

**GOVERNMENT OF RAJASTHAN
FINANCE DEPARTMENT
(RULES DIVISION)**

NOTIFICATION

No.F.15 (3) FD (Rules)/97-Pt.II

Jaipur, dated June 12,2001.

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Rajasthan hereby makes the following rules further to amend the Rajasthan Civil Services (Pension) Rules, 1996, namely :-

1. (i) These rules may be called the Rajasthan Civil Services (Pension) (Amendment) Rules, 2001.
- (ii) These rules shall come into force with immediate effect.

2. The existing rule 89 of the Rajasthan Civil Services (Pension) Rules, 1996, shall be substituted by the following namely.

“89 Interest on delayed payment of retrial benefits :

- (1) Except in exceptional circumstances, if the payment of retiral benefits has been authorised after 60 days from the date when its payment became due, and it is clearly established that the delay in payment was not on account of failure on the part of the Government servant to comply with the procedure laid down in this Chapter or elsewhere in these rules, interest @ 12 % per annum for the period beyond 60 days after retiral benefits become due would be payable till the end of the month preceeding the month in which the retiral benefits are authorised.

- (2) Every case of delayed payment of retiral benefits shall, suo moto, be examined by the Head of Office and shall be forwarded to the Administrative Department through the Head of Department, and where the Administrative Department is satisfied that the delay in payment of retiral benefits was caused on account of administrative lapse or inaction, the Administrative Department concerned shall issue sanction for the payment of interest to the Director, Pension Department.

- (3) In all cases, where the payment of interest has been authorised, the Administrative Department concerned shall

fix responsibility and take disciplinary action under the Rajasthan Civil Services (C.C.A.) Rules, 1958 against the Government servant(s) who is/are found responsible for the delay in the payment of retiral benefits and shall recover the loss caused to the Government servant(s) held responsible.

- (4) In the order for payment of interest, the Administrative Department shall also mention the name(s) of officer(s) official(s) responsible for delay and the amount of interest recoverable from him/them.
- (5) If, as a result of Government's decision taken subsequent to the retirement of a Government servant, the amount of retiral benefits already paid on his retirement is enhanced on account of
- (a) grant of emoluments higher than the emoluments on which retiral benefits, already paid, were determined, or
 - (b) liberalisation in the provisions of these rules from a date prior to the date of retirement of the Government servant concerned.
- (6) In case any delay is caused in the Pension Department, responsibility shall be fixed for such delay and suitable action taken against such erring official(s) to recover the interest paid to the pensioner.

Note :

- (i) The payment of retiral benefits becomes due on the date of retirement and in the case of death while in service, from the date of application for payment of respective retiral benefits.
- (ii) In case of Government servant against whom dedisciplinary/judicial proceedings are pending on the date of retirement, no retiral benefits be paid except provisional pension, until the conclusion of the proceedings and the issue of the final orders thereon. The retiral benefits, if allowed to be drawn by the competent authority on the conclusion of the proceedings, will be deemed to have fallen due on the date of issue of orders by the competent authority."

By order of the Governor,

(M.D.Kaurani)
Principal Secretary Finance