to be recorded in writing, it shall have the right by giving the employee concerned, a prior notice, in writing, of not less than three months to retire him on the date on which he completes twenty years of qualifying service or on any other date thereafter to be specified in the notice;

Provided that where three months notice is not given or notice for a period less than three months is given, the employee shall be entitled to claim a sum equivalent to the amount of pay and allowances at the same rate at which he was drawing immediately before the date of retirement, for a period of three months or for the period by which such notice falls short of three months, as the case may be.

(3) If the retirement of the employee may under sub rule-2 is set aside by a Court of law, all pecuniary liabilities consequent thereto from the date of compulsory retirement upto the date of his rejoining the post shall devolve on the Management.

(4) An employee may, after giving atleast three months notice in writing to the Management, retire from service on the date on which he completes twenty years of qualifying service or attains fifty years of age or on any date thereafter to be specified in the notice.

Provided that no employee under suspension shall retire from service except with the specific approval of the Director.

(5) While granting proportionate pension to an employee retiring voluntarily under these rules weightage upto five years would be given as an addition to the qualifying service actually rendered by him. The grant of weightage of upto five years will, however, be subject to the following conditions :-

- (a) The total qualifying service after allowing the weightage shall not in any event exceed thirty three years qualifying service and does not go beyond the date of superannuation.
- (b) The weightage given under these rules will be only an addition to the qualifying service for pension and gratuity. It will not entitle the employee retiring voluntarily to any notional fixation of pay for purpose of calculating the pension and gratuity which will be based on the actual emoluments calculated with reference to the date of retirement.

13. Service Gratuity.—Where the qualifying service of the employee is less than ten years, the amount of service gratuity shall be the appropriate amount as set out in the table annexed at ANNEXURE-I and no pension shall be granted to him.

14. Death-cum-Retirement Gratuity.—An employee who has become eligible for pension under these rules on his retirement from service, shall be granted additional death-cum-retirement gratuity as below :-

- (a) In case of Group-D employee, 1/4th of his emoluments for each completed six monthly period of qualifying service subject to a maximum of seventeen and half times of emoluments;
- (b) In the case of employees other than Group-D employee 1/4th of the emoluments of an employee for each completed six monthly period of the qualifying service, subject to a maximum of sixteen and half times of the emoluments;

- (c) The maximum amount of retirement gratuity shall not exceed Rs. 3.50 Lakh in any case.
- (d) An employee against whom judicial or departmental proceedings have been instituted shall not be permitted gratuity during the pendency of proceedings.

*(e) [In the event of death of an employee while in service, the gratuity shall be subject to the following at the time of his/her death :-

- below one year service-two time last pay drawn ;
 - exceeding one year but not exceeding five year-six times,
 - exceeding five years but not exceeding twenty-four years-twelve times.
- exceeding twenty-four year-DCRG will be determined on the basis of actual service rendered by the deceased.]

For the purpose of death cum retirement gratuity "family" shall include the following relatives of the employee :-

- (i) **wife or wives** including judicially separated wife/wives in the case of male employees;
- (ii) **husband** including judicially separated husband in the case of female employee;
- (iii) **Sons** including step children and legally adopted children;
- (iv) **unmarried and widowed daughters;**
- (v) **brothers** below the age of eighteen years and unmarried and widowed sisters including step brothers and sisters;
- (vi) **Father** including adopted parent in case of individual
- (vii) **Mother** whose personal law permits adoption;
- (viii) **Married daughters;** and
- (ix) **Children** of predeceased son.

***(f) 95% of the amount of gratuity is to be borne by the Government and 5% by the management as per existing instructions. The management shall pay the total amount of gratuity to the retiree on the basis of letter of authority issued by the Director and claim 95% of the said amount from the Government.

Explanation :- The terms "emoluments" for this purpose includes Pay+Dearess Allowance."

15. Family Pension.—(1) In case of death of the employee or pensioner with atleast one year service, the family pension shall be granted to the family of the deceased employee of the aided affiliated college at the rate of 30% of pay in all cases subject to minimum of Rs. 1275/- (One thousand two hundred seventy five rupees) and maximum of 30% of last pay.

(2) In case of death of an employee while in service having more than seven years service or after retirement before attaining the age of

* Word 'not' deleted vide notification dt. 24.1.2001

** As added vide notification dt.24.1.2001

65 years, the amount of family pension would be fixed at double the amount of normal family pension subject to the conditions that such enhanced family pension does not exceed 50% of pay drawn at the time of death or normal pension as the case may be. This benefit will be available for a period of seven years or till the deceased would have attained the age of 65 years, whichever is earlier.

(3) In the event of death after retirement, the family pension at the enhanced rates shall be payable upto the date on which the deceased employee would have attained the age of sixty five years, had he survived, or for a period of seven years whichever period is less, but in no case the amount of family pension shall exceed the pension sanctioned to the employee at the time of retirement.

For the purpose of Family Pension, "**Family**" shall include the following relatives of the employee :-

1. (a) wife;
- (b) husband;
- (c) minor sons;
- (d) unmarried minor daughter and legally adopted child before the date of retirement;

- (e) widow/widower upto the date of death or remarriage, whichever is earlier;
- (f) Sons/unmarried daughters upto he/she attains the age of 25 years or starts earning livelihood which ever is earlier;
- (g) A judicially separated wife or husband;

2. Marriage after retirement is *recognised for family pension.

Note :- The term "Child" includes posthumous child of the employee.

CHAPTER-IV

16. Subscription and maintenance of contributory provident fund account.—(1) The employees shall contribute towards the Contributory Provident Fund at the rate of 10% of basic pay or any other rate prescribed by the Government from time to time. An employee, may however, subscribe voluntarily at higher rate than that prescribed by the Government. The fund shall be regulated in accordance with the procedure as may be specified by the Director from time to time.

* As Substituted vide notification dt. 24.1.2001

*[(2) The employees share of Contributory Provident Fund will be maintained by the Principal of the College as per existing policy and instructions issued by the Director.]

17. Transfer of employee's share of contributory provident fund.—*[(1) The employer's share of Contributory Provident Fund alongwith interest earned per annum would be transferred to the Director.]

(2) The amount of employer's share of contribution to the Contributory Provident Fund together with interest required to be refunded or actually refunded shall be recorded in the Service Book under proper attestation.

(3) The employees who have retired on or after coming into force of these rules and have already drawn the employer's share of contributory Provident Fund together with interest accrued thereon and they (or in any case of death of such an employee his legal heirs) are not in a position to refund the same in cash, may be allowed to adjust the same against the amount of gratuity or arrears of pension that may be admissible to them. In such cases the employer's share of Contributory Provident Fund together with interest accrued thereon and they (or in case of death of such an employee, his legal heirs) are not in a position to refund the same in cash, may be allowed to adjust the same against the amount of gratuity or arrears of pension that may be admissible to them. In such cases the employer's share of Contributory Provident Fund together with interest accrued thereon shall be refunded with twelve percent interest on the amount actually drawn, calculated from the date of drawl of the said amount to the date of refund or adjustment and if there still remains any due amount it will be adjusted by non-payment of pension till recovery of the total amount is adjusted.

(4) the date of drawl and refund of the amount of employer's share together with interest thereon shall be recorded in the service book and the entry shall be attested after verification by the Director. The concerned employee or their legal heirs, as the case may be, shall give an undertaking in writing to the effect that he has no objection to such recovery or adjustment.

* As Substituted vide notification dt. 24.1.2001

***18 Maintenance of Head of Account section 4 and 16.**- (1) The employer share shall be deposited under the Head "0071-Contribution and Recoveries towards pension and other retirement benefits-01-Civil-101-subscription and contributions - Employer share of Contributory Provident Fund of Aided Colleges.

(2) The Head of Account as specified in sub-rule (1) shall comprise:-

- (a) the amount of employers share including that of Government share given in the shape of grant-in-aid upto the date of enforcement of these rules lying in the Contributory Provident Fund Account;
- (b) five per cent of the employers share towards Contributory Provident Fund contributed on or after the date of enforcement of these rules;
- (c) ninety-five per cent amount of the Government share towards the Contributory Provident Fund being paid as grant-in-aid to the affiliated aided colleges on or before the date of enforcement of these rules ;
- (d) the amount of interest accrued on the amounts specified above;
- (e) any other amount as may be specifically paid by the Government towards this Head of Account;"

(3) The Government shall make suitable provision in the annual budget, under the Head "2202-General Education-03 University and other Higher Education-104-Assistance to Non-Government Colleges and Institutions Retiral Benefits", for making payments of pension to retirees.

(4) The credit to the head of account shall be made as under :-

Five per cent of the ten per cent of the pay of the employee towards the Contributory Provident Fund payable by the management shall also be deducted from the grant-in-aid sanctioned to the private affiliated colleges for crediting the same to the head of account so that no amount remains pending for recovery from the management.

(5) For the purpose of sub-rule (4) the share of contributory provident fund of the management towards the retirement benefits under these rules in respect of each employee shall be deducted from the grant-in-aid.

* As Substituted vide notification dt. 24.1.2001

19. Authority to take action in case of the default.—In case of default or non implementation by the management of any provision of these rules, the Director shall have the right to deduct any amount that may be found due to the management out of the amount of grant-in-aid and may suspend the grant-in-aid to the concerned affiliated college and may also remove the name of such college from the grant-in-aid list with the prior approval of the Government.

***20 Establishment of cell.** *Section 4 & 16,*—(1) A full-fledged separate cell shall be established in the office of the Director which shall maintain the complete accounts pertaining to these rules and also collegewise amount of collection.

(2) The credit to the account shall be reconciled in the office of Accountant General, Haryana, monthly so that no discrepancies arise in the account.

21. Depositing of money in pension.—(1) The amount of the Contributory Provident Fund which becomes due from the Managing Committee on the date of commencement of these rules shall be deposited in the Fund immediately, failing which the Managing Committee shall be liable for payment of interest applicable to the Contributory Provident Fund.

** (2) Omitted.

***22. Mode of payment of pension.** *Section 4 & 16,*— The payment under these rules shall be made by the department through management on the basis of Pension Payment Order and the authority letter issued by the Director.

***23. Mode of payment to retiree.** *Section 4 & 16.*—The payment of pension/family pension to the retiree/family of the deceased employee shall be through the department/management on the basis of Pension Payment Order. The procedure for making payment of pension/family pension will be the same as is being adopted for making payment of salary to the staff of aided college. Other retirement benefits admissible under these rules shall be paid by the Principal of the

College concerned to the retiree/family of the deceased employee after the same is sanctioned by the Director and a copy of the sanction so made shall be

* As Substituted vide notification dt. 24.1.2001

** Omitted vide notification dt. 24.1.2001 conveyed to the Accountant General, Haryana (Accounts and Entitlement) and the concerned retiree/family of the deceased employee with a copy to the Principal of the College for making payment through Bank Draft accordingly.

***24. Head of account of expenditure, Section 4.**—All payment under these rules shall be made under the expenditure Head "2202-General-Education-03-University and other Higher Education-104-Assistance to Non-Government Colleges and institutions retiral benefits.

***25. Head of account of debit expenditure. Section 4 & 16.**— The amount of payment made under Head "2202-General Education-03-University and other Higher Education-104-Assistance to Non-Government Colleges and institutions retiral benefits." Under separate sub-head against each retirement benefit actually debited and reconciled in the office of the Accountant General (Accounts and entitlement).

26. Maintenance of account.—The pension Branch (Aided College) of the office of the Director shall maintain college wise pension payment orders register showing therein complete particulars of the employees in whose favour pension payment orders are issued.

****27. & 28. Omitted.**

***29. Application for final payment, Section 4 & 16.**—The application for final payment will be made to the Director who will order the release of final payment.

30. Setting up of committee to review the position of fund.—There shall be a committee consisting of :-

- (i) Secretary to Government of Haryana, Department of Education;
- (ii) Secretary to Government of Haryana, Department of Finance;
- (iii) The Accountant General (Accounts and Entitlement), Haryana; and
- (iv) **Director**—The committee shall meet at least once in a year to review the position of the fund and its implementation and also make recommendations to the Government for Budget provision as required under these rules. The Secretary Education will be the Chairman of the committee and Director will be its Ex-officio Secretary.

* As Substituted vide notification dt. 24.1.2001

** Omitted vide notification dt. 24.1.2001

31. Authority who will have overall control.—The Director shall administer, control and operate the fund.

32. Audit of account.—The Accountant General (Audit), Haryana, shall audit the individual account of the fund.

33. Adjustment and recovery of dues.—(1) The Managing Committee or Principal of the College shall take steps to assess the dues outstanding against the employee one year before the date on which he is due to retire on superannuation.

(2) The dues as assessed including those dues which come to the notice subsequently and which remain outstanding till the date of retirement of the employee, shall be adjusted against the amount of death-cum-retirement gratuity becoming payable to the employee on his retirement.

(3) When an employee retires from service, an office order shall be issued to that effect by the Managing Committee and copies thereof shall be endorsed to the Director.

* (4) The employee shall not be entitled for the benefits available under these rules until the transfer of (employer's share) of his Contributory Provident Fund alongwith interest to relevant head account.

34. Power to withhold pension.—The Director shall have the right of withholding or withdrawing pension or any part of it, if the pensioner is convicted by Court of law of a serious crime or is guilty of a grave misconduct or proved in an enquiry conducted by the Government on or after retirement.

35. Arbitration section.—If any dispute arises between the employee and the Managing Committee relating to the delay in forwarding the pension papers of the employee, the matter shall be referred to the Director for decision whose decision shall be final and binding upon the parties.

36. Interpretation of the rules.—If any question or doubt arises as to the interpretation of these rules, Government shall decide the same.

* Ammended Vide notification dt. 24.1.2001

ANNEXURE-I
(See Rule 13)

Completed six-monthly periods of qualifying service	Scale of service gratuity
1	2
1.	1/2 month's Emoluments
2.	1 month's Emoluments
3.	1-1/2 month's Emoluments
4.	2 month's Emoluments
5.	2-1/2 month's Emoluments
6.	3 month's Emoluments
7.	3-1/2 month's Emoluments
8.	4 month's Emoluments
9.	4-3/8 month's Emoluments
10.	4-3/4 month's Emoluments
11.	5-1/8 month's Emoluments
12.	5-1/2 month's Emoluments
13.	5-7/8 month's Emoluments
14.	6-1/4 month's Emoluments
15.	6-5/8 month's Emoluments
16.	7 month's Emoluments
17.	7-3/8 month's Emoluments
18.	7-3/4 month's Emoluments
19.	8-1/8 month's Emoluments

Form-I [See Rule 3(1)]

(An agreement to be executed by the Managing Committee for the implementation of the retirement benefits to the employees.)

An agreement made on this day of between Managing Committee (hereinafter called the, "Management", which expression shall include its successors of the ONE part and the Governor of Haryana acting through,(hereinafter referred to as the, "Government" of the other part).

Whereas the Government has decided to grant retirement benefit in lieu of Contributory Provident Fund to the employees of affiliated aided Colleges in accordance with the procedure specified by the Government and subject to the condition that Management of the concerned affiliated aided Colleges shall execute an agreement to abide by the provisions of the Haryana Affiliated Colleges (Pension and Contributory Provident Fund) Rule, 1999, and instructions issued from time to time in this respect by Government;

And, whereas the Management vide Resolution No. date in fulfilment of the conditions for the grant of retirement benefits in lieu of the Contributory

Fund, has agreed to abide by the provisions of the Haryana affiliated colleges (Pension and Contributory Provident Fund) Rules, 1999 and instructions issued from time to time by the Government in this regard;

And, whereas the existing employees, heithertofore governed by the Contributory Provident Fund are to be governed now by the Haryana Affiliated Colleges (Pension and Contributory Provident Fund) Rule, 1999, stipulating that Management's share and the Government's share of the Contributory Provident Fund from the date of their admittance to the Contributory Provident Fund alongwith the interest accrued thereon upto the date of commencement of said rules, are to be transferred to the Director.

And, whereas the Management has also agreed to continue to contribute its share as such of the pay as may be fixed from time to time by the Director, as contributory provident fund of the employees to the fund under the Haryana Affiliated Colleges (Pension and Contributory Provident Fund) Rule, 1999 and this contribution shall be transferred to the Director;

Now, therefore, in pursuance of the said agreement, the Management hereby agrees that it shall duly, faithfully and punctually perform all the conditions set out in the agreement. In the event of the failure of the Management to act on the said conditions, the Director shall be entitled to deduct any amount due to the Management from the amount of the Grant-in-aid being issued to the Management and shall take such action against the Management as may be deemed proper with in the framework of the Haryana Affiliated Colleges (Pension and Contributory Provident Fund) Rules 1999.

In witness whereof the parties signed, this deed on the date respectively mentioned against their signatures.

**For and on behalf of the
Governor of Haryana**

1. Signature _____
2. Name _____
(Block Letters)
3. Date _____
4. Signature _____

**For and on behalf of the
Management**

1. Signature _____
2. Name _____
(Block letters)
3. Date _____
4. Signature _____

Witness-I

Signature _____
Name _____
Date _____
Designation _____
Address _____

Witness-II

Signature _____
Name _____
Date _____
Designation _____
Address _____

Witness-I

Signature _____
Name _____
Date _____
Designation _____
Address _____

Witness-II

Signature _____
Name _____
Date _____
Designation _____
Address _____

Acknowledgement

Received from Shri/Smt. Designation Office
..... option and undertaking dated

Date :

(With Seal and Full Name in Block Letters)

Form-II [See Rule-3(1)]

UNDERTAKING (In Triplicate)

Having read the instructions issued vide Haryana Government Memo No. date and fully understood the relevant rules as applicable in my case;

- (1) (a) I undertake to abide by all the instructions referred to above and as may be amended and issued from time to time in this regard.
(b) I undertake to refund the amount on account of my and employer's share as worked out by the Director.

Witness :

Signature of the employee

- | | | |
|------------------------------------|-------|--------------------|
| 1. Signature | _____ | _____ |
| Date | _____ | Date _____ |
| Name in full
(In Block letters) | _____ | Name in full _____ |
| Designation | _____ | (In Block letters) |
| 2. Signature | _____ | |
| Date | _____ | |
| Designation
(Principal) | _____ | |

B. सेवा-निवृत्त कर्मचारियों को ग्रेच्युटी तथा सी0पी0एफ0 (कर्मचारियों का अपना शेयर) रिलीज करने बारे।

(निदेशक उ0शि0हरि0क्र07२.99 ब्प, ह्रियाणा, दिनांक 2२२2001)

आपका ध्यान इस कार्यालय के पत्रा क्रमांक 07२02२99 सी0 4:3३ दिनांक 25०8२99ए 2२.2000 सी06:1३ दिनांक 24२२2002 तथा इस संबंध में जारी पत्रा जिसका विवरण मार्जन में दिया जा रहा है। ;द्वरपदय 2२.2000 सी06 दिनांक 21२3२2000 व 24२4२2000

2२ अब सरकार द्वारा पेंशन स्कीम 1999 को पुनःविचार करते हुए उसमें कुछ संशोधन किये गये हैं (जिस की प्रति संलग्न है) तथा इन संशोधनों के आधार पर अब सी0पी0एफ0 (कर्मचारी का अपना शेयर) का खाता कॉलेज द्वारा पहले की तरह अपने स्तर पर ही मैन्टेन किया जाना है जहां तक मैनेजमेंट शेयर का प्रश्न है उसकी एवज में सरकार द्वारा पेंशन दी जानी है, इसलिये मैनेजमेंट शेयर की सारी जमा राशि ब्याज सहित दिनांक 14२02२2001 तक सरकारी खजाने में निम्न शीर्ष के अन्तर्गत जमा करवाई जानी है:—

०071. कान्ट्रिब्यूशन एण्ड रिकवरीस ट्वॉ:डज पेंशन एण्ड अदर रिटायरमेंट बेनिफिटस.01.सिविल.101. सप्सक्रीप्शन एण्ड कन्ट्रीब्यूशन इम्प्लायर शेयर ऑफ सी0पी0एफ0 ऑफ एडिड कालेजिज।”

अन्य निर्धारित तीन प्रोफोर्मा ए0 बी0 सी0 पर जो कि इस पत्रा के साथ संलग्न किये जा रहे हैं में तैयार करके दिनांक 19२02२2001 तक विशेष वाहक द्वारा भेज दी जाये। प्रोफोर्मा 'ए' जोकि स्वतः स्पष्ट है में सभी कर्मचारियों जो कि सरकारी सहायतार्थ कालेजों में स्वीकृत पदों पर कार्य कर रहे थे/हैं, जब से इन कर्मचारियों का सी0पी0एफ0 कन्ट्रीब्यूशन शुरू हुआ है से लेकर 31२01२2001 तक (ब्याज सहित) अंकित किये जाने हैं। प्रत्येक कर्मचारी की सी0पी0एफ0 विवरण प्रोफार्मा 'बी' में वर्ष वाइज तैयार करके कनसोलिडेटेड स्टेटमेंट 'ए' के साथ संलग्न की जानी है।

4२ इस के साथ यह भी स्पष्ट किया जाये कि निदेशालय द्वारा कब तक आप के कॉलेज को मैनेजमेंट शेयर का भुगतान किया गया है तथा नोटीफिकेशन के नियम 18 4:३ के अनुसार 10 प्रतिशत का 5 प्रतिशत शेयर जो कि मैनेजमेंट द्वारा पहले जमा करवाया जाता था उसकी राशि

किस तिथि तक कर्मचारी के सी0पी0एफ0 कन्ट्रीब्यूशन में जमा करवाई जा चुकी है तथा किस मास से वह राशि आपके द्वारा देय बनती है। उस देय राशि का मास वाईज विवरण व कर्मचारी वाईज विवरण तैयार करके इस निदेशालय को भेजे ताकि उपरोक्त नियम के अन्तर्गत इसी प्रकार का विवरण प्रत्येक मास बनाकर (तीन प्रतियों में) वेतन बिलों के साथ इस निदेशालय को भेजना होगा ताकि मैनेजमेंट शेयर (10 प्रतिशत का 5 प्रतिशत जो मैनेजमेंट द्वारा जमा करवाया जाता है) की राशि आपके कालेज को दी जाने वाली राशि में से काटकर सरकारी खजाने में जमा या अडजस्ट करवाई जा सके।

5^प जहां तक मैनेजमेंट शेयर पर ब्याज देने का प्रश्न है उसके बारे में इस कार्यालय द्वारा जारी हिदायतें पत्रा क्रमांक 7^ए2.99 सी04:3^द दिनांक 25^प08^प99 के पैरा 3 में यह स्पष्ट किया गया था कि मैनेजमेंट शेयर की राशि 12 प्रतिशत प्रति वर्ष ब्याज सहित स्कीम के लागू होने तक जमा करवाने के बारे में लिखा गया था। इस बिन्दु पर पुनः विचार उपरान्त यह निर्णय लिया गया है कि पेंशन नोटीफिकेशन के नियम 4 के अनुसार आपके कालेज के जो कर्मचारी ग्रांट इन ऐड कालेजों में स्वीकृत पदों के विरुद्ध कार्य कर रहे थे व सेवा निवृत्त हो चुके हैं यदि वह कर्मचारी पेंशन स्कीम के अन्तर्गत पेंशन लेना चाहते हैं तो वह मैनेजमेंट शेयर की राशि ब्याज सहित, जिस तिथि से उसको राशि दी गई थी उस तिथि से जमा करवाने की तिथि तक 12 प्रतिशत प्रति वर्ष की दर से ब्याज सहित उपरोक्त शीर्ष के अन्तर्गत सरकारी खजाने में जमा करवाकर उसकी मौलिक प्रति इस निदेशालय को निम्न विवरण के साथ भेजे।

1. Total amount of CPF contribution (Management share as well as employees share paid to the employees).
 2. Date of payment.
 3. Employees share along with interest.
 4. Employer share along with interest.
 5. Amount of interest calculated from date of drawl of CPF employer share along with 12% interest per annum.
 6. The exact amount deposited in the govt. treasury.
6. अतः आपसे अनुरोध है कि इन हिदायतों की कड़ाई से अनुपालना करते हुये वांछित सूचना/डॉक्यूमेंट्स इस निदेशालय को निर्धारित तिथि तक अवश्य भेजे ताकि/ग्रेच्युटी स्कीम को बिना विलम्ब लागू किया जा सके।

पेंशन प्रोफार्मा सैट ,11 फार्म^द भी संलग्न है, अतः पेंशन केसिज नियमानुसार तुरन्त भेजे।

PROFORMA No. 1

Name of InstitueCode No.

District.....

1. Name of Employees
 2. Father's Name
 3. (a) A/C No :
 - (b) Code No. :
 4. Amt. received from the college as on
- | Amount | Interest upto the date of transfer | Total |
|-----------------------|------------------------------------|-------|
| (i)Employees Share | | |
| (ii) Employer's Share | | |

Grand Total

5. (i) Total Amt of Employer's share deposited with DHE vide Treasury Challan No:-
Date:-
Head of A/c
6. Date of Birth
7. Date of appointment against sanctioned post i.e. grant in aid
8. Date of confirmation on the post
9. Date of Start of subscription of C.P.F. Fund
10. Date of Retirement
11. Name of Nominee (Relationship with employee)
12. Date and amount of Non Refundable Advance if any taken from Management
13. Date and amount of Refundable advance Purpose of Advance
14. Total amount recovered out of above advance :-
15. Please tick whether advance taken from - Employees or from employer share Employee's share or from Employer's share

Name of The College

To

The Director Higher Education,
Haryana, Chandigarh

No. _____ Date _____

Sub: Pension Papers of Sh/Smt Ku _____
Designation _____ Retired On _____

Sir,

I am directed to forward herewith the pension papers of Sh./Smt./Ku. _____ of this college for further necessary action.

2. The details of dues which will remain outstanding on due date of retirement of the employees and which need to be recovered out of the amount of death cum retirement gratuity are indicated below :-

2(A) Recoveries to be made by Management

- a) Balance of the house building, conveyance and any other advance along with interest. Rs. _____
- b) Income Tax deductible at sources Rs. _____
- c) Arrears of license fee for occupation of college Accommodation Rs. _____
- d) The amount of License fee for occupation of college accommodation for the permissible period of two months beyond the

date _____ of retirement

Rs. _____

- e) Any other recovery not indicated above
with details Rs. _____

2(B) Recoveries to be made by DHE

- a) The amount of gratuity to be withheld for
adjustment of unassisted dues, if any Rs. _____
- b) Amount of gratuity already paid after the introduction
of pension scheme i.e. 11.5.98 to date Rs. _____
- c) Over payment of pay and allowance etc. Rs. _____
- d) Any other dues not mentioned above Rs. _____
- Total Rs. _____
- Grand Total Rs. _____

3. The receipt of this letter may be acknowledged and this college may be informed that necessary instructions for the disbursement of pension have been issued to disbursing authority concerned.
4. Your attention is invited to the list of enclosures which are forwarded herewith.

Signature of the Principal
of the College

Encl: List of documents attached.

- (1) Service Book
- (2) Pension application form in duplicate
- (3) History Sheet
- (4) Thump/Finger impression.
- (5) Copies of Photographs i.e. Two copies joint with his wife/husband and two copies of individuals photographs of the employee duly attested by the Principal.
- (6) Specimen Signature duly attested by the Principal or the College.
- (7) Details of family members.
- (8) Any other documents not mentioned above.

Particulars to be obtained by the Principal from the retiring employees before six months of the date of retirement.

1. Name of the Employee
2. Date of Birth
3. Date of Retirement
4. Three specimen Signatures duly attested (to be furnished in a Separate Sheet).
5. Three copies of passport size of Joint photographs of the employee with his/her wife/husband and three photographs of the applicant duly attested by the Principal of the College.
6. Two slips showing the particulars of height and personal identification marks duly attested.
7. Present Address.
8. Address after retirement.
9. Details of the family defined in Rule 14 of Haryana Govt. notification No. G.S.R. 53/15/1979/54516/99 dated 31/5/99.

Note: 1. Two slips each bearing the left hand thump and finger impressions attested may be furnished by a person who is not literate enough to sign his name, if such an employee on account of physical disability is unable to give

19. Proposed death-cum-retirement gratuity.
 20. Date from which pension is to be commenced.
 21. Proposed amount of provisional pension if departmental or judicial proceedings are instituted against the Employee before retirement.
 22. Details of dues recoverable out of gratuity.
 23. Whether nomination made for Death Cum-retirement gratuity.
 24. (i) The amount of the family pension becoming due to the family of the College employee, if death takes place after retirement.
 - a) Before attaining the age of 65 Years.
 - b) After attaining the age of 65 Years.
- Complete and up to date details of the family as given below :-
- | <i>Sr. No</i> | <i>Name of the member of the family</i> | <i>Date of Birth</i> | <i>Relationship with the Govt. employees.</i> |
|---------------|---|----------------------|---|
| 1. | | | |
| 2. | | | |
| 3. | | | |
| 4. | | | |
| 5. | | | |
25. Height.
 26. Identification marks.
 27. Place of payment of pension
 28. Name of the treasury/sub treasury

Signature of the Principal

of the College.

Note: In case of Principal of the College the applications/documents are required to be sent by the Management.

To be signed by the Retiring College Servant.

Whereas the _____ has consented to grant me the sum of Rs. _____ as the amount of my pension/death cum retirement gratuity w.e.f. _____ subject to revision of the same being found to be in excess of that to which I am entitled under the rules and I promise to raise no objection to such revision. I further promise to refund the excess amount if any after revision either by Demand Draft with in 30 days from the date of issue of letter by the DHE. In case of non payment with in the stipulated period the DHE will be competent to adjust the excess amount from the subsequent payment of my pension/DCRG without further notice.

Signature of the applicant

1. Signature _____
Address of Occupation of witness _____
2. Signature _____
Address of Occupation of witness _____

_____ The declaration would witness by two respectable persons of the town, village or pargana in which the applicant resides.

(This declaration should be attested by 1st class Magistrate)

APPENDIX

I further authorise the DHE to recover any college dues such as over payment of pay allowance, leave salary and other dues such as House rent, Postal Life Insurance premium, outstanding advances, travelling allowance etc. or any amount of any description if found, recoverable from me any stage from my pension/DCRG.

(Signature of applicant)

C. Amendment - Haryana Affiliated Colleges (Pension & C.P.F) Rules 1999

(Copy of Hr. Govt. Edu. Deptt. Noti. No. G.S.R.2/H.A.15/1979/Ss.4, 5 & 6/2001 dt. 24.1.2001)

Whereas the Haryana Affiliated College (Security of Service) Act, 1979 (Act 15 of 1979) and rules made thereunder envisage a contributory provident fund to which both the employer and the employees appointed against aided sanctioned posts of the privately managed aided colleges on their superannuation are eligible, under rules 23 and 24 of the rule *ibid*, for payment of amount so deposited in the contributory provident fund along with the interest earned thereon besides the gratuity at the rate as fixed by the Government from time to time. There is presently no provision for grant of pension to the retiring employees of these institutions under the Act/rules *ibid*;

And whereas the employees appointed against aided sanctioned posts of privately managed, Government aided educational institutions have been representing to the Government for introductions of a pension scheme for them so that they could get improved retiral benefits;

And whereas the Government has been sympathetic to the aspirations of the employees appointed against aided sanctioned posts of the aided private institutions while being conscious of the fact that there cannot be parity between employees of Government educational Institutions and the employees appointed against aided sanctioned posts of the privately managed aided institutions of the State. Employees appointed against aided institutions posts of the aided private institutions are governed by a set of service conditions which are distinct from those governing the Government employees. Their posts are non-transferable and they retire at the age of 60 years whereas it is 58 years for Government employee who are subject to transfer throughout the State;

And whereas the employer in the case of aided private educational institutions is distinctly different from the employer in the case of Government Educational Institutions. In case of the former, the managements are separate, independent legal entities, taking independent decisions in respect of their respective institutions. The Government plays only limited and yet facilitating role by releasing them grant-in-aid to the extent of 95% of the deficit against sanctioned posts only. The sole objective behind the grant-in-aid by the Government for a limited numbers of posts is to promote expansion of education in the state of Haryana without interfering with the day-to-day management and running of these private institutions;

And whereas the Government is not oblivious to the fact that there is no obligation placed on the Government to necessarily introduce a pension scheme for employees appointed against aided sanctioned posts of private institutions, receiving grant-in-aid. However, driven by a desire to improve the existing service conditions of the employees appointed against aided sanctioned posts working in the privately managed Government aided educational institutions, the Government has decided to provide additional grant-in-aid for the purpose of a special pension scheme for them which is different from the one applicable to Government employees but which at the same time results in improved retiral benefits to them. The Government is clearly not in a position to take on and sustain unlimited financial liability on account of introduction of a pension scheme for the employees appointed against aided sanctioned posts of the private institutions receiving grant-in-aid. It is, therefore, desirous of assisting and supporting a scheme specific to the employees appointed against aided sanctioned posts of these from all institutions, which would enable such employees to enjoy substantially improved benefits after retirement without causing a staggering financial liability on the part of the State Government. In fact at the time when the demand for a pension scheme was made to the Government was given to understand by the representative bodies of the employees etc. that a pension scheme specific to the employee appointed against aided sanctioned posts of the private institutions receiving grant-

in-aid could be framed on a self-sustainable/self-financing basis without any additional liability on the part of the State Government. The associations had contended that the employers share available in the Contributory Provident Fund is quite sufficient to meet all future demands created through the introduction of such a pension scheme. The Government has examined this aspect and is aware that the contention of the association may not be fully tenable. The introduction of a special scheme of pension for the employees appointed against aided sanctioned posts of the privately managed Government aided educational institutions of Haryana in lieu of the contributory provident fund (employer's share) might actually entail additional financial liability on the part of the Government. However, the Government is keen to keep the financial liabilities, if any, be this account to the minimum. The Government is also keen to evolve, in due course of time, a scheme whereby the returns funds on account of employer's share of Contributory Provident Fund are maximum in such a way as to wholly and completely pay for the retiral benefits to the eligible employees;

The two major distinctions envisaged under this special pension scheme pertain to the benefit of commutation of pension and leave encashments. It has been agreed by the different representative bodies of the employees concerned that the benefit of commutation of pension and leave encashment may not be made available to them as these two benefits, if granted could result in a staggering financial liability on the part of the State Government which it can ill afford. The Government, therefore, hereby as a special gesture, frames this special pension scheme for the employees appointed against aided sanctioned posts of private colleges receiving grant in aid from the Government of Haryana subject to the condition that the benefits of commutation of pension and leave encashment shall not be available under this scheme. This scheme is distinct from any other scheme which may be in existence in any other Government/semi-Government organisation within or outside the State of Haryana. The Government also reserve the right to review or modify the scheme depending on the State of Finance of the Government;

Now, therefore, in exercise of the powers conferred by sub-section (1) read with sub-section (2) of section 16 and section 4 and 5 of the Haryana Affiliated Colleges (Security of Service) Act, 1979 (Act 15 of 1979) and all other powers enabling him in this behalf, the Governor of Haryana hereby makes the following rules further to amend the Haryana Affiliated Colleges (Pension and Contributory Provident Fund) Rules, 1999, namely :—

1. (i) These rules may be called the Haryana Affiliated College. (Pension and Contributory Provident Fund) Amendment Rules, 2001.
(ii) They shall be deemed to have come into force with effect from the 11th day of May, 1998.
2. In the Haryana Affiliated Colleges (Pension and Contributory Provident Fund) Rules, 1999 (hereinafter called the said rules) in rule 2,—
 - A. the existing clause (a) shall be re-numbered as clause (aa) and before clause (aa) so re-numbered, the following clause shall be inserted, namely :—

‘(a) “aided colleges” means the college receiving grant-in-aid against duly sanctioned posts from the Higher Education Department, Haryana’;
 - B. Clause (f) shall be omitted ;
 - C. In clause (i), for the word “including”, the word “excluding” shall be substituted.
3. In the said rules, for rule, 4 the following rule shall be substituted, namely :—
- “4. Liability to refund amount of employees share. Section 4 and 16,—

Such of those employees retiring from the 11th day of May, 1998 to the date of publication of these rules in the Official Gazette, who exercise option to be governed by these rules, will be required to deposit the full amount of employer's share alongwith interest on such share actually drawn by the employee at the time of

retirement *plus* 12% interest per annum on this amount to be calculated from the date of drawl of said amount to the date of deposit with Government”.

4. In the said rules, in rule 6,—

(i) For clause (ii), the following clause shall be substituted, namely:

“(ii) the service rendered uptill the attainment of superannuation age of sixty years.”;

(iii) for clause (iv), the following clauses shall be substituted, namely :—

“(iv) Service rendered in one or more private affiliated colleges, receiving grant-in-aid under the same management ;

(v) Service rendered on aided sanctioned post in any aided college in the State of Haryana ;

Provident that the official has been appointed through proper channel on aided sanctioned post and the approval of continuity of service has been obtained from the Director :

Provident further that the Contributory Provident Fund account of the employee in the previous college continued as such in the subsequent college to which he is transferred or appointed and there is no break in service or the service condition as modified by the Government from time to time.”.

5. In the said rules, in rule 9,—

(i) for sub rules (1) and (2), the following sub-rule shall be substituted namely :—

“(i) All employees shall be entitled to the superannuation pension from the date they attain the age of sixty years. ;

(ii) sub-rule (3) shall be renumbered as sub-rule (2).”.

6. In the said rules, in rule 14, (i) in clause (v), for the first para, the following para shall be substituted, namely :—

“In the event of death of an employee while in service, the gratuity shall be subject to the following at the time of his/her death :—

below one year service—two time last pay drawn ;

exceeding one year but not exceeding five years—six times,

exceeding five years but not exceeding twenty-four years—twelve times.

exceeding twenty-four years—DCRG will be determined on the basis of actual service rendered by the deceased.”;

(ii) after clause (v), the following clause and explanation thereunder shall be added at the end, namely :—

“(vi) 95% of the amount of gratuity is to be borne by the Government and 5% by the management as per existing instructions. The management shall pay the total amount of gratuity to the retiree on the basis of letter of authority issued by the Director and claim 95% of the said amount from the Government.

Explanation :—The terms “emoluments” for this purpose includes pay+Dearness Allowance.”.

7. In the said rules, in rule 15, in sub-rule (3), in para (2), the word “not” shall be omitted.

8. In the said rules, in rule 16, for sub-rule (2), the following sub-rule shall be substituted, namely :—

“(2) “The employees share of Contributory Provident Fund will be maintained by the Principal of the College as per existing policy and instructions issued by the Director.”.

9. In the said rules, in rule 17, for sub-rule (1), the following sub-rule shall be substituted, namely :—

“(1)The employer’s share of Contributory Provident Fund alongwith interest earned per annum would be transferred to the Director.”.

10. In the said rules, for rule 18, the following rule shall be substituted, namely :—

“18 Maintenance of Head of Account section 4 and 16.-

- (1) The employer share shall be desposited under the Head “0071—Contribution and Recoveries towards pension and other retirement benefits-01-Civil-101-subscription and contributions. Employer share of Contributory Provident Fund of Aided Colleges.”
- (2) The Head of Account as specified in sub-rule (1) shall comprise :—
 - (a) the amount of employers share including that of Government share given in the shape of grant-in-aid up to the date of enforcement of these rules lying in the Contributory Provident Fund Account ;
 - (b) five per cent of the employers share towards Contributory Provident Fund contributed on or after the date of enforcement of these rules;
 - (c) ninety-five per cent amount of the Government share towards the Contributory Provident Fund being paid as grant-in-aid to the affiliated aided colleges on or before the date of enforcement of these rules ;
 - (d) the amount of interest accrued on the amounts specified above ;
 - (e) any other amount as may be specifically paid by the Government towards this Head of Accounts ;”.
- (3) The Government shall make suitable provision in the annual budget, under the Head “2202-General Education-03 University and other Higher Education-104-Assistance to Non-Government Colleges and Institutions Retiral Benefits”, for making payments of pension to retirees.
- (4) The credit to the head of account shall be made as under:-

Five per cent of the ten per cent of the pay of the employee towards the Contributory Provident Fund payable by the management shall also be deducted from the grant-in-aid sanctioned to the private affiliated colleges for crediting the same to the head of account so that no amount remains pending for recovery from the management.
- (5) For the purpose of sub-rule (4) the share of contributory provident fund of the management towards the retirement benefits under these rules in respect of each employee shall be deducted from the grant-in-aid.”.

11. In the said rules, for rule 20, the following rule shall be substituted, namely :—

“20 Establishment of cell. Section 4 & 16,—

- (1) A full-fledged separate cell shall be established in the office of the Director which shall maintain the complete accounts pertaining to these rules and also collegewise amount of collection.
- (2) The credit to the account shall be reconciled in the office of Accountant General, Haryana, monthly so that no discrepancies arise in the accounts.”.

12. In the said rules, in rule 21, sub-rule (2) shall be omitted.

13. In the said rules, for rules 22, 23 24 and 25 and following rules shall be substituted, namely :—

“22 Mode of payment of pension. Section 4 & 16,—

The payment under these rules shall be made by the department though management on the basis of Pension Payment Order and the authority letter issued by the Director.

23 Mode of payment to retiree. Section 4 & 16,—

The payment of pension/family pension to the retiree/family of the deceased employee shall be through the department/management on the basis of Pension Payment Order. The procedure for making payment of pension/family pension will be the same as is being adopted for making payment of salary to the staff of aided colleges. Other retirement benefits admissible under these rules shall be paid by the Principal of the College concerned to the retiree/family of the deceased employee after the same is sanctioned by the Director and a copy of the sanction so made shall be conveyed to the Accountant General, Haryana (Accounts and Entitlement) and the concerned retiree/family of the deceased employee with a copy to the Principal of the College for making payment through Bank Draft accordingly.

24 Head of account of expenditure, Section 4,—

All payments under these rules shall be made under the expenditure Head “2202—General-Education-03-University and other Higher Education-104-Assistance to Non-Government Colleges and institutions retiral benefits.

25 Head of account of debit expenditure, Section 4 & 16,-

The amount of payment made under Head “2202—General Education-03-University and other Higher Education-104-Assistance to Non-Government Colleges and institutions retiral benefits.” Under separate sub-head against each retirement benefit actually debited and reconciled in the office of the Accountant General (Accounts and entitlement).”.

14. In the said rules, 27 and 28 shall be omitted.

15. In the said rules, for rule 29, the following rule shall be substituted, namely :—

“29 Application for final payment, Section 4 & 16,—

The application for final payment will be made to the Director who will order the release of final payment.”.

16. In the said rules, in rule 33, for sub-rule (4), the following sub-rule shall be substituted, namely :—

“(4)The employees shall not be entitled for the benefits available under these rules until the transfer of the employer’s share of his Contributory Provident Fund along with interest to relevant head account.”.

