



Personnel and Administrative
Reforms (FR-I) Department,
Secretariat,
Chennai – 600 009.
மன்மத - ஆடி 11,
திரவள்ளூர் ஆண்டு-2046.

Letter No.29046/FR-I/2015-1, dated 27.07.2015

From
Thiru P.W.C. Davidar, I.A.S.,
Principal Secretary to Government (I/c).

To
All Secretaries to Government,
All Departments of Secretariat,
Chennai – 600 009.

Sir / Madam,

Sub: Fundamental Rules – Temporary Promotions –
Re-fixation of pay as per ruling (4) under FR 22 (B) –
Requested – Reg.

I am directed to state that during the past few years, some of the posts in the Secretariat viz., Senior Typist, Senior Personal Clerk, Assistant Section Officer, Personal Assistant, Private Secretary, etc., and also in some higher category of posts were initially filled up by giving temporary promotions and subsequently their services were regularised. Such regularisations were made with effect from the date of initial temporary appointment to the respective post in respect of some individuals and in respect of some other individuals, their services were regularised with effect from a date subsequent to the date of their initial temporary appointments, in accordance with the existing service rules / instructions.

2) In this connection, I am to invite your kind attention to the ruling (4) under FR 22 (B), wherein it has been stated among others that "in cases where the services of a person are regularised from a date subsequent to the date of initial temporary appointment/promotion, his pay shall be refixed in the higher post under Fundamental Rule 22-B with effect from the date of regularisation of services in the higher post and increments, if any, granted, revised. The excess pay drawn due to the initial fixation under Fundamental Rule 22-B on temporary promotion/appointment, shall not be recovered in such cases or in cases where he is reverted to the lower post subsequently or if the person ceased to hold the higher post due to retirement or for any other reason".

3) In spite of the above clear rule provision, it has been noticed in some cases that some Departments have not taken any action to re-fix the pay of such individuals whose services were regularised with reference to subsequent date from his initial temporary appointment and the same will be considered as wrong fixation which is against the above rule provision. Further, without re-fixing their pay as per the above rulings, in the posts concerned, some of the Departments have issued further orders fixing their pay in the next higher post by taking into account of such wrongly fixed pay in the lower post, which is also against the provision of Fundamental Rules.

4) I am, therefore, to request you to instruct the Office Procedure (OP) section and review the fixation orders already issued to the staff of your Department who were temporarily promoted to any of the post and whose services were regularised on a subsequent date of their initial temporary appointment and revise the same in accordance with ruling (4) under FR 22 (B).

5) I am also to request you to adhere to the provisions of Fundamental Rules strictly without any deviations in future.

Your faithfully,

Yours faithfully,

M. Radharam
27/7/15

for Principal Secretary to Government (i/c)

Copy to:

1. The Personnel and Administrative Reforms (FR-IV / U / H / Q) Department, Secretariat, Chennai-600 009.
2. The Pay and Accounts Officer, Secretariat, Chennai-600 009.
3. The Accountant General, Chennai-600 009/18.
4. Stock File / Spare Copy.

YKR
27/7/15

As Secretary to Government
and Departments of Tamil Nadu
Chennai - 600 009

Sir / Madam,

Only by order

Signature

in the Secretariat, S. O. Officer, Person in charge of category of post, and subsequently, the person who is appointed to the post, respectively posted to the post, and to the Government of Tamil Nadu.

Order of the Secretary to Government, Tamil Nadu.

and of the Government of Tamil Nadu.