

# RAILWAY SENIOR CITIZENS WELFARE SOCIETY

## CHANDIGARH

(Estd. 1991, Regd. No. 1881 – Under Registration of Societies Act)

Website <http://www.rscws.com>

M.S. Batra  
President, RSCWS / CHD.  
1543 Sector 42-B, Chandigarh  
(Ph. 0172-2604713, 09988323369)

Harchandan Singh  
Secretary General, RSCWS  
H.O.32, Phase- 6, Mohali-160055  
(Ph. 0172-2228306 & 09316131598)  
Email- [harchandan\\_chd32@yahoo.co.in](mailto:harchandan_chd32@yahoo.co.in)

No. RSCWS / CHD / Memo - Pension

Date 29-10-2010

Shri Prithvi Raj Chavan,  
Minister of State,  
Ministry of Personnel, Public Grievances & Pensions,  
North Block, New Delhi.

Dear Sir,

Subject: Appeal for correct implementation of accepted recommendations of Sixth Central Pay Commission – in fixing Pension of Pre-2006 Pensioners

Reference: i) MOF Notification of Revised Pay Rules, 2008 G. S. R. 622 (E) 29. 08. 08

ii) DOP O.M. F. No. 38/37/08-P&PW (A), dated 1.9.08

iii) DOP O.M. F.No. 38/37/08-P&PW (A) pt.1 dated 3. 10. 2008

1. We seek your kind intervention in a matter of serious concern to the Central Government Pensioners who had retired before 1.1.2006 i.e. prior to the implementation of the Sixth Pay commission Report. We regret that despite major distortion and departure from the accepted recommendations of the Sixth Pay Commission, all representations made by the Pre-2006 pensioners from all over India – made against the so called “clarificatory” orders of DOP dated 3-10-2008 - have been summarily rejected by the DOP. Therefore we are left with no remedy except to seek your kind intervention.
2. a) The relevant recommendation of 6<sup>th</sup> Pay Commission - as given in par 5.1.47 of their Report, is reproduced below:

*The revised pension, in no case, shall be lower than fifty percent of the sum of the minimum of the pay in the pay band and the grade pay thereon corresponding to the pre-revised pay scale from which the pensioner had retired. To this extent, a change would need to be allowed from the fitment shown in the fitment table”.*

b) These recommendations were accepted in ‘totality’ by Union Cabinet and notified in Gazette Extraordinary (305) vide Resolution No.38/37/08-P&PW (A) dated 29<sup>th</sup> August, 2008.  
c) It is clear from the said recommendation that for fixing the pension, minimum of the pay in the pay band and the grade pay thereon have both to correspond simultaneously to the pre revised pay scale from which the pensioner had retired.
3. a) As against the above accepted and notified recommendations of Sixth CPC, it is regretted that the Dep'tt. of Pension & Pensioners' Welfare (DOP) issued a “clarificatory” order vide OM dated 3-10-2008 in respect of Para 4.2 of OM dated 1<sup>st</sup> September, 2008, vide which the Pension will be fixed at 50% of the minimum of the pay in the pay band “irrespective of the pre-revised scale of pay”.  
b) Consequently the pension has been fixed at the minimum of the pay in the pay band irrespective of the pre-revised scale of pay plus the grade pay corresponding to pre revised scale of pay.
4. With the so called “Clarification” dated 3-10-2010 cited above, it is now only the Grade Pay which corresponds to the pre-revised scale whereas the pay in the pay band - which is a

major component for determining pension - is reduced to minimum of the pay band by de-linking it from the pre revised scale from which one had retired.

5. In this connection, your attention is also invited to your own letter dated 19 Jan 2009 to the then MOS, Finance, in response to his letter No. 3534 dated 10.11.2008 addressed to Prime Minister, fully subscribing to his (MOS, Finance) observation that *“the orders, which intended to allow modified parity between pre-2006 and post-2006 pensioners had, in fact, created disparities within pre-2006 pensioners and between pre-2006 and post-2006 pensioners”*.
6. Had the accepted recommendations of 6<sup>th</sup> CPC for fixing pension been implemented in letter and spirit, a large number of Pre-2006 pensioners retiring from various pay scales would not have been forced to seek justice from the Judiciary.
7. It is high time that the genuine wide-spread discontentment amongst the pensioners is addressed by the Govt. in implementing the accepted recommendations - in letter and spirit and save the pensioners from continuous loss of pension and from long drawn legal battle.
8. a) By misinterpreting the accepted recommendations of 6<sup>th</sup> CPC and delinking the pension from the pay or the post from which one had retired from, all pre-2006 pensioners retiring from pre-revised pay scale S-4 to S-29 have been put to a substantial loss in their pension ranging from Rs.165 to Rs.3650 pm as on 1-1-2006.  
*b) A table is enclosed, showing the loss for each of the pre-revised scales, the pension as envisaged by 6<sup>th</sup> CPC in para 5.1.47 of its Report - and accepted by Cabinet – but later on misinterpreted in actual implementation vide so called “Clarification” dated 3-10-2008 by DOP. The resultant reduction or loss in pension is shown in last column.*
9. We crave for your kind intervention in the cause of a large number of pre-2006 pensioners who have been a victim of injustice.
10. a) We humbly request you to fix the minimum of the pension so that it is not less than 50% of the sum of the minimum of the pay in the pay band and the grade pay thereon corresponding to the pre-revised pay scale from which the pensioner had retired – as recommended by the Sixth Pay Commission.  
*b) We also request you to grant us a personal hearing so that the case can be explained further – as required for redressal of the injustice meted out to Pre-2006 pensioners in fixation of their pensions.*

With kind regards,

Yours faithfully,



Harchandan Singh  
Secretary General, CCCGPA

Encls: 1 Table showing loss in pension fixation of Pension of Pre-2006 Pensioners.

*Copy for information & favourable consideration to:*

1. Secretary, Ministry of Personnel, P.G., Pension & Pensioners' Welfare, North Block, New Delhi.
2. Chairman, Railway Board, Rail Bhavan, New Delhi
3. Member Staff, Railway Board, Rail Bhavan, New Delhi
4. Director, Department of Pension & Pensioners Welfare, Ministry of Personnel, Public Grievances & Pension, 3<sup>rd</sup> Floor, Lok Nayak Bhawan, Khan Market, New Delhi.

Encls: 1 Table showing loss in pension fixation of Pension of Pre-2006 Pensioners.

**TABLE SHOWING LOSS IN PENSION OF PRE-2006 PENSIONERS****- Due to misinterpretation of accepted Recommendations of Sixth Pay Com. vide DOP OM Dated 3-10-2008**

Existing Pay Scales and Revised Pay Structure as pr Sixth CPC			Pension as per accepted Recommendations of para 5.1.47 of 6th CPC				Consolidated pension with 40% Fitment Benefit (Para 4.1 - DOP OM of 1-9-08)	Pension fixed as per OM 3/10/08 mis-interpreting accepted recommendations	Difference / Loss in Basic Pension (Col.7 minus Col.8 or 9 whichever is higher)
Existing Pay Scales as per 5 <sup>th</sup> CPC	Revised Pay Band	Revised Pay Structure	Pay in the Pay Band (corresponding to min. of pay scale)	Grade Pay	Revised Basic Pay	Pension of Pre-2006 retirees as per 6 <sup>th</sup> CPC (50% of col. 6)			
1	2	3	4	5	6	7	8	9	10
S-4(2750-4400)	PB-1	5200-20200+1800	5530	1800	7330	3665	3500	3500	165
S-5(3050-4590)	PB-1	5200-20200+1900	5880	1900	7780	3890	3500	3550	340
S-6(3200-4900)	PB-1	5200-20200+2000	6060	2000	8060	4030	3616	3600	414
S-7(4000-6000)	PB-1	5200-20200+2400	7440	2400	9840	4920	4520	3800	400
S-8(4500-7000)	PB-1	5200-20200+2800	8370	2800	11170	5585	5085	4000	500
S-9 (5000-8000)	PB-2	9300-34800+4200	9300	4200	13500	6750	5650	6750	0
S-10 (5500-9000)	PB-2	9300-34800+4200	10230	4200	14430	7215	6215	6750	465
S-11(6500-6900)	PB-2	9300-34800+4200	12090	4200	16290	8145	7345	6750	800
S12((6500-10500)	PB-2	9300-34800+4200	12090	4200	16290	8145	7345	6750	800
S-13 (7450-11500)	PB-2	9300-34800+4600	13860	4600	18460	9230	8419	6950	811
S-14 (7500-12000)	PB-2	9300-34800+4800	13950	4800	18750	9375	8475	7050	900
S-15 (8000-13500)	PB-2	9300-34800+5400	14880	5400	20280	10140	9040	7350	1100
New scale- (Group A entry) (8000-13500)	PB-3	15600-39100+5400	15600	5400	21000	10500	9040	10500	0
S-16,(9000)	PB-3	15600-39100+5400	16740	5400	22140	11070	10170	10500	570
S-17(9000-9550)	PB-3	15600-39100+5400	16740	5400	22140	11070	10170	10500	570
S-18(10325-10975)	PB-3	15600-39100+6600	19210	6600	25810	12905	11666	11100	1239
S-19 (10000-15200)SS	PB-3	15600-39100+6600	18600	6600	25200	12600	11300	11100	1300
S-20 10650-15850)	PB-3	15600-39100+6600	19810	6600	26410	13205	12035	11100	1170
S-21(12000-16500) (JAG)	PB-3	15600-39100+7600	22320	7600	29920	14960	13560	11600	1400
S-22 (12750-16500)	PB-3	15600-39100+7600	23720	7600	31320	15660	14408	11600	1252
S-23(12000-18000)	PB-3	15600-39100+7600	22320	7600	29920	14960	13560	11600	1400
S-24 (14300-18300) (SG)	PB-4	37400-67000+8700	37400	8700	46100	23050	16159	23050	0
S-25 (15100-18300)	PB-4	37400-67000+8700	39690	8700	48390	24195	17063	23050	1145
S-26 (16400-20000)	PB-4	37400-67000+8900	39690	8900	48590	24295	18532	23150	1145
S-27(16400-20900)	PB-4	37400-67000+8900	39690	8900	48590	24295	18532	23150	1145
S-28 (14300-22400)	PB-4	37400-67000+10000	37400	10000	47400	23700	16159	23700	0
S-29 (18400-22400) (SAG)	PB-4	37400-67000+10000	44700	10000	54700	27350	20792	23700	3650
S-30 (22400-24500) (PHOD)	HAG	67000-79000			67000	33500	25312	33500	0
S-31 (22400-26000)	HAG + Scale	75500-80000			75500	37750	25312	37750	0
S-32 (24050-26000)	HAG + Scale	75500-80000			75500	37750	27177	37750	0
S-33 (26000)(fixed)	Apex	80000 (Fixed)			80000	40000	29380	40000	0
S-34 (30000)	Cab. Sec.	90000 (Fixed)			90000	45000	33900	45000	0

**NOTE:**

- Pension in col. 7 is as per accepted recommendations of 6th CPC i.e. 50% of the sum of the minimum of the pay in the pay band and the grade pay thereon corresponding to the pre-revised pay scale from which the pensioner had retired.
- Pension fixed as per DOP OM of 3-10-08 is shown in col. 9, which is in contravention to the accepted recommendations of Sixth Pay Commission.