

Email

PAG Audit AP VIJAYAWADA

**[Cag-all-offices] Provisions relating to effect of disciplinary proceedings on the benefits from accumulated pension corpus under National Pension System and gratuity in respect to Central Government employees covered under NPS.**

**From :** MANOJ KUMAR <saoaudit-r@cag.gov.in>

Thu, Apr 27, 2023 10:25 AM

**Subject :** [Cag-all-offices] Provisions relating to effect of disciplinary proceedings on the benefits from accumulated pension corpus under National Pension System and gratuity in respect to Central Government employees covered under NPS.

1 attachment

**To :** CAG-ALL-OFFICES <CAG-ALL-OFFICES@ismgr.nic.in>

भारत के नियंत्रक - महालेखापरीक्षक का कार्यालय,  
पॉकेट 9, दीन दयाल उपाध्याय मार्ग, नई दिल्ली - 110124

संख्या: 107-स्टाफ हकदारी (नियम)/ए.आर/03-2022

दिनांक:- 26.04.2023

सेवा में,

1. भारतीय लेखा एवं लेखापरीक्षा विभाग के सभी कार्यालय ।
2. निदेशक (कार्मिक)

**विषय: Provisions relating to effect of disciplinary proceedings on the benefits from accumulated pension corpus under National Pension System and gratuity in respect to Central Government employees covered under NPS.**

महोदय/महोदया.

उपर्युक्त विषय पर कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय, पेंशन और पेंशनभोगी कल्याण विभाग, नई दिल्ली के कार्यालय ज्ञापन सं. OM 57/03/2022-P&PW(B) 8361 दिनांक - 27.10.2022 को इस ई-मेल के साथ संलग्न किया गया है ।

क्षेत्रीय कार्यालय कृपया इस कार्यालय ज्ञापन को आवश्यक कार्रवाई हेतु इस ई-मेल के संलग्नक से डाउनलोड कर लें । इसे संबंधित मंत्रालय की वेबसाइट से भी डाउनलोड कर सकते हैं।

OM 57/03/2022-P&PW(B) 8361 dated 27.10.2022 issued by Ministry of Personnel, Public Grievances & Pensions, Department of Pension and Pensioners Welfare, New Delhi on the subject cited above has been attached with this E-mail.

The field offices may download the orders attached with this E-mail for further necessary action. The order can also be downloaded from the website of the concerned Ministry.

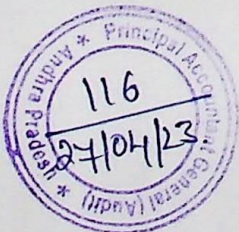
संलग्नक: यथोपरि ।

भवदीय

हस्ता/-

(मनोज कुमार)

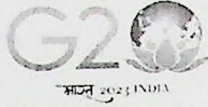
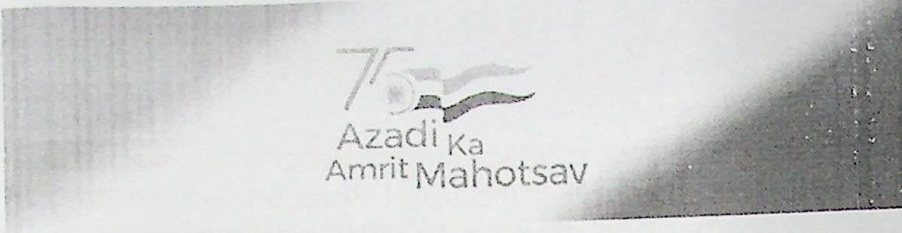
वरि.प्रशासनिक अधिकारी/स्टाफ हक(नियम)



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**OM 57\_03\_2022-P&PW(B) 8361 dated 27.10.2022\_NPS OM dated**  
**271020228U3rP.PDF**  
463 KB

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No. - 57/03/2022-P&PW(B)/8361  
Government of India  
Ministry of Personnel, Public Grievances and Pensions  
Department of Pension and Pensioners' Welfare

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3<sup>rd</sup> Floor, Lok Nayak Bhavan, Khan Market,  
New Delhi, Dated the 27<sup>th</sup> October, 2022

**OFFICE MEMORANDUM**

**Subject: Provisions relating to effect of disciplinary proceedings on the benefits from accumulated pension corpus under National Pension System and gratuity in respect to Central Government employees covered under NPS.**

The undersigned is directed to say that Department of Pension and Pensioners' Welfare has notified the Central Civil Services (Implementation of National Pension System) Rules, 2021 and Central Civil Services (Payment of Gratuity under National Pension System ) Rules, 2021 which are applicable from the date of its publication in the Official Gazette, to govern service related matters and for grant of gratuity respectively to Central Government civil employees covered under National Pension System.

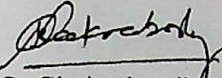
2. Rule 19 of Central Civil Services (Implementation of NPS) Rules, 2021 provides that the Departmental or judicial proceedings, which were instituted while the Subscriber was in service but are not concluded before retirement or the judicial proceedings instituted after retirement of the Subscriber, shall not affect the benefits payable to the Subscriber out of his accumulated pension corpus and the lump sum and the annuity out of his accumulated pension corpus shall be paid to him in accordance with the regulations notified by the Authority as admissible in the case of exit of a Subscriber from the National Pension System on superannuation.

3. Further, as per Rule 5 of the Central Civil Services (Payment of Gratuity under National Pension System ) Rules, 2021 that if, in any departmental or judicial proceedings instituted while the Government servant was in service, the retired Government servant is found guilty of grave misconduct or negligence, his gratuity may be withheld either in full or in part, and recovery may be ordered from gratuity of the whole or part of any pecuniary loss caused to the Government.

4. After the retirement of the Government servant, the departmental proceedings shall be deemed to be proceedings under rule 5 of the Central Civil Services (Payment of Gratuity under National Pension System ) Rules, 2021 and shall be continued and concluded by the authority by which they were commenced in the same manner as if the Government servant had continued in service. No gratuity shall be payable to the Government servant until the conclusion of the departmental or judicial proceedings and issue of final orders thereon.

Contd...2/..

5. All Ministries/Departments are requested that the above provisions regarding disciplinary proceeding in respect to Central Government employees covered under National Pension System may be brought to the notice of the personnel dealing with the pensionary benefits in the Ministry/Department and attached/subordinate offices thereunder. for strict implementation.

  
(S. Chakrabarti)

Under Secretary to the Government of India

To

All Ministries/Departments/Organisations,  
(As per standard list)