

No.A-49011/3/2016-Estt.IV/ 347
Government of India
Central Water Commission
(Establishment-IV Section)

R. No.303, Sewa Bhawan
R.K. Puram, New Delhi-66

Dated the, 22 Sept, 2017

Subject: Various orders/office memorandums/corrigendums/notifications/letters etc.

The following Orders/ Office Memorandums/ Corrigendum/Notification/Letter (Total 04 Nos.) are enclosed herewith for information and guidance of all concerned in the matter:

Sl. No.	Letter No. & Date	Relative Ministry/Deptt.	Subject
1.	O.M.No.A-50013/16/2017- ADMINISTRATION Dt. 07.07, 2017 M/o WR, RD & GR (ISO 9001:2008 Certified)	1. O.M.No.19039/2/2008-E.IV, dt. 23.9.2008 Ministry of Finance, Deptt. of Expenditure. Sub: Revision of Conveyance Allowance to Central Government Employees under SR- 25-Recommendations of the Sixth Central Pay Commission. 2. O.M. No.A-50013/16/2017-Adm. Dt. 07.07.2017 M/o WR, RD & GR	Instructions regarding grant of Fixed Conveyance allowance.
2.	O.M.No.12(4)/2016-E.III.A Dt. 07.07.2017 M/o Finance, Deptt. of Exp.	-	Discontinuance of Family Planning Allowance for adoption of small family norms- recommendation of the 7 th Central Pay Commission.
3.	O.M.No.12/2/2016-E.III.A Dt. 07.07.2017 M/o Finance, Deptt. of Exp.	-	Revision of rates of Non- Practicing Allowance(NPA) in respect of Veterinary posts on the basis of the recommendations of the 7 th Pay Commission.
4.	No.C-18018/16/2017-E.IV Section/1358, dt. August, 2017	D.O.No.J.12012/13/2017-judl Dt. 07.07.2017 M/o Law & Justice, Deptt. of Legal Affairs	Prompt settlement of counsel fee bills- reg.

Encls.: As above.(Enclosures are available at CWC Web Portal(Circular)).



(RAHUL RANBIR SINGH)
Under Secretary

Copy to :

1. PSO to Chairman, CWC,
2. PPS to all Members of CWC,
3. All Chief Engineers in Head(Q) and Field Offices, CWC through Web Portal of CWC(Circular).
4. All Superintending Engineers in Field Offices, CWC through Web Portal of CWC(Circular).
5. PS to Secretary, CWC.
6. PS to Jt. Secretary(F), CWC.
6. Director,E-I, CWC.
7. Account Officer, CWC,
8. All US/All Estt. Sections/Directorates of CWC.

S.No. 24 (R)
CE (HRM)IMMEDIATE
BY HAND
 Secretary
 Dy. No. 2184
 Date 18/7/17
 C.N.C.

A-50013/16/2017-ADMINISTRATION

 Government of India
 Ministry of Water Resources, River Development and
 Ganga Rejuvenation
 (ISO 9001:2008 Certified)

 Shram Shakti Bhawan, Rafi Marg
 New Delhi, the 7th July, 2017
OFFICE MEMORANDUM

Subject: - Instructions regarding grant of Fixed Conveyance allowance.

The undersigned is directed to refer to the Department of Expenditure OM No.19039/2/2008-E.IV dated 23rd September, 2008, and to say that fixed conveyance allowance admissible under SR 25 may be in the range of Rs.1120-3000 (by own car) and in the range of Rs.370 to 850 (by other mode of conveyance).

2. The above rates shall automatically increase by 25% whenever the Dearness Allowance payable on revised pay structure goes up to 50%. This is brought to the notice of all concern officers of the Ministry.

Encl: DOE OM as mentioned above.

 अनु. / Sec. निवे. / Dte.
 डा. सं. / Dy. No. 1525
 दिनांक / Date 22/8/17

 Under Secretary to the Government of India
 Tel. No.23738126

To

1. All Officers/staff of the Ministry.
2. All Divisional Heads/Under Secretaries of the Ministry.
3. PPS to Secretary (MoWR, RD&GR)/PPS to JS(Admin.).
4. Office of Minister/Office of MoS, MoWR, RD&GR.
5. Cash Section, MoWR, RD&GR.

 11/8/17
 Pl. Circulate
 SK. AK

F.No.19039/2/2008-E.IV
Government of India
Ministry of Finance
Department of Expenditure

New Delhi, the 23rd September, 2008

OFFICE MEMORANDUM

Subject : Revision of Conveyance Allowance to Central Government Employees under SR-25.
Recommendations of the Sixth Central Pay Commission.

Consequent upon the acceptance of the recommendation of the Sixth Central Pay Commission and in modifications of this Department's OM No. 19039/3/98-E.IV, dated 18th September, 1998 the President is pleased to revise the rates of Fixed Conveyance Allowance admissible under SR-25 as indicated below:

		<u>Fixed Conveyance</u>	<u>Allowance</u>
Average monthly travel For journeys by own motor car on official duty		For journeys by other modes of conveyance	
		(in Rupees)	(in Rupees)
201-300	Kms	1120	370
301-450	kms	1680	480
451-600	kms	2070	640
601-800	kms	2430	750
Above 800	kms	3000	850

2. These rates shall automatically increase by 25% whenever the Dearness Allowance payable on the revised pay structure goes up by 50%.
3. These orders will be effective from 1st September 2008.
4. In so far as the staff serving in the Audit and Accounts Department are concerned, these orders issue in consultation with the Comptroller & Auditor General of India.
5. Hindi version will follow.

Madhulika P. Sukul
(MADHULIKA P. SUKUL)
Joint Secretary to the Government of India

To

All Ministries/Departments of the Government of India

(119)

शं.ए-50013/16/2017-प्रशा.

भारत सरकार

जल संसाधन, नदी विकास एवं गंगा संरक्षण मंत्रालय

श्रम शक्ति भवन, रफी मार्ग

नई दिल्ली, दिनांक - 07.07.2017

कार्यालय लापन

अधोहस्ताक्षरी को यह कहने का निर्देश दिया गया है कि व्यय विभाग के कार्यालय आदेश सं. 19039/2/2008-E.IV दिनांक 23.09.2008 को संदर्भित करते हुए एस आर 25 के तहत स्वीकृत वाहन भत्ता रु 1120-3000(अपनी कार द्वारा) तथा 370 से 850(वाहन के अन्य माध्य से)

2. उपरोक्त दरों में स्वतः 25 प्रतिशत की वृद्धि होगी जब भी संशोधित वेतन संरचना पर देख भहंगाई भत्ता 50 प्रतिशत तक बढ़ जाएगी। यह मंत्रालय के सभी संबंधित अधिकारियों के ध्यान में लाया गया है।

संलग्न: व्यय विभाग का कार्यालय आदेश जैसा ऊपर उल्लेखित है।

श्री.के.के.के.
(ए.के.के.के.)

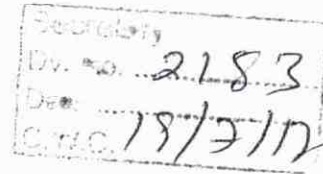
अवर सचिव, भारत सरकार

दूरभाष सं.- 23738126

प्रति:

1. मंत्रालय के सभी अधिकारियों एवं कर्मचारियों।
2. मंत्रालय के सभी प्रभागीय प्रमुख/अवर सचिव।
3. सचिव, जल संसाधन न.वि एवं गं.सं मंत्रालय के पी.पी.एस/ संयुक्त सचिव(प्रशा.) के पी.पी.एस
4. मंत्री के कार्यालय एवं राज्य मंत्री के कार्यालय(जल संसाधन न.वि एवं गं.सं मंत्रालय)
5. रोकड़ अनुभाग, जल संसाधन, नदी विकास एवं गंगा संरक्षण मंत्रालय (दो प्रतियाँ)।

S.No. 25 (12)



F. No. 12/2/2016-EIII.A
Government of India
Ministry of Finance
Department of Expenditure

North Block, New Delhi
7th July, 2017

Office Memorandum

Subject:

Revision of rates of Non-Practising Allowance (NPA) in respect of Veterinary posts on the basis of the recommendations of the 7th Central Pay Commission.

The undersigned is directed to refer to this Ministry's OM No. 7(19)/2008-E-III.A dated 30.8.2008 regarding the existing rates of Non-Practising Allowance (NPA) admissible to veterinary posts under the Central Government and to say that as provided for in para 7 of this Ministry's Resolution No. 1-2/2016-IC dated 25th July, 2016, the question of revision of rates of allowances (except Dearness Allowance) based on the recommendations of the 7th Central Pay Commission was referred to a Committee under the Chairmanship of Finance Secretary and until a final decision thereon, all allowances were required to be paid at existing rates in the existing pay structure (the pay structure based on 6th Pay Commission) as if the pay has not been revised w.e.f. 1st January, 2016. Accordingly, NPA was also required to be paid at the existing rates specified in the aforesaid OM dated 30.8.2008.

2. The decisions of the Government on the revised rates of various allowances based on the recommendations of the 7th Central Pay Commission and in the light of the recommendations of the Committee under the Chairmanship of the Finance Secretary, have since been notified as per the Resolution No. 11-1/2016-IC dated 6th July, 2017.

3. Accordingly, the President is pleased to decide that in modification of the existing rates of NPA as contained in the aforesaid OM dated 30.8.2008, the NPA shall now be paid at the rate of 20% of the basic pay in the revised pay structure in vogue based on the recommendations of the 7th Central Pay Commission, as contained in the CCS(RP) Rules, 2016, subject to the condition that the sum of basic pay and NPA does not exceed Rs. 2,37,500 (Rupees two lakh thirty seven thousand and five hundred only). The following conditions shall regulate the grant of NPA under these orders:

- (i) The term "basic pay" in the revised pay structure shall mean "basic pay" as defined in Rule 3(x) of CCS(RP) Rules, 2016, i.e., "basic pay" in revised pay structure means the pay drawn in the prescribed Level in the Pay Matrix.
- (ii) The NPA shall continue to be treated as pay for the purpose of computation of Dearness Allowance and other allowances, except those allowances in respect of which the applicable orders provide otherwise, including calculation of retirement benefits. Dearness Allowance under these orders shall mean dearness allowance as sanctioned by the Central Government from time to time in the 7th Pay Commission-related pay structure.

NPA shall continue to be restricted to those veterinary posts for which minimum qualification of a Degree of B.V.Sc. & AH with registration in the Veterinary Council of India is required. The following conditions shall also be fulfilled as hitherto:-

- (a) The post is a clinical one.
- (b) The post is a whole time post.
- (c) There is ample scope for private practice, and
- (d) It is necessary to prohibit private practice in public interest.

(121)

4. The revised rate of NPA in terms of these orders shall take effect from 1st July, 2017.

5. These orders will not be applicable in respect of Veterinary posts under the Ministry of Railways, Defence and Department of Atomic Energy for which separate orders will be issued by the concerned administrative Ministry/Department.

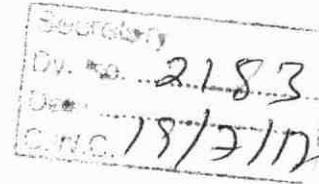
6. Hindi version of these orders is attached.


(Amar Nath Singh)
Director

To,

All Ministries & Departments

S.No. 25 (17)



F. No. 12/2/2016-E.III.A
Government of India
Ministry of Finance
Department of Expenditure

North Block, New Delhi
7th July, 2017

Office Memorandum

Subject: Revision of rates of Non-Practising Allowance (NPA) in respect of Veterinary posts on the basis of the recommendations of the 7th Central Pay Commission.

The undersigned is directed to refer to this Ministry's OM No. 7(19)/2008-E.III.A dated 30.8.2008 regarding the existing rates of Non-Practising Allowance (NPA) admissible to veterinary posts under the Central Government and to say that as provided for in para 7 of this Ministry's Resolution No. 1-2/2016-IC dated 25th July, 2016, the question of revision of rates of allowances (except Dearness Allowance) based on the recommendations of the 7th Central Pay Commission was referred to a Committee under the Chairmanship of Finance Secretary and until a final decision thereon, all allowances were required to be paid at existing rates in the existing pay structure (the pay structure based on 6th Pay Commission) as if the pay has not been revised w.e.f. 1st January, 2016. Accordingly, NPA was also required to be paid at the existing rates specified in the aforesaid OM dated 30.8.2008.

2. The decisions of the Government on the revised rates of various allowances based on the recommendations of the 7th Central Pay Commission and in the light of the recommendations of the Committee under the Chairmanship of the Finance Secretary, have since been notified as per the Resolution No. 11-1/2016-IC dated 6th July, 2017.

3. Accordingly, the President is pleased to decide that in modification of the existing rates of NPA as contained in the aforesaid OM dated 30.8.2008, the NPA shall now be paid at the rate of 20% of the basic pay in the revised pay structure in vogue based on the recommendations of the 7th Central Pay Commission, as contained in the CCS(RP) Rules, 2016, subject to the condition that the sum of basic pay and NPA does not exceed Rs. 2,37,500 (Rupees two lakh thirty seven thousand and five hundred only). The following conditions shall regulate the grant of NPA under these orders:

- (i) The term "basic pay" in the revised pay structure shall mean "basic pay" as defined in Rule 3(x) of CCS(RP) Rules, 2016, i.e., "basic pay" in revised pay structure means the pay drawn in the prescribed Level in the Pay Matrix.
- (ii) The NPA shall continue to be treated as pay for the purpose of computation of Dearness Allowance and other allowances, except those allowances in respect of which the applicable orders provide otherwise, including calculation of retirement benefits. Dearness Allowance under these orders shall mean dearness allowance as sanctioned by the Central Government from time to time in the 7th Pay Commission-related pay structure.

NPA shall continue to be restricted to those veterinary posts for which minimum qualification of a Degree of B.V.Sc. & AH with registration in the Veterinary Council of India is required. The following conditions shall also be fulfilled as hitherto:-

- (a) The post is a clinical one.
- (b) The post is a whole time post.
- (c) There is ample scope for private practice, and
- (d) It is necessary to prohibit private practice in public interest.

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फा.सं.12-2/2016-ई.आ.ए

भारत सरकार

वित्त मंत्रालय

व्यय विभाग

नॉर्थ ब्लॉक, नई दिल्ली

07 जुलाई, 2017

कार्यालय जापन

विषय: सातवें केन्द्रीय वेतन आयोग की सिफारिश के आधार पर पशुचिकित्सा पदों के संबंध में प्रैक्टिस बंदी भत्ते की दरों का पुनरीक्षण।

अधोहस्ताक्षरी को पशुचिकित्सा पदों के लिए स्वीकार्य प्रैक्टिस बंदी भत्ते की विद्यमान दरों के संबंध में इस मंत्रालय के दिनांक 30.08.2008 के का.जा.सं.7(19)/2008-ई-आ.ए का संदर्भ लेने और यह कहने का निदेश हुआ है कि इस मंत्रालय के 25 जुलाई, 2016 के संकल्प संख्या 1-2/2016-आईसी के पैरा 7 में किए गए प्रावधान के अनुसार, सातवें केन्द्रीय वेतन आयोग की सिफारिशों पर आधारित भत्तों (मंहगाई भत्ते को छोड़कर) की दरों के पुनरीक्षण का मामला वित्त सचिव की अध्यक्षता में गठित एक समिति को भेजा गया था और उन पर अंतिम निर्णय लिए जाने तक सभी भत्तों का भुगतान विद्यमान वेतन संरचना (छठे वेतन आयोग पर आधारित वेतन संरचना) में विद्यमान दरों पर इस तरह किया जाना था मानो वेतन 01 जनवरी, 2016 से पुनरीक्षित ही न किया गया हो। तदनुसार, प्रैक्टिस बंदी भत्ते का भुगतान भी दिनांक 30.08.2008 के उक्त कार्यालय जापन में विनिर्दिष्ट विद्यमान दरों पर किया जाना था।

2. सातवें केन्द्रीय वेतन आयोग की सिफारिशों के आधार पर और वित्त सचिव की अध्यक्षता में गठित समिति की सिफारिश के आलोक में विभिन्न भत्तों की पुनरीक्षित दरों के संबंध में सरकार का विनिश्चय दिनांक 06.07.2017 के संकल्प संख्या 11-1/2016-आईसी के अनुसार अधिसूचित कर दिया गया है।

3. तदनुसार, राष्ट्रपति यह विनिश्चय करते हैं कि दिनांक 30.08.2008 के उक्त कार्यालय जापन में यथा-उल्लिखित प्रैक्टिस बंदी भत्ते की वर्तमान दरों का उपांतरण करते हुए, प्रैक्टिस बंदी भत्ते का भुगतान अब सातवें केन्द्रीय वेतन आयोग की सिफारिशों के आधार पर प्रचलित पुनरीक्षित वेतन संरचना में मूल वेतन के 20% की दर पर किया जाएगा जैसा कि केन्द्रीय सिविल सेवा (पुनरीक्षित वेतन) नियमावली, 2016 में उल्लेख है, बशर्ते कि मूल वेतन और प्रैक्टिस बंदी भत्ते का जोड़ 2,37,500 रुपए (दो लाख सैंतीस हजार पांच सौ रुपए मात्र) से अधिक न हो। निम्नलिखित शर्तें इन आदेशों के तहत प्रैक्टिस बंदी भत्ते की मंजूरी को विनियमित करेंगी:

- (i) पुनरीक्षित वेतन संरचना में "मूल वेतन" शब्द का अभिप्राय केन्द्रीय सिविल सेवा (पुनरीक्षित वेतन) नियमावली, 2016 के नियम 3(x) में यथा-परिभाषित "मूल वेतन" से होगा अर्थात्

अमरनाथ सिंह

पुनरीक्षित वेतन संरचना में "मूल वेतन" का अभिप्राय वेतन मैट्रिक्स में निर्धारित लेवल में आहरित वेतन से है।

(ii) प्रैक्टिस बंदी भत्ते को सेवानिवृत्ति लाभों की गणना के साथ-साथ महंगाई भत्ते और अन्य भत्तों, जिनमें वे भत्ते शामिल नहीं हैं जिनके संबंध में लागू आदेशों में अन्यथा प्रावधान हैं, की गणना के प्रयोजन से वेतन माना जाता रहेगा। इन आदेशों के तहत महंगाई भत्ते का अभिप्राय सातवें वेतन आयोग की संबंधित वेतन संरचना में केन्द्र सरकार द्वारा समय-समय पर यथा-स्वीकृत महंगाई भत्ते से है।

(iii) प्रैक्टिस बंदी भत्ता उन पशुचिकित्सा पदों तक सीमित बना रहेगा जिनके लिए पशुचिकित्सा परिषद् में पंजीकरण के साथ पशुचिकित्सा विज्ञान एवं पशुपालन स्नातक (बी.वी. एससी. एवं एएच) की उपाधि की न्यूनतम अर्हता अपेक्षित है। निम्नलिखित शर्तों को भी पूरा किया जाएगा जैसा कि अब तक किया जाता था:

(क) यह पद नैदानिक पद है।

(ख) यह पद पूर्णकालिक पद है।

(ग) निजी प्रैक्टिस की प्रचुर संभावना है, और

(घ) जनहित में निजी प्रैक्टिस को प्रतिबंधित करना आवश्यक है।

4. इन आदेशों के अनुसार प्रैक्टिस बंदी भत्ते की पुनरीक्षित दर 01 जुलाई, 2017 से लागू है।

5. ये आदेश रेल मंत्रालय, रक्षा मंत्रालय और परमाणु ऊर्जा विभाग के अंतर्गत पशु-चिकित्सा पदों के संबंध में लागू नहीं होंगे और उनके लिए संबंधित मंत्रालय/विभाग द्वारा आदेश अलग से जारी किए जाएंगे।

अमरनाथ सिंह

(अमर नाथ सिंह)

निदेशक

सेवा में

सभी मंत्रालय एवं विभाग आदि।

CE/HRM

2182
18/7/17

No.12(4)/2016-EIII.A
Government of India
Ministry of Finance
Department of Expenditure



North Block, New Delhi
7th July, 2017

Office Memorandum

Subject: Discontinuance of Family Planning Allowance for adoption of small family norms- recommendation of the 7th Central Pay Commission.

The undersigned is directed to refer to this Ministry's OM No. 7(20)/2008-E-III.A dated 24.9.2008 regarding the existing rates of Family Planning Allowance (FPA) admissible to Central Government employees and to say that as provided for in para 7 of this Ministry's Resolution No. 1-2/2016-IC dated 25th July, 2016, the matter regarding allowances (except Dearness Allowance) based on the recommendations of the 7th Central Pay Commission was referred to a Committee under the Chairmanship of Finance Secretary and until a final decision thereon, all allowances were required to be paid at the existing rates in the existing pay structure (the pay structure based on 6th Pay Commission) as if the pay has not been revised w.e.f. 1st January, 2016. Accordingly, FPA was also required to be paid at the existing rates specified in the aforesaid OM dated 24.9.2008.

2. The decisions of the Government on various allowances based on the recommendations of the 7th Central Pay Commission and in the light of the recommendations of the Committee under the Chairmanship of the Finance Secretary, have since been notified as per the Resolution No. 11-1/2016-IC dated 6th July, 2017

3. As mentioned at Sl. No. 60 of the Appendix -II of the said Resolution dated 6th July, 2017, the recommendation of the 7th Central Pay Commission to abolish Family Planning Allowance has been accepted and this decision is effective from 1st July, 2017. Accordingly, FPA Family Planning Allowance, as admissible hitherto, shall cease to exist in all cases

4. These orders shall take effect from 1st July, 2017 and hence Family Planning Allowance shall stand discontinued w.e.f. 1st July, 2017.

5. In their application to the employees serving in the Indian Audit & Accounts Department, these orders are issued in consultation with the Office of C&AG.

6. Hindi version of these orders is attached.

Signature

(Annie George Mathew)
Joint Secretary to the Government of India

EV अनु. / Sec. / दि. / डि.
डा. स. दि. नं. 1436
दिनांक / Date 31/8/17

All Ministries & Departments

फा.सं.12(4)/2016-ई.आई.ए

भारत सरकार

वित्त मंत्रालय

व्यय विभाग

नॉर्थ ब्लॉक, नई दिल्ली

07 जुलाई, 2017

कार्यालय जापन

विषय: छोटे परिवार का मानदण्ड अपनाए जाने पर लागू परिवार नियोजन भत्ते को बंद किया जाना - सातवें केन्द्रीय वेतन आयोग की सिफारिश।

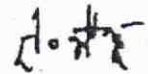
अधोहस्ताक्षरी को केन्द्र सरकार के कर्मचारियों के लिए स्वीकार्य परिवार नियोजन भत्ते की विद्यमान दरों के संबंध में इस मंत्रालय के दिनांक 24.09.2008 के का.जा.सं.7(20)/2008-ई.आई.ए का संदर्भ लेने और यह कहने का निदेश हुआ है कि इस मंत्रालय के 25 जुलाई, 2016 के संकल्प सं. 1-2/2016-आईसी के पैरा 7 में किए गए प्रावधान के अनुसार, सातवें केन्द्रीय वेतन आयोग की सिफारिशों पर आधारित भत्तों (मंहगाई भत्ते को छोड़कर) का मामला वित्त सचिव की अध्यक्षता में गठित एक समिति को भेजा गया था और उन पर अंतिम निर्णय लिए जाने तक सभी भत्तों का भुगतान विद्यमान वेतन संरचना (छठे वेतन आयोग पर आधारित वेतन संरचना) में विद्यमान दरों पर इस तरह किया जाना था मानो वेतन 01 जनवरी, 2016 से पुनरीक्षित ही न किया गया हो। तदनुसार, परिवार नियोजन भत्ते का भुगतान भी दिनांक 24.09.2008 के उक्त कार्यालय जापन में विनिर्दिष्ट विद्यमान दरों पर किया जाना था।

2. सातवें केन्द्रीय वेतन आयोग की सिफारिशों के आधार पर और वित्त सचिव की अध्यक्षता में गठित समिति की सिफारिश के आलोक में विभिन्न भत्तों के संबंध में सरकार का विनिश्चय 06 जुलाई, 2017 के संकल्प संख्या 11-1/2016-आईसी के अनुसार अब अधिसूचित कर दिया गया है।

3. जैसा कि 06 जुलाई, 2017 के उक्त संकल्प की परिशिष्ट-II के क्रम सं. 60 में उल्लेख किया गया है, परिवार नियोजन भत्ता समाप्त करने की सातवें केन्द्रीय वेतन आयोग की सिफारिश स्वीकार कर ली गई है और यह निर्णय 01 जुलाई, 2017 से प्रभावी है। तदनुसार, अब तक यथा-स्वीकार्य परिवार नियोजन भत्ता सभी मामलों में बंद हो जाएगा।

4. ये आदेश 01 जुलाई, 2017 से लागू हैं और इसीलिए परिवार नियोजन भत्ता 01 जुलाई, 2017 से बंद हो गया है।

5. जहां तक भारत के लेखापरीक्षा एवं लेखा विभाग में सेवारत कर्मचारियों पर इन आदेशों की प्रयोज्यता का संबंध है, ये आदेश नियंत्रक एवं महालेखा परीक्षक के कार्यालय के परामर्श से जारी किए गए हैं।



(एनी जॉर्ज मैथ्यू)

संयुक्त सचिव, भारत सरकार

सेवा में

सभी मंत्रालय एवं विभाग आदि।

No. C-18018/16/2017-E-IV Section /1358

Government of India
Ministry of Water Resources, River Development
& Ganga Rejuvenation

BY SPEED-POST

Shram Shakti Bhawan, Rafi Marg,
New Delhi, dated the August, 2017

To

1. The Chairman, CWC, Sewa Bhawan, R.K. Puram, New Delhi-110066
2. The Chairman, Brahmaputra Board, Basistha, Guwahati-781029
3. The Chairman, Ganga Flood Control Commission, Sinchai Bhawan, Patna-800015
4. The General Manager, FBP, P.O-Farakka Barrage, Distt-Murshidabad, West Bengal-742212
5. The Director, National Institute of Hydrology, Jalvigyan Bhawan, Roorkee-247667
6. The CMD, WAPCOS Ltd. 26 Kailash, 5th Floor, Kasturba Gandhi Marg, N.D-110001
7. The Director, CWPRS, Khadakwasla, Pune-411024
8. The Chairman, Upper Yamuna River Board, Wing-4, West Block-1, Ground Floor, R.K. Puram, New Delhi-110066
9. The Chairman, Tungabhadra Board, P.O Tungabhadra Dam, Taluk Hospet, District Bellary, Karnataka-583225
10. The Director General, NWDA, 18-20 Community Centre, Saket, New Delhi-110017
11. The Executive Member, Narmada Control Authority, Narmada Sadan, Sector-B, Scheme No.74, Vijay Nagar, Indore-452010 (MP)
12. The Chairman & Managing Director, NPCC Ltd., Plot No-148, Sec.-44, Gurugram-122022 (Haryana)
13. The Secretary, Sardar Sarovar Construction Advisory Committee, A-Block, 4th Floor, Narmada Bhawan, Indira Avenue, Vadodara-390001
14. The Director, CSMRS, olof palme Marg, Hauz Khas, New Dehi-110016
15. The Chairman, CGWB, Jamnagar House, Man Singh Raod, N.D-110011
16. The Secretary, Betwa River Board, Nandanpura, Jhansi-284003
17. Director General, National Mission for Clean Ganga, 1st Floor, Major Dhyan Chand National Stadium, India Gate, New Delhi-110002.
18. The Director, North Eastern Regional Institute of Water and Land Management (NERIWALM) P.O. Kaliabhomora – 784027, Dolabari, Tezpur, Assam.
19. The Secretary, BCB, Bansagar Colony, Rewa, M.P. 486005.
20. The CEO, Polavaram Project Authority, KG Bhawan, A. C. Guards, Hyderabad.
21. The Chairman, Krishna River Management Board, 5th floor, Jalasoudha, ErrumManzil, Hyderabad.
22. The Chairman, Godavari River Management Board, 5th floor, Jalasoudha, ErruManzil, Hyderabad.

Subject: Prompt settlement of counsel fee bills. – reg.

Sir,

I am directed to forward herewith a copy of D.O letter No. J- 12012/13/2017-Judl dated 07.08.2017 received from Law Secretary, Ministry of Law & Justice, Department of Legal

This pertains to US(E-IV), Sir

Dir(E-IV)

EN. अनु. / Sec. / निदे. / Dto.
डा. स. / Dy. No. 2552
दिनांक / Date 22/8/17

US
21/8/17

US
21/8/17

DOE II

21/8/17

S.A.K.

(127)
affairs on the above mentioned subject for information and strict compliance. A compliance report may also be furnished to this Ministry at email soe4- mowr@nic.in for sending a consolidated report to Department of Legal Affairs, Ministry of Law & Justice.

Enc. As above

Yours faithfully,



(Arun Kumar)

Under Secretary to the Govt. of India

Tel: 011-23716894

Email: usbm-mowr@nic.in

Copy also for compliance to :- All Divisional Heads of MoWR, RD & GR.

474956/रा/सु

SURESH CHANDRA

विधि सचिव
Law Secretary



भारत सरकार
विधि और न्याय मंत्रालय
विधि कार्य विभाग
GOVERNMENT OF INDIA
MINISTRY OF LAW & JUSTICE
DEPARTMENT OF LEGAL AFFAIRS

5/5

7th August, 2017

D.O.No.J-12012/13/2017-Judl

Dear Secretary,

It has been brought to my notice that there have been instances of inordinate delay in settlement of counsel fee bills, resulting in avoidable grievances from the counsel on various fora, including filing of petitions before the Courts, by the counsel concerned.

2. Two such cases have been filed in the High Court of Punjab & Haryana, in which the Hon'ble High Court has taken a serious view in the matter and observed as under:

"A larger question also arises whether in the eventuality, bills are cleared by the Government department/public sector undertakings after inordinate delay, appropriate interest/penal interest is required to be paid; whether non-payment of fee bills amounts to infringement of right to life and livelihood; whether in such cases responsibility of the concerned officials is required to be fixed and interest/penal interest is liable to be deducted from the salary of such officials."

3. While the matter is now listed for 9th August 2017, in the meanwhile, the Hon'ble High Court has directed the Assistant Solicitor General of India, *inter alia*, to seek instructions regarding the status of pending bills and whether any policy can be framed for settling this issue once and for all.

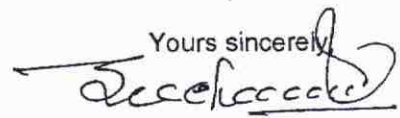
4. This Department has in the past issued guidelines, wherein all the Ministries/Departments have been requested to ensure prompt payment of fee to the counsel (OM No.34(1)/2010-Judicial dated 8.12.2010). It is felt that if there is an inordinate delay in the settlement of counsel fee bills, Courts may come down heavily on the Government thereby inviting harsh strictures and directions.

5. I shall be grateful if you can sensitize your officers that settlement of counsel fee bills are prompt and within a reasonable time, in any case not beyond a month's time from the date of submission of bills by the counsel concerned. It is also requested that if any officer is found negligent in processing counsel fee bills, the administrative Ministry may consider taking appropriate action against him/her in accordance with the rules.

6. I shall be grateful if these instructions can be brought to the notice of all Departments/PSUs under your administrative control.

With regards,

Yours sincerely,


(SURESH CHANDRA)

Secretaries to all Ministries/ Departments

चतुर्थ तल, शास्त्री भवन, डा. राजेन्द्र प्रसाद रोड, नई दिल्ली-110 001

4th Floor, Shastri Bhawan, Dr. R.P. Road, New Delhi-110 001

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