

File No.A.42012/49/2014-Ad.II
Government of India / Bharat Sarkar
Ministry of Home Affairs / Grih Mantralaya

New Delhi the 15th July, 2014

OFFICE MEMORANDUM

Subject:- First Appeal by Shri Sanjay Bhalla, R/o GI-1055, Sarojini Nagar, New Delhi under Right to Information Act, 2005.

Whereas Shri Sanjay Bhalla, R/o GI-1055, Sarojini Nagar, New Delhi vide his application dated Nil (received in the Section on 12-05-2014) had sought certain information regarding the pay fixation of Assistants of CSS who were in the pay scale of Rs.6500-10500.

2. And whereas the information available in the Ministry of Home Affairs was provided to the applicant vide letter of even number dated 04-06-2014 from the Deputy Secretary (E) and CPIO, MHA.

3. And whereas the appellant has filed an Appeal dated 11-06-2014 (received in this Ministry on 18-06-2014) and has referred to the aforesaid reply dated 04-06-2011 and has sought further information for favour of clarity.

4. And whereas the appeal has been considered by the undersigned and it is to furnish further information in the matter as under :-

Information sought by Appellant	Reply
(a) Two pay fixation orders enclosed with the RTI reply relate to two JHTs only who were in the pay scale of Rs.5500-9000 as on 01-01-2006 and not the Assistants in the pay scale of Rs.6500-10500. Therefore, I pray for providing information pertaining to correct category.	Assistants of CSS were having pre-revised pay scale of Rs.5500-9000 as on 01-01-2006. The pay scale was upgraded to 6500-10500 w.e.f. 15-09-2006. However, till the implementation date of 6 th CPC on 01-09-2008, Assistants continued to draw pay in the pay scale of Rs.6500-10500. After implementation of the 6 th CPC recommendations, Assistants were placed in PB-2 with Grade Pay of Rs.4600/- w.e.f. 01-01-2006. <u>Copies of two pay fixation orders in respect of Assistants are enclosed.</u>
(b) The post of PS/equivalent were also in the pay scale of Rs.6500-10500 prior to implementation of 6 th CPC, why the reply has been restricted to the post of Assistants only	Ad-II Section deals with posts of Assistants only. For PS/equivalent posts, CPIO concerned has already replied to you vide letter No.A-43020/3/2014-Ad.I(A) dated 04-07-2014.
(c) As per the Gazette Notification of 6 th CPC, in case of the posts in the pay scale of Rs.6500-10500 as on 01-01-2006, their pay was to be statutorily fixed in PB-2 with Grade Pay of Rs.4800/-. Whether it has been done or not, should have been clarified.	

5. The appellant is informed that in view of the position stated in para 4 above, the appeal dated 11-06-2014 is disposed of.


[SATPAL CHAUHAN]

Joint Secretary to the Govt. Of India & Appellate Authority

Shri Sanjay Bhalla
R/o GI-1055
Sarojini Nagar
New Delhi-110023

Copy to :-

- (i) DS (A) w.r.t. RTI Reply dated 04-07-2014 in respect of RTI Application of Shri Sanjay Bhalla.
(ii) SO (IT) – along with a copy of the RTI Appeal for uploading in MHA Website under RTI Act, 2005.

ANNE

STATEMENT OF FIXATION OF PAY UNDER CENTRAL CIVIL SERVICES (REVISED PAY) RULES, 2008

- 1 Name of the Government Servant : RAM PRASAD RAM
- 1(a) Employee Code : 1334
- 2 Designation of the post in which pay is to be fixed as on 30.11.2006 : ASSISTANT
- 3 Status(substantive / officiating) : OFFICIATING
- 4 Pre-revised scales(s) of pay applicable for the post[In case more than one scale of pay is applicable for the post and these have been merged in pursuance of the recommendation of the sixth CPC in a single revised scale, the scale of pay in which the employee was actually drawing his pay should be specified] : RS. 6500-200-10,500
- 5 Existing emoluments as on 30.11.2006 (in Rupees) :
- (a) Basic Pay (including Stagnation increments, if any) (in Rupees) : 6500
- (b) Dearness Pay (in Rupees) : 3250
- (c) Dearness Allowance applicable at AICPI average 536 (1982=100) (in Rupees) : 2340
- (d) Total existing emoluments [(a) to (c)] (in Rupees) : 12090
- 6 Revised pay band and grade pay corresponding to the pre-revised scale shown at Sl No.4 above. (In the case of HAG+ and above the appropriate scale may be mentioned.)

Pay Band	Grade Pay (in Rupees)
9300-34800	4200

- 7 Pay in the revised pay band / Scale in which pay is to be fixed as per the fitment level attached at Annexure-I (in Rupees) : 12090
- 8 Grade pay to be applied in terms of Rule 4 of CCS(RP) Rules, 2008 : 4200
- 9 Stepped up pay with reference to the revised pay of Junior, if applicable [Notes 7 and 10 below Rule 7(1) of CSS(RP) Rules 2008]. Name and pay of the junior also to be indicated distinctly. (In Rupees) : 0

STATEMENT OF FIXATION OF PAY UNDER CENTRAL CIVIL SERVICES (REVISED PAY) RULES, 2008

- 10 Revised pay with reference to the Substantive Pay : 0
in cases where the pay fixed in the officiating post is lower than the pay fixed in the substantive post if applicable [Sub Rule (2) of Rule 7]
(in Rupees)
- 11 Personal Pay, if any [Notes 6 and 8 below Rule 7(1)] : 0
(in Rupees)
- 12 Revised emoluments after fixation :
 - (a) Pay in the Revised pay band / Pay Scale (in Rupees) : 12090
 - (b) Grade Pay (in rupees) : 4200
 - (c) Special Pay, if admissible (Sub Rule 1(c) of Rule 7) (in Rupees) : 0
 - (d) Personal Pay, if admissible (in Rupees) : 0
 - (e) Non-Practicing Allowance, if admissible [Sub Rule 1(D) of Rule 7] (in Rupees) : 0
- 13 Date of next Increment (Rule 9 & 10) and pay after grant of increment

Handwritten notes and signatures in Hindi, including the word 'सही' (Correct) and a signature.

Date of Increment

01.07.2007



Pay after Increment (in Rupees)	
Pay in the Pay Band/ Scale	Grade Pay (wherever applicable)
12580	4200

14 Any other relevant information

Nil

Handwritten signature of the Head of Office.

Signature & Designation of Head of Office

Date:

(31/07/07)
(O. P. Singh)
Under Secretary
Ministry of Home Affairs
New Delhi.

STATEMENT OF FIXATION OF PAY UNDER CENTRAL CIVIL SERVICES (REVISED PAY) RULES, 2008

- 1 Name of the Government Servant : ISHWAR MAHTO
- 1(a) Employee Code : 1573
- 2 Designation of the post in which pay is to be fixed as on 30.11.2006 : ASSISTANT
- 3 Status(substantive / officiating) : OFFICIATING
- 4 Pre-revised scales(s) of pay applicable for the post[In case more than one scale of pay is applicable for the post and these have been merged in pursuance of the recommendation of the sixth CPC in a single revised scale, the scale of pay in which the employee was actually drawing his pay should be specified] : RS. 6500-200-10500
- 5 Existing emoluments as on 30.11.2006 (in Rupees) :
- (a) Basic Pay (including Stagnation increments, if any) (in Rupees) : 6500
- (b) Dearness Pay (in Rupees) : 3250
- (c) Dearness Allowance applicable at AICPI average 536 (1982=100) (in Rupees) : 2340
- (d) Total existing emoluments [(a) to (c)] (in Rupees) : 12090
- 6 Revised pay band and grade pay corresponding to the pre-revised scale shown at Sl.No.4 above. (In the case of HAG+ and above the appropriate scale may be mentioned.)

Pay Band	Grade Pay (in Rupees)
9300-34800	4200

- 7 Pay in the revised pay band / Scale in which pay is to be fixed as per the fitment level attached at Annexure-I (in Rupees) : 12090
- 8 Grade pay to be applied in terms of Rule 4 of CCS(RP) Rules, 2008 : 4200
- 9 Stepped up pay with reference to the revised pay of Junior, if applicable [Notes 7 and 10 below Rule 7(1) of CSS(RP) Rules 2008]. Name and pay of the junior also to be indicated distinctly. (In Rupees) : 0

OF FIXATION OF PAY UNDER CENTRAL CIVIL SERVICES (REVISED PAY) RULES, 2008

Pay with reference to the Substantive Pay : 0
 where the pay fixed in the officiating post
 than the pay fixed in the substantive post
 table [Sub Rule (2) of Rule 7]
 (Rupees)

Personal Pay, if any [Notes 6 and 8 : 0
 (Sub Rule 7(1))
 (Rupees)

Revised emoluments after fixation :

(a) Pay in the Revised pay band / : 12090
 Pay Scale (in Rupees)

(b) Grade Pay (in rupees) : 4200

(c) Special Pay, if admissible (Sub Rule 1(c) : 0
 of Rule 7) (in Rupees)

(d) Personal Pay, if admissible (in Rupees) : 0

(e) Non-Practicing Allowance, if admissible : 0
 [Sub Rule 1(D) of Rule 7] (in Rupees)

13 Date of next Increment (Rule 9 & 10) and :
 pay after grant of increment

Date of Increment 01.07.07

30/11/06
 10/1/07

Pay after Increment (in Rupees)	
Pay in the Pay Band/ Scale	Grade Pay (wherever applicable)
12580	4200

14 Any other relevant information Nil

Date:


 Signature & Designation of Head of Office

(भो० पी० शर्मा)
 (O. P. SHARMA)
 अवर सचिव
 Under Secretary
 मह० मन्त्रालय
 Ministry of Home Affairs
 नई दिल्ली,
 New Delhi.

RTI MATTER

To

Sh Satpal Chouhan

Joint Secretary (Admn & CVO)/Appellate Authority RTI
Ministry of Home Affairs, Room No. 194
North Block, New Delhi- 110 001

MHA/Ad II
Dr. No. 293729
Date 18/6/2014

APPEAL AGAINST RTI REPLY

Hon'ble Sir,

Ref :- MHA's Letter No. A-42012/49/2014-Ad.II, dated 4th June, 2014 (copy enclosed).

2. May I request you to kindly review the whole matter as correct/complete information has not been provided.
3. As per Gol, Ministry of Finance, Department of Expenditure, Implementation Cell OM No. F.No. 1/1/2008-IC, dated 13th Nov, 2009 and also OM of even number dated 16th November, 2009, the posts in the pay scale of Rs.6500-10500 have been upgraded to the next higher grade in the pay band PB-2 with grade pay of Rs.4600/- corresponding to the pre-revised scale of Rs.7450-11500. It is also brought out that in case of post already exists in the scale of Rs.7450-11500, the post being upgraded from the scale of Rs.6500-10500 should be merged with the post in the scale of Rs.7450-11500.
4. Firstly, two pay fixation orders enclosed relate to two Junior Hindi Translators only who were in the pay scale of Rs.5500-175-9000 as on 1.1.06 and not of the Assistants in the pay scale 6500—10500. The information was sought specifically with regard to the posts in the pay scale of 6500-10500. Therefore, I pray for providing information pertaining to correct category.
5. Secondly, it is also to bring out that not only the post of Assistant **but also the post of PS/equivalent**, to my knowledge, before 1.1.06, prior to the implementation of 6th CPC, were in the pay scale of Rs.6500-10500. **Then why the reply has been restricted to the post of Assistant only?** I request that the ambit of reply should also include the post of **PS/equivalent**. It should also have been clarified how upgrading, i.e. from 6500-10500 to 7450-11500 in the pre-revised scale, as brought out in para-3 supra, has been implemented in case of PS/equivalent and Assistants/PAs who were drawing pay in the pay scale of Rs.6500-10500 as on 1.1.06?
6. As per the Gazette Notification of 6TH CPC, in case of the the posts in the pay scale of 6500-10500/- as on 1.1.06, their pay was to be statutorily fixed in PB-2 Rs.9300-34800 with Grade Pay Rs.4800/-. Whether it has been done or not, should have been clarified.
7. In light of the foregoing rule position, may I request that a revised and correct reply may kindly be provided to me at the earliest, please. The cost of photocopies, if any, will be deposited immediately on intimation.

Yours sincerely

(Signature)
(Sanjay Bhalla)

GI-1055, Sarojini Nagar, New Delhi -110 023

Copy To-

Shri V K Rajan

Deputy Secretary(E) & CPIO
Ministry of Home Affairs, North Block
New Delhi - 110 001

- Request for similar action w.r.t. your letter ibid.

examine & prepare

15/6/14

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17/6

1 पद का नाम और वेतनमान Name of post scale of pay	2 मूल पद है या स्थानापन्न और स्थाई है या अस्थायी* Whether substantive of officiating and whether permanent of company*	3 यदि स्थानापन्न हो तो लिखें की (1) कूल पद नियुक्ति था (2) क्या सेवा अनुच्छेद 371 के अन्वये पेशन के लिए गिनी जायेगी? If officiating State- (1) substantive (2) whether service counts for pension under articles 371 C.S.F.	4 मूल पद में वेतन pay in sub- Stantive Post Rs. P.	5 स्थानापन्न होने का अतिरिक्त वेतन Additional pay or officiating Rs. P.	6 "वेतन" शब्द के अन्तर्गत अन्य परिलब्धियां Other emoluments falling under the term 'Pay' Rs. P. Rs.
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GOVERNMENT OF INDIA
Ministry of Home Affairs
Ministry of Home Affairs Grih Mahallaya

New Delhi, dated the 27/12/2012

ORDER

Consequent upon his promotion to the post of Sr. Hindi Translator in the Ministry of Home Affairs with effect from 28-12-2012 on ad-hoc basis vide earlier order No 20/B-1678 dated 2-1-2012 in pursuance of Deptt. of Official Language Circular No 19 2011-OL (S) dated 23-12-2012. In the Pay Band of Rs.3000-7000-10000 Grade Pay Rs.4600/- the pay of Sr. Hindi Translator is fixed as under:-

Name	Date of Promotion	Pay drawn before promotion in the Band-2 with Grade Pay	Pay fixed from the date of promotion in the Pay Band Rs.4600/-
Sr. Hindi Translator Manjul Mohan	28-12-2012	Rs.12580/- - Rs.4200/- (Grade Pay)	Rs.14120/- - Rs.4600/- (Grade Pay)

The official is entitled for arrears, if any, with effect from 28-12-2012. The above pay fixation is subject to audit check and necessary recovery of excess payment if any, will be made by the appropriate authority.

[Signature]
27/12/12

[Signature]
Joint Secretary to the Govt. of India
Tel. No. 23822082

Sr. Translator
Rs. 9300 - 34800/-
6/1/13
Rs. 14640/-
- 4600/-
1-7-2012
Annual Increment

Government of India / Bharat Sarkar
Ministry of Home Affairs / Grih Mantralaya

Subject: RTI Application and Appeal filed by Shri Sanjay Bhalla, R/o GI-1055, Sarojini Nagar, New Delhi-110023 under the RTI Act, 2005.

Please find enclosed a copy of the RTI Application dated 01-05-2014 and subsequent Appeal dated 11-06-2014 received from Shri Sanjay Bhalla, R/o GI-1055, Sarojini Nagar, New Delhi along with a copy of the RTI reply dated 4th June, 2014 issued by CPIO, AD-II Section. However, the pay fixation orders of Assistants were not provided in the reply as the pre-revised pay scale of Rs.6500-10500 was given to Assistants only on 15-09-2006.

2. In his appeal, the appellant has claimed that the original information sought by him also include information in respect of posts of PS/equivalent who were in the pay scale of Rs.6500-10500 (pre-revised) before 01-01-2006.

3. We may, therefore, send a copy of the RTI application and appeal to DS (A) for providing the information in respect of CSSS Cadre.

~~27/6/14~~

~~4 SSC AD-II~~

~~DS(E)~~

~~DS(A) 30/6/14~~

~~30/6/14~~

~~3/6~~

~~30/6~~