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2008 CERTIFIED

No. CCA/PB/Over/excess- Payments/2016
To

Dated:- 31.March 2016

Sh. Balbir Singh, Circle Secretary
BSNL Employees Union, Qtr. No. 76, Sanchar Colony
Block-D, BRS Nagar, Ludhiana (PB)

Subject:- Request regarding refund & stoppage of recoveries due to mistakenly granted increments in the light of Hon'able Supreme Court decision in SLP 11527 of 2014 dated 18-12-2014.

Reference: letter dated 11-3-2016

Respected Sir,

Kindly refer to your request dated 11-3-2016 addressed to Ms Sharon Shefali Gupta CCA Punjab Chandigarh for refund and stoppage of recoveries due to mistakenly granted increments in the light of Hon'able Supreme Court decision in SLP 11527 of 2014 dated 18-12-2014. Your request has been examined in the light of office memoranda issued by the Government of India, Ministry of Personnel Public Grievances & Pensions, Department of Personnel and Training vide NO. 18/26/2011-Estt(Pay-1) dated 6th February, 2014 and F.No. 18/03/2015-Estt(Pay-1) dated 02.03.2016.

Undoubtedly, the Hon'able Court has given decision as mentioned in Para No. 4 of F.No. 18/26/2011-Estt(Pay-1) dated 2-3-2014 but the DOPT vide Para No. 5 under reference has further added which is reproduced as -- However, wherever the waiver of recovery in the above - mentioned situations, the same may be allowed with the express approval of Department of expenditure in terms of this Department's OM No. 18/26/2011-Estt(Pay-1) dated 6-2-2014.

In the cases of overpayments/ excess/payments relating to BSNL Employees arising out of over payments of pay and allowances, the recovery authority is the BSNL only and BSNL should take up the cases with Department of Expenditure for waiver of recoveries, if any as per DOPT New Delhi letter ibid.

This issue with the approval of the competent authority.

Dy. CCA Old CCA, Punjab Chandigarh

26/5/16

B/E