

GOVERNMENT OF ORISSA  
POLITICAL & SERVICES DEPARTMENT

No. 11177(119)—2R/I-3/76-Gen.

Bhubaneswar, dated the 9th June 1976

To

All Departments of Government/Heads of Departments/Collectors

Subject—Service benefits of Civil Government servants who are permitted to take up military service during present emergency.

The undersigned is directed to say that various concessions based on similar concessions allowed by the Government of India, were allowed in the Political & Services Department Memo. No. 6225(88)—2R/1-20/63-Gen., dated the 2nd May 1963 to persons who volunteered for military service during the last emergency at the time of the Chinese aggression in the matter of pay, seniority, promotion, leave, pension and retention of lien, etc. Such concessions were available during the said emergency i.e., the 26th October 1962 to the 10th January 1968 to employees as well as outsiders who joined Approved Military Service, i. e., service in the Armed Forces( Territorial Army on mobilisation Auxiliary Air Force, Indian Naval Reserve, Indian Naval Volunteer Reserve and Military Police and Armed Force Reserve in Service in Frontier States.

After declaration of the current emergency on the 3rd December 1971 commencing with the Indo-Pak War, 1971, the Government of India have extended the concessions with modifications and elaborations as necessary to their employees including those under Corporations and Public Undertakings owned or controlled by them, for joining Military Service during the emergency. The Government of India have requested the State Government to consider adoption of similar concessions in respect of their employees including employees of Corporations and Public Undertakings of State Government for protection of service conditions of such employees till the emergency is in force.

The question of extending similar concessions to State Government employees who join in the Approved Military Service during the current emergency was under consideration of Government for some time past. After due consideration it has been decided that the concessions allowed by the Government of India to their employees as reproduced in the enclosed *Appendices* shall, *mutatis mutandis*, be applicable for regulating service conditions of all State Government employees who join the Approved Military Service during the current emergency. For Corporations and Public Undertakings under the State Government the Administrative Departments are requested to issue necessary orders.

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

Sd. R. C. PATRA

Additional Secretary to Government

Memo. No. 11178-Gen.

Dated the 9th June 1976

Copy forwarded to the Under-Secretary to the Government of India, Cabinet Secretariat, Department of Personnel and Administrative Reforms, New Delhi, for information with reference to his letter No. 39011/1/75-Ests (C), dated the 13th March 1975, addressed to the Chief Secretaries of all State Governments.

Sd. R. C. PATRA

Additional Secretary to Government

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Memo. No. 11179-Gen.

Dated the 9th June 1976

Copy with copies of enclosures forwarded to the Accountant-General, Orissa for information.

Sd. R. C. PATRA

Additional Secretary to Government

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Memo. No. 11180(23)-Gen.

Dated the 9th June 1976

Copy with copies of enclosure forwarded to Secretary to Governor/Secretary, Orissa Public Service Commission/Registrar, Orissa High Court/Secretary, O. L. A./Director, Printing Stationery and Publication, Government Press/P. S. to Chief Minister/P. As to all Ministers, Minister of States and Deputy Ministers for information.

Sd. K. C. MOHAPATRA

Deputy Secretary to Government

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Memo. No. 11181(12)-Gen.

Dated the 9th June 1976

Copy forwarded to all other branches of the P. & S. Department for information and necessary action.

Sd. B. C. PATTNAYAK

Under-Secretary to Government

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APPENDIX 1

F. No. 35-1/62-Ests.(B)

**GOVERNMENT OF INDIA**

MINISTRY OF HOME AFFAIRS

OFFICE MEMORANDUM

New Delhi-11, the 4th December 1962

Subject—Lien of Civil Government servants who are permitted to take up military service during the present emergency

The undersigned is directed to say that it has been decided that all permanent Civil Government servants, who are permitted to take up military service during the present emergency, should be allowed to retain liens on their civil posts during the period of their absence on military service to enable them to return to their civil posts on release from military service.

2. Under the Fundamental Rules a lien on the post temporarily held by a Civil Government servant cannot be granted. It has been decided that temporary Civil Government servants who are permitted to take up military service should, if they so apply, be permitted to return to their civil posts on release from military service, provided those posts are still in existence at their time and the service rendered is 'approved' military service.

3. It has further been decided in consultation with the Ministry of Finance that in the case of Civil Government servants, who are permitted to take up military service during the present emergency, the period of their military service shall be treated as service outside the ordinary line for the purpose of the proviso to FR 30(1), as a result of which they will be entitled to *pro forma* promotion in their present department under the next below rule and also to seniority in higher posts to which they would otherwise have been entitled, if they had not proceeded on military service.

4. In so far as personnel serving in the Indian Audit and Accounts Department are concerned, these cadres have been issued after consultation with the Comptroller and Auditor-General of India.

Sd. B. D. JAYAL

Deputy Secretary to the Government of India

To

ALL MINISTRIES OF THE GOVERNMENT OF INDIA, ETC.

## APPENDIX 2

Copy of O. M. No. 35-1/62-Ests.(B), dated the 4th December 1962, from Ministry of Home Affairs to Ministries, etc. of Government of India.

Subject—Leave conditions of civil Government servants who are permitted to take up military service during the present emergency.

The undersigned is directed to say that it has been decided in consultation with the Ministry of Finance and the Ministry of Defence that permanent civil Government servants, who are permitted to take up military service during the present emergency, shall be allowed to earn leave during military service according to the civil leave rules applicable to them before their transfer to military service. The amount of leave actually taken by such persons, while in military service shall be deducted from their civil leave accounts. Any case of excess consumption of leave during military service shall be condoned but if the leave during military service is less than the leave earned during that service according to the civil leave accounts.

2. Temporary civil Government servants will, during military service, be governed by the military leave rules in all respects.

3. In all case, the leave salary will be paid by the Defence authorities and no leave salary contribution shall be demanded by the Civil Departments from the Ministry of Defence.

4. In so far as the personnel serving in the Indian Audit and Accounts are concerned, these orders have been issued after consultation with the Comptroller and Auditor-General of India.

## APPENDIX 3

No. F. 35/1/62-Ests.(B)

GOVERNMENT OF INDIA  
MINISTRY OF HOME AFFAIRS  
OFFICE MEMORANDUM

New Delhi-11, 4th December 1962

Subject--Pay of civil Government servants who are permitted to take up military service during the present emergency.

The undersigned is directed to say that it has been decided in consultation with the Ministry of Finance and the Ministry of Defence that civil Government Servants who are permitted to take up military service during the present emergency shall be entitled to draw, during military service, the civil rates of pay and allowance which would have been admissible to them from time to time, if they had not proceeded on military service, or the military rates of pay and allowances, whichever are higher. In case of civil Government servants who take up military service as J. C. Os/Other Ranks, the civil rates of pay and allowances which would have been admissible to them from time to time shall, however, be reduced by Rs. 25 per month on account of free rations.

2. It has also been decided that where the civil rates of pay and allowances are admissible, the difference between those rates and the military rates will be paid by the Defence authorities and a debit thereof will subsequently be raised against the civil Department concerned.

3. In so far as the personnel serving in the Indian Audit and Accounts Department are concerned, these orders have been issued after consultation with the Comptroller and Auditor-General of India.

Sd. B. D. JAYAL

Deputy Secretary to the Government of India

To

ALL MINISTRIES, ETC. OF THE GOVERNMENT OF INDIA.

## APPENDIX 4

Copy of Ministry of Finance (Department of Expenditure), New Delhi's Office Memorandum Number F. 7-XII(1)-Est. IV/A/62, dated the 3rd April 1963

Subject—Leave conditions of civil Government servants who are permitted to take up military service during the present emergency.

The undersigned is directed to invite a reference to the Ministry of Home Affairs Office Memorandum No. F. 35/1/62-Ests. (B), dated the 4th December 1962 on the above subject and to say that the President has been pleased to decide as follows:—

(1) The permanent Government servants, who remain subject to the Civil Leave Rules, will be granted leave during the period of their military service under the leave rules of the Armed Forces. The leave so granted will also be subject to the conditions and limits laid down in the leave rules of the Armed Forces.

(2) The balance of leave in the civil leave account at the time of their transfer to military service will be frozen.

(3) (i) The leave actually taken during military adjusted in the civil leave account only at the end of military service and in the manner indicated below:

(a) Annual leave against earned leave

(b) Sick leave on full pay as commuted leave against half-pay leave

(c) Furlough on half-pay/sick leave on half-pay against half-pay leave.

(ii) If a Government servant availed of leave during military service in excess of what he earned during that service under the civil leave rules, such excess consumption will be condoned in terms of Ministry of Home Affairs Office Memorandum dated the 4th December, 1962.

(iii) Accordingly, the leave at credit in the frozen leave account will not be operated on for any purpose during military service.

(iv) The balance of leave earned during military service remaining at the credit of a Government servant on the date of his reversion after adjustment of leave availed of during that service as at sub-para (i) above, will be credited to his frozen leave account in terms of Ministry of Home Affairs Office Memorandum dated the 4th December, 1962, to the extent that the total of leave at credit in the frozen leave account together with the balance of leave added under this clause does not exceed the limits up to which leave can be accumulated under the leave rules applicable to the Government servant.

(v) As the civil Government servants will be granted leave under the leave rules of Armed Forces during the period of military service, they will not be granted special disability leave under the civil leave rules.

(4) (i) A permanent civil Government servant, who takes leave during the period of military service will be entitled to leave salary under the leave rules of the Armed Forces. If a Government servant is in receipt of civil rates of pay, the leave salary under the leave rules of the Armed Forces will be calculated with reference to the civil pay only.

(ii) In accordance with the Ministry of Home Affairs Office Memorandum dated the 4th December, 1962, the leave salary in respect of the leave availed of during military service will be paid by the Defence authorities. The leave salary in respect of the leave earned during military service will if such leave is availed of after reversion to the civil department, be the liability of the civil department concerned.

(5) The leave accounts of temporary Government servants, who will be governed fully by the leave rules of the Armed Forces during the period of military service, will also be frozen. They will neither earn any leave under the civil leave rules during the period of military service nor will they be allowed any pecuniary benefit in respect of the leave at their credit on the date of transfer to military service. The leave at their credit in the frozen leave account will, however, be carried forward and made available to them on their reversion to the civil departments.

(6) Quasi-permanent Government servants will be treated on par with temporary Government servants in the matter of leave on their transfer to military service.

2. These orders will remain in force for the duration of the emergency or until such time thereafter as the Government may deem fit to continue them.

3. In their application to persons serving in the Indian Audit and Accounts Department these orders after consultation with the Comptroller and Auditor-General of India.

## APPENDIX 5

No. 35/1/62-Est.(B)

GOVERNMENT OF INDIA  
 MINISTRY OF HOME AFFAIRS  
 OFFICE MEMORANDUM

New Delhi-11, the 4th December 1962 (13th Agrahayana, 1884)

Subject—Terms in the matter of Provident Fund of Civil Government servants who taken up military service during the present emergency.

The undersigned is directed to say that it has been decided that civil Government servants who take up military service during the present emergency shall, while employed and subject to the conditions stated below, retain their right 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.

2. While in military service, subscriptions to the Provident Funds and the Government contribution towards the account of a subscriber to the Contributory Provident Fund (India) will be calculated on the basis of the Government servants' emoluments (as defined in the rules of the different funds concerned). The Government contribution, where payable, towards the Provident Fund Account of a subscriber during the period of military service 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 proportion thereof as the case may be, in any individual case in which the whole of the Government contribution with interest thereon, or a fraction thereof, is withheld under rule 36 of the C. P. F. Rules (India), 1962.

3. The above orders do not apply to:—

- (i) persons in Railway service who take up military service;
- (ii) persons in other civil employ on contract who are so transferred to military service during the currency of their contracts; and
- (iii) persons borne on the reserve of the India Forces who are called up for service in those Forces.

4. In so far as the personnel serving in the Indian Audit and Accounts Department are concerned, these orders have been issued after consultation with the Comptroller and Auditor-General of India.

Sd. B. D. JAYAL

Deputy Secretary to the Government of India

TO

\*All Ministries of the Government of India, etc. (\*With usual number of spare copies).

APPENDIX 6  
 No. 35/3/63-Ests(B)  
 GOVERNMENT OF INDIA  
 MINISTRY OF HOME AFFAIRS  
 New Delhi-11, the 28th January 1963  
 OFFICE MEMORANDUM

Subject—Treatment of the period spent by civil Government servants on interviews, medical examination, etc., in connection with their joining military service during the present emergency.

It has been decided that in the case of civil Government servants who are permitted to take up military service during the present emergency, the period of absence from duty occasioned by their interview, medical examination, etc., in connection with their joining military service should be treated as special casual leave. This concession would, however, be admissible only in those cases where it may not be possible for the Government servants concerned to attend to their duties after the interview, medical examination, etc. If a Government servant withdraws his candidature subsequently, he would not be entitled to extend these orders, if they have no objection to the corporations and public undertakings under them. Copies of the orders issued may please be sent to this Ministry.

2. In so far as the personnel serving in the Indian Audit and Accounts Department are concerned these orders have been issued after consultation with the Comptroller and Auditor-General of India.

Sd. B. D. JAYAL

Deputy Secretary to the Government of India

To

\*All Ministries of the Government of India, etc.  
 All Union Territories,  
 All Zonal Councils,  
 All Attached/Subordinate offices of the Ministry of Home Affairs including U. P. S. C.

\*\* (For such section as they may consider necessary regarding Railway personnel).

@ (The Ministry of External Affairs are requested to take similar action in so far as they are concerned).

Copy to J. S. (U. T.)/J. S. (M. P.)

Sd. B. D. JAYAL

Deputy Secretary to the Government of India

Copy to all services and administrative sections of the Ministry of Home Affairs.

All Union Territories  
 All Zonal Councils  
 All Attached and subordinate offices of the Ministry of Home Affairs including Union Public Service Commission.

Copy to All sections of the Ministry of Home Affairs.

\* With usual no. of spare copies

\*\* To the M/O Railways only

@ To the M/O E. R. on'y

**APPENDIX 7**

No. F. 35/4/63-Ests. (B)

GOVERNMENT OF INDIA

**MINISTRY OF HOME AFFAIRS**New Delhi-11, the 13th December 1963  
22nd Agrahayana, 1885**OFFICE MEMORANDUM**

Subject—Filling up of the vacancies of civil Government servants who are permitted to take up military service during the present emergency.

The undersigned is directed to say that doubts are often raised as to whether the vacancies of civil Government servants, who are permitted to take up military service during the present emergency, can be filled up. It is, therefore, clarified for the information and guidance of the Ministry of Finance, etc that, subject to the existing orders regarding filling up of vacancies during the present emergency, such vacancies may be filled up, where necessary, on a purely temporary basis and the persons appointed in those vacancies may be specifically warned that they would have to vacate those posts in the event of reversion of their incumbents from military services. The Ministry of Finance, etc., are requested to bring the above position to the notice of their attached and sub-ordinate offices and also have similar clarification issued in respect of public undertakings, corporations etc. with which they are concerned.

2. In so far as person serving in the Indian Audit and Accounts Department are concerned, the above clarification has been issued after consultation with the Comptroller and Auditor-General of India.

Sd. K. THARAJAN

Under-Secretary to the Government of India

## APPENDIX-8

No. 35/15/63-Ests.(B)

GOVERNMENT OF INDIA

MINISTRY OF HOME AFFAIRS

New Delhi-11, the 28th April, 1965  
& 8th Vaisakha, 1887.

## OFFICE MEMORANDUM

Subject—Seniority, confirmation and promotion of civil Government servants during their absence on military service in the present emergency.

The undersigned is directed to say that the question of counting, for purpose of seniority in civil posts, the military service rendered by civil Government servants, who are permitted to take up such service during the present emergency, and the procedure that should be followed in regard to their confirmation and promotion in their present department/office, have been under examination for some time. After careful consideration, the following decisions have been taken.

(I) Seniority—In the case of all civil Government servants, who are permitted to take up military service during the present emergency, the period spend in military service/training will be counted towards seniority in their civil posts. If such a Government servant is promoted to a higher post in his present department/office during his absence on military service, his military service from the date of such promotion will count for seniority in the higher post.

Where a minimum period of approved service is prescribed either for the purpose of confirmation or promotion, the period of satisfactory military service/training of a civil Government servant will be counted towards the prescribed minimum service.

(II) Confirmation—(a) Temporary/officiating civil Government servants would be eligible for confirmation in their civil posts, while they are away on military service.

(b) In cases where passing of any departmental examination (s) is not a condition precedent to confirmation in the civil post, a civil Government servant should be considered for confirmation by the Departmental Promotion Committee in his turn. For this purpose, a report on his work and conduct may also be contained from the military authorities, if considered necessary. So long as the military service is satisfactory, the report should not be given any undue weight since it may not have direct relevance to confirmation in the civil post. The examination of the military report should primarily be done with reference to the qualities, etc. required for the civil post. If on the basis of the record for the period up to the date of his relief for taking up military service and after considering the report of the military authorities, where necessary, the Departmental Promotion Committee considers him fit for

confirmation then he should be confirmed in the civil post, from the date he would have been so confirmed, had he not proceeded on military service.

(c) Where the decision to confirm a Civil Government servant in his turn, during his absence on military service, cannot be taken at the appropriate time and an assessment of his performance after his reversion to the parent department/office is considered necessary for the purpose, a permanent vacancy in the grade concerned should be kept reserved for him. On reversion from military service, if he is adjudged fit for confirmation, within one year from such reversion then he should be confirmed in that vacancy from the date he would have been so confirmed in his turn, if he had not proceeded on military service.

(d) The procedure set out at (b) and (c) above will also apply to cases where passing of any departmental examination (s) is a condition precedent to confirmation and the Government servant concerned had already passed such examination (s) before joining military service.

(e) In cases where passing of any departmental examination (s) is a condition precedent to confirmation, a civil Government Servant, who had not already passed the prescribed examination (s) before taking up military service should not be confirmed in the civil post while he is away on military service. In order to safeguard his interest, a permanent vacancy in the grade concerned should be kept reserved for him. On reversion from military service he should be required to pass the prescribed examination (s). For this purpose he might have missed because of joining military service. If he passes the examination (s) within those chances and he is otherwise eligible, and is considered fit for confirmation then he should be confirmed in the civil post from the date he would have been so confirmed if he had passed the examination (s) in corresponding chance but for his taking up military service.

(f) The above procedure will apply also to persons recruited on probation against permanent civil posts or who are appointed to officiate in higher posts "on trial" and are permitted to take up military service during their probationary/"trial" period.

(III) Promotion—(a) As already provided in this Ministry's office Memorandum No. 35/1/62-Ests. (B), dated the 4th December 1962 and the 12th September 1963, respectively, regarding lien, all civil Government servants whether permanent or temporary, will be eligible for *pro forma* promotion in their parent department/office during their absence on military service.

(b) Where promotion is to be made on the basis of seniority-cum-fitness, or selection on merit, the case of a civil Government servant should be considered by the Departmental Promotion Committee in his turn on the lines of the procedure set out in paragraph (II) (b) above.

(c) The procedure at (b) above will also apply to cases where passing of any departmental examination (s) is a condition precedent to promotion to the grade concerned and a civil Government servant had passed such examination (s) before proceeding on military service.

(d) In the cases referred to at (b) and (c) above if the decision to promote a civil Government servant in his turn cannot be taken at the appropriate time and an assessment of his performance after reversion to the present department/office is considered necessary for the purpose, he should not be promoted during his absence on military service. On reversion from military service, if he is adjudged fit for promotion within one year of such reversion, then he should be promoted to the grade concerned from the grade he would have been so promoted in his turn, had he not proceeded on military service. To provide for such promotions, a sufficient number of persons promoted to that grade should be kept on an officiating basis, if necessary, so that they could be reversed in the event of promotion of the persons returning from military service.

(e) In cases where the passing of any departmental examination (s) is a condition precedent to promotion, a civil Government servant who had not already passed such examination (s) before taking up military service, should not be promoted while he is away on such service. On reversion from military service he should be allowed to take as many chances to pass the prescribed examination(s) as he might have missed because of joining military service. If he passes the examination(s) in one of those chances, he should be promoted with retrospective effect from the date he would have been so promoted if he had passed the examination(s) in the corresponding chance that he could have otherwise availed himself of, but for his joining military service. To provide for such promotions, a sufficient number of persons promoted to the grade concerned should be kept on an officiating basis, if necessary, so that they could be reversed in the event of promotion of the persons returning from military service.

(f) In cases where civil Government servants are eligible for promotion in their parent department/office through competitive examinations, which are limited to departmental candidates only, a civil Government servant who was eligible to take such an examination before taking up military service or who became eligible to take such examination while away on military service should on his reversion from such service, be allowed as many chances to compete at such an examination as would have been available to him but for his joining military service and given the necessary age and length of service relaxations for this purpose.

If he competes successfully at the first/second/third available opportunity, he would be deemed to have passed the examination at the first/second/third occasion he would have appeared had he not joined military service and should be assigned rank at the bottom of the corresponding Select List and should be promoted retrospectively with effect from the date from which he would have been promoted on the basis of such rank.

For the purpose of reckoning the available opportunity an examination notified within three months from the date of the joining the civil post by the Government servant after return from military service may be ignored unless he actually appears at it.

Where the names of two or more civil Government servants are so added to the same Select List, their *inter se* ranking will be in the order of their merit at the competitive examination if they are selected for inclusion in the Select List on the results of the same competitive examination. If, however, names of two or more civil Government servants are added to the

same Select List on the basis of different examinations, their *inter se* ranking will be determined by the Ministry of Home Affairs in consultation with the Union Public Service Commission.

(g) Civil Government servants who on reversion from military service are promoted to higher posts in their parent department/office with retrospective effect from earlier dates, will be eligible for the differences between the civil pay and allowances for the period intervening between their reversion from military service and actual promotion in their parent department/office provided what all the conditions precedent to the grant of benefit under the next below rule are fulfilled to the extent necessary.

2. Where confirmation/promotion is to be made with the approval of the Union Public Service Commission under the relevant rules, it would be obtained before a civil Government servant, who is covered by these orders, is confirmed/promoted.

3. The instructions contained in this office memorandum will apply *mutatis mutandis* to civil Government servants who are members of the Defence Reserves/Territorial/Army/Auxiliary Air Force and are called up for military service during the present emergency.

4. Cases not covered by these instructions will be decided on merits in consultation with this Ministry.

Sd. R. M. SHROFF

Deputy Secretary to the Government of India

To

All Ministries of the Government of India, etc.

## APPENDIX 9

No. F.35/9/63-Ests(B)

GOVERNMENT OF INDIA  
MINISTRY OF HOME AFFAIRS*New Delhi-11, the 29th June 1963, 8th Asadha, 1885*

## OFFICE MEMORANDUM

Subject--Procedure for safeguarding the interests of approved candidates who take up military service during the present emergency.

With a view to safeguard the interests of candidates approved for appointment to civil posts/services under the Central Government by selection or on the result of competitive examination who take up military service during the present emergency before joining their appointments. It has been decided that the following steps should be taken:—

- (a) It is not necessary to make formal appointments of such approved candidates during their absence on military service. The post may be filled on a temporary basis, as a stop-gap arrangement until the return of such candidates from military service and the persons so temporarily employed should be warned of the position.
- (b) On return from military service, approved candidates may be appointed to the civil posts, whether permanent or temporary to which they would have been appointed, had they not proceeded on Military service, provided they are physically fit as required under the rules. Such candidates should be required to undergo such training and/or to pass such departmental examinations as may have prescribed in the rules governing appointment, to, and confirmation in the posts concerned.
- (c) In the case of candidates approved for appointment to temporary civil posts their appointment after their return from military service would be subject to the conditions that those posts are still in existence and their military service is "Approved".
- (d) After such candidates are appointed to the civil posts/services for which they were selected before they took up military service, their seniority will be determined in the order of their original selection to the posts/services concerned (C. f. para. 4 of the general principles of seniority contained in the Ministry of Home Affairs O. M. No. 9/11/55-RPS., dated the 22nd December 1959.
- (e) It has been decided in consultation with the Ministry of Finance that on appointment to civil post, the pay of such a candidate should be fixed on the basis of the date on which he would have been appointed to that post if he had not taken up military service. In respect of a candidate approved for appointment on the results of a competitive Examination such date would be the date on which majority of the candidates offered appointments on the result of the joined service. Where a candidate was approved

on the basis of selection, the administrative authorities concerned should themselves decide the date on which the candidate would have been appointed, had he not taken up military service.

2. The Ministry of Finance, etc. are requested to extend these orders, if they have not objection, to the corporations and public undertakings under them. Copies of the orders issued may please be sent to this Ministry.

3. In so far as the personnel serving in the Indian Audit and Accounts Departments are concerned, these orders have been issued after consultation with the Comptroller and Auditor General of India.

Sd. K. THYAGARAJAN  
Under-Secretary to the Government of India

To

\*All Ministries of the Government of India, etc./all Union Territories/  
all Zonal Councils/all Attached/Subordinate Offices of the Ministry  
of Home Affairs including the U.P.S.C.

\*\* (for such action as they may consider necessary regarding Railway  
personnel)

† (The Ministry of External Affairs are requested to take similar action in  
so far as they are concerned).

††(This disposes of their O.M. No. 61/102/62-SPE-1), dated the 29th  
January 1963).

Copy to J. S. [U.T./J.S. (M.P.)]

Sd. K. THYAGARAJAN  
Under-Secretary to the Government of India

Copy to all Administrative and Services Section of the Ministry of  
Home Affairs.

\*With usual No. of spare copies will follow

\*\*To the M/O Rly. only

†To the M/O E. A. only

††To the D. G. P & T only

## APPENDIX 10

No. F.—36/1/63-Ests.(B)

GOVERNMENT OF INDIA  
MINISTRY OF HOME AFFAIRS

New Delhi-11, the 8th December 1965/The 17th Agrahayana, 1887

## OFFICE MEMORANDUM

Subject—Treatment of transit period in the case of civil Government servants, who are members of the Territorial Army/Defence Reserves/Auxiliary Air Force, on being embodied/called up for military service during the present emergency.

It has been decided in consultation with the Ministry of Finance that in the case of Civil Government servant, who are members of the Territorial Army/Defence Reserves/Auxiliary Air Force and are embodied/called up for military service during the present emergency, the period between the date of their relief from civil posts and the date on which they report themselves to military authorities, shall be treated as duty in their civil posts during which they would be entitled to civil rates of pay and allowances.

2. The Government servants will be entitled to joining time admissible under the Civil Rules applicable to them, subject to the exigencies of military service. The joining time will not be treated as duty if the Government servant avails himself of leave during the period and he will be allowed to draw only the civil leave salary for this period.

3. The disbursement of pay and allowances to the persons concerned for such periods shall be made by the Defence authorities and necessary debits in respect thereof will be raised subsequently against the civil department concerned.

4. Similarly, at the time of release of the persons concerned from military service, the period between the date of their release and the date on which they report for duty in their parent civil department shall be treated as duty in civil posts to which they may be appointed on such reversion and they will be allowed to draw pay and allowances of those during that period.

5. These orders take effect from the date of issue and past cases regulated otherwise need not be reopened.

6. The Ministry of Finance, etc. are requested to extend these orders suitably to the corporations and public undertakings under them. Copies of the orders issued may please be sent to this Ministry.

7. In so far as the persons serving in the Indian Audit and Accounts Department are concerned, these orders have been issued after consultation with the Comptroller and Auditor-General of India.

Sd. N. RAGHUNATHAN  
Under-Secretary to the Government of India

To

\*All Ministries, etc. (as per standard list)

No. 36/8/63-Estt. (B)-F., dated the 8th December 1965/17 Agrahayan, 1887.

Copy forwarded to—

All Union Territories

All Zonal Councils

All Attached and Subordinate Offices of the Ministry of Home Affairs.

Union Public Service Commission

The Commissioner for Linguistic Minorities, Allahabad.

Sd. N. RAGHUNATHAN

Under-Secretary to the Government of India

Copy to AIS (III) AVD, Ad.I Ad.III, Hindi, SSO, DR, SCTIV and Police Sections.

## APPENDIX 11

Copy of Office Memorandum No. F-35/1/62-Essts.(B), dated the 12th September 1963, from Ministry of Home Affairs to All Ministries of the Government of India, etc.

Subject—Lien of civil Government servants, who are permitted to take up Military service during the present emergency.

The undersigned is directed to say that a doubt has been raised as to whether the benefit of the 'next below rule', envisaged in Para. 3 of this Ministry's Office Memorandum of even number dated the 4th December 1962, on the above subject, is admissible to temporary civil Government servants, who are permitted to take up military service during the present emergency. The matter has been considered in consultation with the Ministry of Finance and it is clarified for the information and guidance of all concerned that the orders referred to above are also applicable to temporary civil Government servants permitted to take up military service during the present emergency.

2. The Ministry of Finance etc., are requested to have similar clarification issued in respect of employees of the corporations/public undertakings etc. under their administrative control. Copies of orders issued in this connection may please be endorsed to this Ministry.

3. In so far as the personnel serving in the Indian Audit and Accounts Department are concerned, the above clarification has been issued after consultation with the Comptroller and Auditor-General of India.