

6:6: - Service condition/Financial & Other Benefits

- (iii) Transfer of service benefits in respect of Dr. H.S.P.Rao, former Lecturer in Chemistry, NEHU, to Pondicherry University.

Dr. H.S.P.Rao served this University w.e.f. 14.6.1985 to 20.9.1988 as Lecturer in Chemistry, NEHU, Shillong. He was released on E.O.L. for 2 years w.e.f. 20.9.1988 to take up his new assignment as Reader in Pondicherry University. Following his confirmation, his technical resignation was accepted by the University w.e.f. 20.4.1988 (EC: 82:94:03(xiv)).

Dr. Rao's transfer of service case was then processed under Central Universities Retirement Benefit (CURB) Rules Placed at ANNEXURE-I, according to which retirement benefit should be met by the University from where the employee finally retires. But the NEHU has adopted CCS (Pension) Rules w.e.f. 11.9.1986 (vide 68th E.C resolution No. EC: 68:90:5:01(vii) placed at ANNEXURE-II) Date of relinquishment of service of Dr. Rao being 20.9.1988 i.e. after the date of adoption of CCS (Pension) Rules. CURB Rules ceased to be operative w.e.f. 11.9.1986 and the CCS (Pension) replaced the CURB Rules from that date. As Dr. H.S.P.Rao left this University on 20.9.1988, his case has to be regulated under the provision of the CCS (Pension) Rules.

The matter is placed to the E.C. for consideration.

No.F.19-179/Estt-II/85/-252

CENTRAL UNIVERSITIES RETIREMENT BENEFIT RULES - 1967

- (5)(i) Transfer of employees of one Central University to the other.

As a general policy, when an employee of one Central University gets transferred to any other Central University and the latter decides to absorb him permanently, the absorption should be made with the consent of the parent University provided the transfer is in public interest. The new employer will be the sole judge to decide whether the transfer is in public interest or not.

In regard to the allocation of retirement benefits liability, the entire liability should be met by the University from which the employee finally retires.

In case of C.P.Fund, however, the lending University's contribution together with the employees contributions should on permanent absorption in the borrowing University be transferred to the borrowing University.

ANNEXURE-II

AN EXTRACT FROM THE MINUTES OF THE 68TH MEETING OF THE EXECUTIVE COUNCIL HELD ON 30TH MARCH, 1990.

No.EC:68:90:5:01:(vii): The Council considered the recommendations of the Committee constituted in pursuance of its Resolution No.EC:67:89:5:01:(iii) and RESOLVED as follows:

- (i) The Central Government Rules and Orders on GPF and CPF and other pensionary benefits, as may be amended from time to time, be adopted by the University and the benefits be made admissible with effect from 11.9.86.
 - (ii) Pension be paid through the State Bank of India or its subsidiary branches or other Nationalised Bank.
 - (iii) Additional benefit of qualifying service will be admissible to employees of the University as per the Government Rules.
 - (iv) A separate fund for pension/Gratuity be set up.
 - (v) A complete history of service of employees be maintained and the same may be communicated to every employee by 31st January every year for the year ending on 31st December.
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- (ii) Consideration of allowing options to change over from CPF to GPF scheme.

EC:111:2001:6:6:(ii): The Council considered the options to change over from CPF to GPF Scheme and RESOLVED that in accordance with the Government of India Notification (G.I., Dept. Pension & Pensioners Welfare, OM No.4/1/87-P.I.C-I, of 1st May, 1987 and UGC D.O.No.F.7-1/93(CU) dated 25th May, 1999 to approve that "All CPF beneficiaries who were in service on 1st January 1986 but did not opt to continue under CPF Scheme by 30.9.1987, are deemed to have come over to the Pension Scheme. Furthermore, no option for CPF is available to employees joining after 30.9.1987".

- (iii) Transfer of service benefits in respect of Dr.HSP Rao, former Lecturer in Chemistry, NEHU to Pondicherry University.

EC:111:2001:6:6:(iii): The Council considered that Transfer of service benefits in respect of Dr. HSP Rao, former Lecturer in Chemistry, NEHU to Pondicherry University and RESOLVED that the matter may be referred to a Committee which would look into this and other cases where anomalies have risen because of the CCS Rules vis-à-vis CURB Rules.

- (iv) Transfer of service benefits in respect of Prof. P. Jothilingam, formerly Professor of the Department of Mathematics, NEHU, to Pondicherry University.

EC:111:2001:6:6:(iv): The Council considered the transfer of service benefits in respect of Prof. P. Jothilingam, formerly Professor of the Department of Mathematics, NEHU, to Pondicherry University and RESOLVED to approve the transfer under the CCS Rules.