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L-19016/01/2018-Jus.
Government of India
Ministry of Law and Justice
Department of Justice

Jaisalmer House, Man Singh Road,
New Delhi Dated: 21st April, 2023

To,

1. Accountants General,
All States and U.T. of Chandigarh.
2. Pay and Accounts Officer,
Supreme Court of India, New Delhi.
3. Pay and Account Officer, No. XIV,
Government of NCT of Delhi.
Fire Station Building, Shankar Road, New Delhi.
4. Directorate of Pension & Provident Fund,
Gujarat State,
Block No. 17, Dr. Jivaraj Mehta Complex,
Old Sachivalaya, Gandhinagar.

Subject:- Grant of Dearness Relief to the retired Judges of Supreme Court/High Courts and family pensioners of such Judges- revised rates effective from 01.01.2023.

Sir,

I am directed to refer to this department's letter of even number dated 20th October, 2023 on the above subject and to say that consequent upon grant of further Dearness Relief (DR) on pension/family pension to the employees of Central Government and Central Autonomous Bodies vide Department of Pension & Pensioners Welfare's O.M. No. 42/04/2023- P&PW(D) dated 06.04.2023 (Copy enclosed), it has been decided that retired Judges of Supreme Court/High Courts and family pensioners of such Judges would be entitled to Dearness Relief on pension/family pension at the rate of 42% of the basic pension/family pension (including additional pension/ family pension) with effect from 1st January, 2023.

2. The payment on account of Dearness Relief involving a fraction of a rupee shall be rounded to the next higher rupee.

3. The provision governing grant of Dearness Relief to pensioners such as regulation of dearness relief during employment/re-employment, regulation of dearness relief where more than one pension is drawn etc., will remain unchanged.

4. Other provisions contained in this Department's letter No. L-19016/3/97-Jus. dated 13th January, 1999 will remain unchanged.

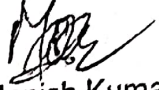
5. Accountant Generals/Pay and Accounts Officers are requested to arrange payment of dearness relief to the pensioners on the basis of the aforesaid instructions as per the procedure adopted by the Department of Pension & Pensioners' Welfare without any further delay.

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6. This issues with the concurrence of Joint Secretary and Financial Advisor (Law) vide Note No. 107 dated 17.04.2023 (e-file no. 3834) and approval of Secretary (Justice) vide Note No. 111 dated 19.04.2023.

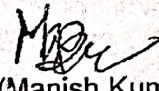
Yours faithfully,


(Manish Kumar)

Under Secretary to the Govt. of India.

Copy to:-

1. Chief Secretary, All States/Govt. of NCT of Delhi and Chandigarh Administration.
2. Secretary General, Supreme Court of India, New Delhi.
3. Registrar Generals, All High Courts.
4. O/o Comptroller and Auditor General of India, Bahadurshah Zafar Marg, New Delhi.
5. Joint Secretary (Pers.), Department of Expenditure, North Block, New Delhi.
6. Joint Secretary, Department of Pension & Pensioners' Welfare, Lok Nayak Bhawan, Khan Market, New Delhi-3.
7. Reserve Bank of India Department of Government & Bank Accounts Central Office, 4th Floor, Byculla Office Building, Opp. Mumbai Central Station, Byculla, Mumbai- 400008.
8. Chairman to all authorized Bank's Head Offices/Regional office of the State Government.
9. Budget and Accounts Section, M/o Law and Justice, Shastri Bhawan, New Delhi.
10. Cabinet Secretariat, Rashtrapati Bhawan, New Delhi.
11. Pay and Accounts Officer, Central Pension Accounting Office, Trikot-II, Bhikaji Cama Place, R.K. Puram, New Delhi-110066.
12. Director, NIC- with the request to get the circular uploaded in the website of this Department.
13. Guard File.


(Manish Kumar)

Under Secretary to the Govt. of India.

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No. 42/04/2023-P&PW(D)
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Pension & Pensioners' Welfare

8th Floor, B-Wing, Janpath Bhavan,
Janpath, New Delhi - 110001
Date:- 06th April, 2023

OFFICE MEMORANDUM

Sub: Grant of Dearness Relief to Central Government pensioners/family pensioners – Revised rate effective from 01.01.2023.

The undersigned is directed to refer to this Department's OM No. 42/07/2022-P&PW(D) dated 08.10.2022 on the subject mentioned above and to state that the President is pleased to decide that the Dearness Relief admissible to Central Government Pensioners/Family Pensioners shall be enhanced from the existing rate of 38% to 42% of the basic pension/family pension (including additional pension/family pension) w.e.f 01.01.2023.

2. These rates of DR will be applicable to the following categories:-

- (i) Civilian Central Government Pensioners/Family Pensioners including Central Govt. absorbee pensioners in PSU/Autonomous Bodies in respect of whom orders have been issued vide this Department's OM No. 4/34/2002-P&PW(D) Vol. II dated 23.06.2017 for restoration of full pension after expiry of commutation period of 15 years.
- (ii) The Armed Forces Pensioners/Family Pensioners and Civilian Pensioners/Family Pensioners paid out of the Defence Service Estimates.
- (iii) All India Service Pensioners/Family Pensioners.
- (iv) Railway Pensioners/Family Pensioners.
- (v) Pensioners who are in receipt of provisional pension.
- (vi) The Burma Civilian Pensioners/Family Pensioners and Pensioners/families of displaced Government Pensioners from Burma/ Pakistan, in respect of whom orders have been issued vide this Department's OM No. 23/3/2008-P&PW(B) dated 11.09.2017.

3. The payment of Dearness Relief involving a fraction of a rupee shall be rounded off to the next higher rupee.

4. Other provisions governing grant of DR in respect of employed family pensioners and re-employed Central Government Pensioners will be regulated in accordance with the provisions contained in Rule 52 of CCS (Pension) Rules, 2021 and this Department's OM No. 45/73/97-P&PW (G) dated 2.7.1999 as amended from time to time. The provisions relating to regulation of DR where a pensioner is in receipt of more than one pension will remain unchanged.

5. In the case of retired Judges of the Supreme Court and High Courts, necessary orders will be issued by the Department of Justice separately.

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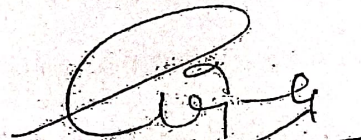
6. It will be the responsibility of the pension disbursing authorities, including the nationalized banks, etc. to calculate the quantum of DR payable in each individual case.

7. The offices of Accountant General and authorised Pension Disbursing Banks are requested to arrange payment of Dearness Relief to Pensioners/Family Pensioners on the basis of these instructions without waiting for any further instructions from the Comptroller and Auditor General of India and the Reserve Bank of India in view of letter No. 528-TA, II/34-80-II dated 23/04/1981 of the Comptroller and Auditor General of India addressed to all Accountant Generals and Reserve Bank of India Circular No. GANB No. 2958/GA-64 (ii) (CGL)/81 dated the 21st May, 1981 addressed to State Bank of India and its subsidiaries and all Nationalised Banks.

8. In so far as the persons serving in Indian Audit and Accounts Department are concerned, these orders are issued in consultation with the Comptroller and Auditor General of India, as mandated under Article 148(5) of the Constitution of India.

9. This issues in accordance with the Ministry of Finance, Department of Expenditure's OM No. 1/1/2023-E.II(B) dated 03.04.2023.

Hindi version will follow.



(Rajendra Kumar Dutta)

Under Secretary to the Government of India

1. All Ministries/Departments of the Government of India (as per standard distribution list).
2. Chief Secretaries and AGs of all States/UTs.
3. CMDs/CPPCs of all authorised Pension Disbursing Banks
4. C&AG of India, UPSC, etc. as per standard endorsement list.
5. Reserve Bank of India (RBI) for Information.