No. 13/21/82-Estt.P.I.  
Government of India/Bharat Sarkar  
Department of Personnel & Administrative Reforms  
(Karmik Aur Prashastnik Sudhar Vibhag)  
..........................  
New Delhi, the 25th January, 1985.  

OFFICE MEMORANDUM  

Subject:- Orders issued for option of date for fixation of pay on promotion - clarification regarding.  

The undersigned is directed to refer to this Department O.M.No. 13/25/82-Estt.P.I. dated 5.2.1983, on the above subject, and to say that the point of doubt and the clarification mentioned against Item No. (5) ibid has been re-examined carefully. It has been noticed that if the benefit of the option is not allowed in cases where the initial pay fixation on promotion in the manner provided under F.R. 22(a)(i) and the one under F.R. 22-C happens to be the same, then the concerned employees would be put to hardship. In the circumstances it has been decided that the point of doubt at serial No. (5) and the clarification given there against may be substituted as follows:-

Point of doubt

6. Whether the option may be allowed in cases where the initial fixation of pay in the scale of the higher post in the manner provided under F.R. 22(a)(i) and the one under F.R. 22-C, both happens to be the same.

Clarification

Yes, The option may be allowed.

2. Past cases decided on the basis of the existing clarification may be reopened and on option for pay fixation obtained from the employees concerned within a period of 3 months from the date of issue of this O.M. and their pay re-fixed, whenever necessary. Arrears of pay on account of such re-fixation of pay may also be allowed in such cases.
3. In so far as the establishments under M&AD are concerned these orders issue with the concurrence of Shri M. L. F. 

(3. Hariharan) 

Under Secretary to the Govt. of India.

To 

All the Ministries/Departments under the Govt. of India etc., etc.

No. 13/21/82-Estt.F.I. New Delhi, the January, 1935.

Copy to:-

2. Union Public Service Commission, New Delhi.
4. Rajya Sabha Secretariat (Admin. Branch), New Delhi.
5. Lok Sabha Secretariat (Admin. Branch), New Delhi.
6. Shri D.D. Bhagwati, Senior Personnel and Executive Officer, Lok Sabha Secretariat, New Delhi.
7. Supreme Court of India, New Delhi.
8. All State Governments and Union Territory Admins.
11. Ministry of Finance (Defence Division).
12. Shri Mohinder Singh, Deputy Secretary (AG) Min. of Defence, New Delhi.
14. Secretary, Staff Side, National Council, 9 Ashoka Road, New Delhi.
15. All Members of the Staff Side of the National Council of JCM.
16. Indian Red Cross Society, 1-Red Cross Road, P. Delhi.
17. All India Services Division, Department of Personnel & Admin, New Delhi.
19. All Officers/Sections in the Department of Pers. & Admin.
21. All Controller of accounts, Pay & Accounts Officers of all Ministries/Departments.
22. All attached and Subordinate Offices of Department of Personnel & Admin.
23. FA, Home 5.4.23/Pas of Home Minister and MS(P).
24. Director, Lal Bahadur Shastri National Academy of Administration, Mussoorie.
25. Shri P. Mathiawamy, Post Box No. 2488, Madras-600028 spare copies - 500.

(3. Hariharan) 

Under Secretary to the Govt. of India.