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SECTION 3 SUB-SECTION (II))

No. 25013/11/87-Estt. (A)
Government of India
Ministry of Personnel, P.G. & Pensions
(Department of Personnel and Training)

.....

New Delhi, the 11 May, 89

NOTIFICATION

S.O. ¹²²⁶..... In exercise of the powers conferred by the proviso to article 309, read with clause (5) of article 148 of the Constitution, and after consultation with the Comptroller and Auditor General of India in relation to persons serving in the Indian Audit and Accounts Department, the President hereby makes the following rules further to amend the Fundamental Rules, namely:

1. (1) These Rules may be called the Fundamental (Second Amendment) Rules, 1989.
- (2) They shall come into force on the date of their publication in the Official Gazette.
2. In rule 56 of the Fundamental Rules, for clause (j), the following clause shall be substituted, namely:-
“(j) Notwithstanding anything contained in this rule, the appropriate authority shall, if it is of the opinion that it is in the public interest so to do, have the absolute right to retire any Government servant by giving him notice of not less than three months in writing or three months' pay and allowances in lieu of such notice-
 - (i) If he is, in Group 'A' or Group 'B' service or post in a substantive, quasi-permanent or temporary capacity and had entered Government service before attaining the age of 35 years; after he has attained the age of 50 years;
 - (ii) in any other case, after he has attained the age of 55 years;

Provided that nothing in this clause shall apply to a Government servant referred to in clause (e), who entered Government service on or before the 23rd July, 1966.”

K. SARKAR

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DEPUTY SECRETARY TO THE GOVT. OF INDIA

To

The Manager,
Govt. of India Press,
Mayapuri, Ring Road,
New Delhi.

Note: This rule was amended earlier as per details below:-

1. Ministry of Finance Notification No. F.12(2)-E.V.(C)/63 dated 23.7.65.
2. Ministry of Finance Notification No. F.7(10)-E.V./63 dated 23.7.66.
3. Ministry of Finance Notification No. F.7(6)-E.V./68 dated 8.7.1968.
4. Ministry of Finance Notification No. F.7(2)-E.V./67-I dated 17.5.1969.
5. Ministry of Finance Notification No. 7(2)-E.V./69-I dated 26.5.69.
6. Ministry of Finance Notification No. 7(14)-E.V./67-I dated 26.8.69.
7. Department of Personnel Order No. 31/7/72-AIS (III) dated 22.5.73.
8. Ministry of Finance Notification No. 7(7)-E.V.(A)/74 dated 7.2.75.
9. Ministry of Finance Notification No. 7(8)-E.V.(A)/77 dated 20.8.77.
10. Ministry of Home Affairs, Department of Personnel & A.R. Notification No. 19017/7/79-Estt.(A) dated 30.11.79.
11. Ministry of Home Affairs, Department of Personnel & A.R. Notification No. 25013/4/80-Estt.(A) dated 11.9.81.
12. Ministry of Home Affairs, Department of Personnel & A.R. Notification No. 15013/9/80-Estt.(A) dated 12.6.82.
13. Ministry of Home Affairs, Department of Personnel & A.R. Notification No. 26012/14/83-Estt.(A) dated 11.10.83.
14. Ministry of Home Affairs, Department of Personnel & A.R. Notification No. 25013/25/83-Estt.(A) dated 25.2.84.
15. Department of Personnel & Training Notification No. 25013/25/83-Estt(A) dated 2.7.85.
16. Department of Personnel & Training Notification No. 25013/10/87-Estt(A) dated 7.10.88.

No. 25013/11/87-Estt.(A)

New Delhi, the

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Ministry of Personnel, P. G. and Pensions.
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Pensions.

K. Sarkar

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Deputy Secretary to the Government of India