

**GOVERNMENT OF MADHYA PRADESH
FINANCE DEPARTMENT**

NOTIFICATION

Bhopal, dated 29th July, 1996

No. B-25/10/95/PWC/IV. In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor of Madhya Pradesh Civil Services (Pension) Rules, 1976 namely :—

AMENDMENTS

In the said rules :-

(1) in rule 30 for the existing Notes 1, 2 and 3, the following Notes shall be substituted, namely -

Note 1.- If a Government servant immediately before his retirement or death while in service had been absent from duty on leave for which leave salary is payable or having been suspended had been reinstated without forfeiture of service, the emoluments which he would have drawn had he not been absent from duty or suspended shall be the emoluments for the purposes of this rule.

Note 2.- If a Government servant immediately before his retirement or death while in service had been absent from duty on extraordinary leave or had been under suspension, the period whereof does not count as service, the emoluments which he drew immediately before proceeding on such leave or being placed under suspension shall be the emoluments for the purposes of this rule.

Note 3.- If a Government servant immediately before his retirement or death while in service, was on earned leave, and earned an increment which was not withheld, such increment, though not actually drawn, shall form part of his emoluments:

Provided that the increment was earned during the currency of the earned leave not exceeding one hundred and twenty days, or during the first one hundred and twenty days of earned leave where such leave was for more than one hundred and twenty days."

(ii) For the existing rule 31, the following rule shall be substituted, namely -

31. Average Emoluments .-Average emoluments shall be determined with reference to the emoluments drawn by a Government servant during the last ten months of his service.

Note 1.- If during the last ten months of service a Government servant had been absent from duty on leave for which leave salary is payable or having been suspended had been reinstated without forfeiture of service, the emoluments which he would have drawn had he not been absent from duty or suspended shall be taken into account for determining the average emoluments.

Note 2.- If during the last ten months of his service, a Government servant had been absent from duty on extraordinary leave, or had been under suspension the period whereof does not count as service, the aforesaid period of leave or suspension shall be disregarded in the calculation of the average emoluments and equal period before the ten months shall be included.

Note 3.- In the case of a Government servant who was on earned leave during the last ten months of his service and earned an increment, which was not withheld, such increment though not actually drawn shall be included in the average emoluments.

Provided that the increment was earned during the currency of the earned leave not exceeding one hundred and twenty days or during the first one hundred and twenty days of earned leave where such leave was for more than one hundred and twenty days.

(2) In case of Government servant retiring within nine months of a general pay revision, the Government in Finance Department may issue special orders for determination of their average emoluments.

Provided that such special orders shall not be less favourable to the said government servants than the provisions of these rules.”

2. This amendment shall be deemed to have come into force with effect from 1st April 1981.

By order and in the name of the
Governor of Madhya Pradesh,

(A. N. ASTHANA)
Secretary to Government
Finance Department.

भोपाल, दिनांक 29 जुलाई, 1996

पृष्ठांकन क्रमांक बी-25/10/95/पी. डब्ल्यू. सी/चार

प्रतिलिपि :-

1. राज्यपाल, मध्यप्रदेश के सचिव, भोपाल.
2. रजिस्ट्रार, उच्च न्यायालय, मध्यप्रदेश, जबलपुर.
3. सचिव, मध्यप्रदेश विधान सभा, भोपाल.
4. सचिव, लोक सेवा आयोग, मध्यप्रदेश, इंदौर.
5. सचिव लोक आयुक्त, मध्यप्रदेश, भोपाल.
6. नियंत्रक, शासकीय मुद्रण तथा लेखन सामग्री, भोपाल को अंग्रेजी और हिन्दी में अधिसूचनां राजपत्र भाग-4 (ग) में प्रकाशित करने के लिये.
7. अवर सचिव, सामान्य प्रशासन विभाग (स्थापना शाखा), भोपाल.
8. अवर सचिव, सामान्य प्रशासन विभाग (अधीक्षण शाखा), भोपाल.
9. मुख्य लेखाधिकारी वल्लभ भवन, भोपाल.
10. महालेखाकार (लेखा और हकदारी)/(आडिट)-1/2, मध्यप्रदेश, ग्वालियर/भोपाल.
11. सभी संभागीय संयुक्त संचालक, कोष लेखा एवं पेंशन, मध्यप्रदेश.
12. सभी प्राचार्य, लेखा प्रशिक्षण शाला, मध्यप्रदेश.
13. सभी कोषालय अधिकारी, मध्यप्रदेश.

हस्ता/-
(के. एन. पंत)
अवर सचिव,
मध्यप्रदेश शासन, वित्त विभाग.