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Political & Services Department.

No.Sc/5-3/73 910 (115) Gen. Dhubaneswar the 18th January, '74.

To

All Departments of Government
All Heads of Departments/ All Collectors.

Sub:- Service benefits to Civil Engineers and Doctors who undergo training for 4 years in Short Service Regular Commission in the Army under the Compulsory Service Liability Scheme.

The State Government have had under consideration the question of allowing concessions in the matter of pay, leave and pension etc., to the Civil Engineers as well as Doctors who served under Compulsory Service Liability Scheme in Short Service Regular Commission and reverted to their civil posts under the State Government from time to time.

2. The Compulsory Service Liability Scheme for Short Service Regular Commission introduced by Government of India, Ministry of Defence came into force during the year 1965 and continued onwards. The terms of the Commission under the Compulsory Liability Scheme was for a period of 4 years. The personnel who were inducted to the Short Service Regular Commission were allowed various concession such as, pay, leave and pension, etc., which are regulated in terms of the Special Army Instructions issued by the Government of India, Ministry of Defence. Paragraph 18 of the Special Army Instructions regarding Short Service Regular Commission provides that lien of an officer on the civil appointment, protection of civil pay, leave, provident fund benefits and other rights accruing in the civil employment will be regulated in accordance with the orders issued on that behalf by the Ministry of Home Affairs in the case of Central Government employees and by the respective State Governments in respect of their employees. The period of SSRC will count for increments of civil pay, promotion, pension and gratuity in civil appointment.

3. After careful consideration it has been decided that the Civil Engineers and Doctors of the State Government who have served under Compulsory Service Liability Scheme in Short Service Regular Commission shall on their return to the civil employment be entitled to the above concessions after being released from the Short Service Regular Commission which will be regulated in accordance with the principles laid down in the Annexure attached herewith.

4. It is requested that the above decision of Government may be brought to the notice of all Government servants serving in the Department/Heads of Departments/District Offices and all appointing authorities under the State Government.

JOINT SECRETARY TO GOVERNMENT.

Copy No. 911 / Gen. Dhubaneswar the 18th January '74.
Copy with enclosures forwarded to the Accountant General, Dhubaneswar for information.

Joint Secretary to Government.

ANNEXURE

Service benefits to the State Government employees on their release from Short Service Regular Commission in the Army under the Compulsory Service Liability Scheme.

1. Retention of Lien - (a) All Civil Engineers and Doctors who are permitted to undergo training for 4 years in the Short Service Regular Commission in the Army under the Compulsory Service Liability Scheme will be allowed to retain lien in their civil posts during period of their absence on SSRC to enable them to return to their civil posts on release from Short Service Regular Commission.
 - (b). Under the Orissa Service Code Rules a lien on the post temporarily held by a Civil Government servant cannot be granted. It has been decided that a temporary Civil Government servant who is permitted to undergo training in the Short Service Regular Commission under the Compulsory Service Liability Scheme should, if he so applies, be permitted to return to his civil post on release from the SSRC provided the temporary post held by him continues to exist at that time. Where the temporary post is not in existence at the time of his return from the Short Service Regular Commission, he will be absorbed in a similar post in preference to other candidates. The period of SSRC will count towards his total length of service and his seniority in the post in which he is absorbed on release from Short Service Regular Commission.
 - (c). If during the period of his training in the Short Service Regular Commission, the temporary post which was held by a Civil Engineer/Doctor is made permanent, the claim of the incumbent for confirmation against the post will be protected. Only on his declining to be confirmed against the post prior to his release that an officer can be confirmed against it. On his return to this post after his release, he will be confirmed against the post.
2. Promotion - (a) During the period of such Short Service Regular Commission normal aspects of promotion of the incumbent shall all be protected as a result of which the Government servant concerned will be entitled to proforma promotion in his parent Department and also to seniority in the higher post to which he would otherwise have been entitled, if he had not proceeded on Short Service Regular Commission.
 - (b). 25 per cent of the posts falling vacant and which are to be filled up by promotion, selection and transfer every year, shall be kept reserved for such personnel. These may be filled up by temporary promotions to meet the immediate requirements of the work but these are to be reserved to be filled up ultimately by those returning after their satisfactory performance in the Short Service Regular Commission in the Army.
3. Pay - (a) The Civil Engineers/Doctors who are permitted to undergo training in the Short Service Regular Commission shall be entitled to draw during the period of SSRC the civil rates of pay and allowances which would be admissible to them from time to time, had they not proceeded on Short Service Regular Commission under the Compulsory Service Liability Scheme or the Army rates of pay and allowances which is higher.
 - (b). Where the civil rates of pay and allowances are admissible, the difference between those rates and the Army rates will be paid by Defence Authority and the debit thereof will subsequently be raised against the Civil Government servant concerned.
4. Provident Fund - The officer permitted to undergo training in the Short Service Regular Commission in the Army under the Compulsory

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Service Liability Scheme while so employed and subject to the condition stated below retains his rights or liability as the case may be of subscribing in accordance with the rules of the fund concerned to any Provident Fund of which he is a member.

While on Short Service Regular Commission in the Army, subscriptions to the Provident Fund and the Government contributions towards the account of a subscriber to the contributory Provident Fund will be calculated on the basis of the Government servants' emoluments. The Government contribution were payable towards the Provident Fund Account of a subscriber during the period of SSRC will form a charge against the Defence Service estimates. Those estimates will, however, be entitled to a refund of the whole amount charged thereto on this account or of a portion thereof as the case may be in any individual case in which the whole of the Government contribution with interest thereof or a fraction thereon is withheld under relevant rule of the Contributory Provident Fund Rules.

5. Leave - A permanent Civil Engineer/Doctor is permitted to join training in the Short Service Regular Commission in the Army under the Compulsory Service Liability Scheme shall be allowed to earn leave during the period of SSRC of 4 years according to the State Leave Rules applicable to him before his transfer to the said service in the Army. The amount of leave actually taken by such person while in the Short Service Regular Commission in the Army shall be deducted from his civil leave account. Any case of excess consumption of leave during the period of SSRC shall be condoned, but if the leave taken during the period of such service is less than the leave earned during that service according to the Civil Leave Rules, the balance will be credited to their Civil Leave Account.

The Temporary Government servants during the period of Short Service Regular Commission will be governed by the Army Leave Rules in all respects.

In all cases the leave salary in respect of leave actually taken while in SSRC will be paid by the Defence Authorities and no leave salary contribution shall be demanded by the State Government from the Ministry of Defence.

6. Pension - The period of SSRC will count for pension in full in the case of permanent Government servants subject to the usual conditions relating to the reckoning of qualifying service. In the case of temporary Government servants, the period will also count subject to the usual conditions on confirmation in a permanent post under the State Government.

7. Fixation of initial pay - (a) When a Civil Engineer/Doctor after completion of Short Service Regular Commission is appointed to a permanent or temporary post outside his parent department or cadre the service rendered by him in the SSRC in the Army shall be taken into account in fixing his initial pay in the new post, provided that he may reserve his choice for such concession in the next higher post.

(b). If such Government servant reverts to the same post which he held prior to joining the training in the Short Service Regular Commission in the Army or to any other post in his parent office held by him by proforma promotion while in such service, he may reserve his choice for the next higher post.

(c). The concession of counting SSRC service for fixation of initial pay is admissible once only at the choice of the Government servant and the option once exercised is irrevocable. If any one reserves his choice for the next higher post, he should exercise his option within three months from the date of joining such post.