


फ.स.110239/51/2021/बजट/केवीएस(मुख्या.)/2734

दिनांक: 15.09.2021

भारत सरकार द्वारा जारी निम्न वर्णित कार्यालय ज्ञापन/आदेश, सूचना एवं आवश्यक कार्रवाई हेतु केन्द्रीय विद्यालय संगठन की वैबसाइट पर अपलोड किये जा रहे हैं।

1. भारत सरकार, सीजीएचएस, कार्यालय ज्ञापन सं. E-33/CGHS/TVM/2021/1993, दिनांक 13.07.2021 –Empanelment of Private Hospitals and Diagnostic Centre under CGHS, Trivandrum for Kozhikode.
2. भारत सरकार, DOPT का कार्यालय ज्ञापन A-27012/02/2017-Estt. (AL), दिनांक 01.07.2021, Clarification on Children Education Allowance(CEA) during COVID-19 epidemic Lockdown period.
3. भारत सरकार, वित्त मंत्रालय, कार्यालय ज्ञापन फ़ाइल सं 12(02)/2020-E.II(A), दिनांक 06.07.2021, Clarification for settlement of bill pertaining to LTC special cash package scheme beyond 31.05.2021.
4. भारत सरकार, M.H. &F.W., कार्यालय ज्ञापन फ़ाइल सं 25-2/2018/CGHS/JD AYUSH, दिनांक 05.07.2021, Extension of empanelment of AYUSH Hospital/Centres under CGHS/CS(MA) Rules till 17th June, 2022.
5. भारत सरकार, कर्मिक एवं प्रशिक्षण विभाग के कार्यालय ज्ञापन सं. 35034/3/2015-Estt.(D), दिनांक 13.07.2021, Cases pending or decided by Hon'ble High Courts /Central Administrative Tribunals regarding preponement of effective date of Modified Assured Career Progression Scheme- Order of the Hon'ble Supreme Court of India, dated 28-04-2021 in C.A. No. 1579/21(SLP(C) No. 15572/2019) of Union of India Vs R. K. Sharma and Others.


(अखिलेश कुमार श्रीवास्तव)
सहायक आयुक्त (वित्त)

वितरण :

1. उपायुक्त, के. वी. एस., सभी क्षेत्रीय कार्यालय एवं मुख्यालय ।
2. वित्त अधिकारी, के.वी.एस., सभी क्षेत्रीय कार्यालय एवं मुख्यालय ।
3. सभी अधिकारी / अनुभाग, के. वी. एस. (मु.) ।
4. प्राचार्य, के. वी. काठमांडू, मास्को एवं तेहरान ।
5. महासचिव, सभी मान्य संघ ।
6. निदेशक, जीट ग्वालियर, मुंबई, मैसूर, चंडीगढ़ एवं भूबनेश्वर।
7. उपायुक्त, ई डी पी, के वी एस (मु.) को के वी एस (मु.) की वैबसाइट के शीर्ष " सूचना पट (Announcements)" के अंतर्गत अपलोड करने हेतु प्रेषित ।
8. आर टी आई, के वी एस (मु.)।
9. गार्ड फ़ाइल



Your Health Our Goal. स्वस्थता ही हमारा लक्ष्य है।



सत्यमेव जयते

भारत सरकार स्वास्थ्य और परिवार कल्याण मंत्रालय
केन्द्र सरकार स्वास्थ्य योजना महानिदेशालय कार्यालय अपर निदेशांक
OFFICE OF THE ADDITIONAL DIRECTOR, 2/117, MOSQUE LANE, KESAVADASAPURAM,
THIRUVANANTHAPURAM - 695 004, ☎- 0471- 2555714 / 2449760 (AD)/2557373(OSD),
Fax: 0471-2554329 Web: <http://cghstvm.nic.in>, email: ad.tr@cghs.nic.in

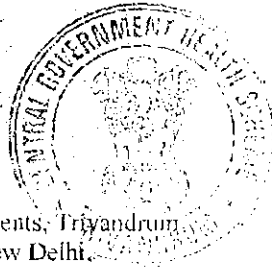
E 33/CGHS/TVM/2021/1993

Date: 13.07.2021

OFFICE MEMORANDUM

Sub: - Empanelment of Private Hospitals and Diagnostic centre under CGHS Trivandrum for Kozhikode

1. In response to the Ministry of Health and Family Welfare, Government of India, O.M. No. S. 11011/23/2099-CGHS D II/ Hospital Cell (Part-IX), dated the 14th February 2013. Directorate's Letter No. S. 11045/23/2013/CGHS D-II (HEC)/CGHS (P) (Pt.) dated the 15th July, 2013 and Directorate's letter No: S. 11011/28/2017-CGHS (HEC) dated 16th May, 2017 for empanelment of Health Care Organizations for city of Kozhikode under Addl. Director, CGHS Trivandrum, **M/s. MVR Cancer Centre & Research Institute** (A unit of Care Foundation), CP 13/516 B.C., Vellalasseri, REC (Via), Poolacode, Kozhikode: 673 601, a NABH accredited hospital had applied for empanelment. A Hospital Committee was formed and selected the above said Cancer hospital for empanelment under CGHS Trivandrum for kozhikode.
2. The above hospital who qualified to be empanelled under CGHS, Trivandrum for Kozhikode has submitted the Memorandum of Agreement (MoA) along with performance bank guarantee. This Hospital will treat CGHS Beneficiaries and charge at **2014 NABH rate list of CGHS Trivandrum** and as per the terms and conditions contained **in the MoA, dated 13th, July, 2021** ie., with effect from the date of issue of **the Office Memorandum**.
3. The empanelment shall be for a period of two years from the date of issue of this Office Memorandum or till new empanelment process whichever is earlier.



DR K P MUTHUBI
ADDL. DIRECTOR

ADDITIONAL DIRECTOR
CENTRAL GOVT. HEALTH SCHEME
TRIVANDRUM

To,

All Central Government Offices/ Departments, Trivandrum
The Director, CGHS, Nirman Bhawan, New Delhi.
The Pay and Accounts Officer, M/o H&PW, Chennai,
M/s. MVR Cancer Centre & Research Institute (Care Foundation),
The CMO In charge, Wellness Centre Kozhikode/Kochi/Kannur/ 1.2.3, Ayush Unit & all sections AD
office, CGHS TVM
The Chairman, CGEWCC, Trivandrum
NIC for uploading in Ministry Website

No. A-27012/02-2017 Estt.(AL)
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel & Training

Block-IV, Old JNU Campus, New Delhi
Dated: 18 July, 2021

OFFICE MEMORANDUM

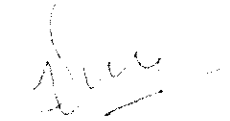
Subject: Clarifications on Children Education Allowance (CEA) during COVID-19 epidemic Lockdown period.

This Department has been receiving several references/queries from Central Government employees stating that in the prevailing pandemic situation, result/report cards were not sent to the parents by the School through SMS/email, and fee is also being deposited online, and the parents are having difficulty in claiming CEA.

2. The matter has been considered and it has been decided that in relaxation of para 2(b) of this Department's OM No.A-27012/02/2017 Estt.(AL) dated 17th July, 2018, the CEA claims may also be considered through a self-certification made from the concerned employees or through printout of e-mail/SMS of result/report card/fee payment, in addition to the prescribed modes of claims only for the academic years ending March, 2020 and March, 2021.

3. Cases already settled in favour of the Central Government servant need not be reopened.

Hindi version will follow.



(Sunil Kumar)

Under Secretary to the Government of India

Tel:26164316

To

1. Ministries/Departments of the Government of India.
2. NIC with a request to upload the OM on the website of DoPT.

F.no. 12(02)/2020-E.IIA
Government of India
Ministry of Finance
Deptt of Expenditure

(3)
[168]c
Dated: 06th July, 2021


Office Memorandum

Subject: Clarifications for settlement of bills pertaining to LTC Special cash package scheme beyond 31.05.2021- reg

The undersigned is directed to refer to this Department's O.M of even. no. dated 07.05.2021 clarifying that submission of bills/ claims with regard to LTC Scheme may be entertained and settled by Ministries/ Departments not later than 31.05.2021.

2. Representations have been received in this Department to extend the date for settlement of bills/claims beyond 31.05.2021 in view of the situation existing due to COVID-19 and difficulties being faced in settling the claims/ bills. It has been decided that Ministries/ Departments may consider settlement of those claims/ purchases made on or before 31.03.2021 beyond the due date i.e 31.05.2021.

This issues with the approval of competent authority.


(Sunil Kumar)

Under Secretary to the Govt of India
Tel: 23095627

All Ministries/ Departments of Govt of India.

(4)

F.No. 25-2/2018/CGHS/JD AYUSH
Government of India
Ministry of Health & Family Welfare
Directorate General of Central Government Health Scheme

Nirman Bhavan, New Delhi
Dated: , 2021

OFFICE MEMORANDUM

Subject:- Extension of empanelment of AYUSH Hospital/Centers under CGHS/CS (MA) Rules till 17 June, 2022.

The following AYUSH Hospitals were earlier empanelled vide Office Memorandum F.No. S.11011/90/2016-CGHS(HEC)/AYUSH dated 18 June, 2018 for a period of 3 years from the 18th June, 2018 as per the revised CGHS rates and terms & conditions as contained in the O.M. F.No. S.11011/90/2016-CGHS(HEC)/AYUSH/Pt.-I dated 9th November, 2017.

Now, as requested by the Hospitals, it has been decided to accord extension of one year i.e. validity of empanelment till 17th June, 2022 to the following Hospitals/Centers.

1. Sree Narayana Health Care Society, R. Sankar Nagar, Karimpinuzha P.O. Pangode, Puthur, Kollam Dist, Kerala State-691507. (NABH) (Teaching Hospital)
2. AYURVAID HOSPITAL, 230 Amarjyothi Layout Off Intermediate Ring Road Domlur Extn. Bangalore- 560071. (NABH)

The Hospitals will be requested to extend the validity of the PBG till 6 months after validity of empanelment.

This issues with the approval of competent authority.

Digitally signed by SANJAY
JAIN
Date: Mon Jul 05 13:07:51 IS
2021
Reason: Approved

(Dr. Sanjay Jain)
Director, CGHS

- To:
1. All Ministries/ Departments, Government of India.
 2. Director, CGHS , Nirman Bhawan, New Delhi.
 3. Addl. DDG (HQ) /All Additional Directors/Joint Directors of CGHS cities outside Delhi.
 4. All Pay & Accounts Officers under CGHS.
 5. Additional Director (HQ) /Additional Director (SZ)/(CZ)/(EZ)/(NZ), CGHS , Delhi.
 6. JD (Gr.) /JD (R&H), CGHS Delhi.
 7. CGHS Desk-I /Desk-II/CGHS-I/CGHS-II, Dte. GHS, Nirman Bhawan New Delhi.
 8. Estt.I/Estt.II/Estt.III/Estt.IV Sections, Ministry of Health & Family Welfare.
 9. Admn. I /Admn.II Sections of Dte. GHS.
 10. Rajya Sabha/Lok Sabha Secretariat.
 11. Registrar, Supreme Court of India/Punjab & Haryana High Court, Chandigarh.

12. U.P.S.C.
13. Finance Division.
14. Deputy Secretary (Civil Service News). Department of Personnel & Training.
5th Floor, Sardar Patel Bhawan, New Delhi.
15. PPS to Secretary (H&FW)/ Secretary (AYUSH)/Secretary (HR)/Secretary
(AIDS Control), Ministry of Health & Family Welfare.
16. PPS to DGHS /SS&MD,NRHM/AS(H)/AS& DG (CGHS).
17. Swamy Publishers (P) Ltd., P.B. No. 2468, R.A. Puram, Chennai 600028.
18. Shri Umraomal Purohit, Secretary, Staff Side, 13-C, Ferozshah Road , New
Delhi.
19. All Staff Side Members of National Council (JCM) (as per list attached).
20. Office of the comptroller & Auditor General of India, 10 Bahadur Shah Zafar
Marg, New Delhi.
21. All Offices /Sections/Desk in the Ministry.
22. UTI_ITSL 153/1, First Floor, Old Madras Road , Ulsoor, Bengaluru-560008.
23. Nodal Officer, MCTC, CGHS with a request to upload a copy of OM on
CGHS website.
24. CMO I/c AMSD, UMSD ,HMSD,SMSD and CMO MRC.
25. Office Order folder.

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No.35034/3/2015-Estt.(D)
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Personnel & Training

North Block, New Delhi
Dated: 13th July, 2021.

OFFICE MEMORANDUM

Subject: Cases pending or decided by Hon'ble High Courts/Central Administrative Tribunals regarding preponement of effective date of Modified Assured Career Progression Scheme – Order of the Hon'ble Supreme Court of India dated 28.4.2021 in CA No. 1579/21 (SLP (C) No. 15572/2019) of Union of India v/s R.K. Sharma & others - reg.

The undersigned is directed to say that vide O.M. of even number dated 30.9.2020, Ministries/ Departments were advised to defend all cases or challenge the Orders of Court/Tribunal, as the case may be, which are contrary to Modified Assured Career Progression Scheme (MACPS) guidelines. since the matter relating to preponing the date of effect of the MACPS from 1.9.2008 (as provided in the scheme) to 1.1.2006, was sub-judice in a number of cases pending in the Apex Court, which have been tagged with SLP No. 10811-13/2018 of UoI v/s Ranjit Samuel, and that all similar matters were being heard together.

2. Though decision in the above mentioned cases is still awaited, the Hon'ble Supreme Court of India, in a related matter, has held that benefits under the MACPS cannot be claimed w.e.f. 1.1.2006. In its Order dated 28.4.2021 in Civil Appeal No. 1579/2021 [arising out of SLP (C) No. 15572/2019] of Union of India v/s R.K. Sharma & Others, the Hon'ble Apex Court has held as under:-

“ 7. ...For a better understanding of the dispute in these cases, it is necessary to examine the judgments of this Court in Balbir Singh Turn (supra) and M.V. Mohanan Nair (supra). The point that was considered by this Court in Balbir Singh Turn (supra) relates to the applicability of the benefit of MACPS from 01.01.2006. The Respondents therein approached the Armed Forces Tribunal which held that the benefit of ACP granted to an employee is part of the pay structure which affects the pay and also his pension. The Armed Forces Tribunal held that an ACP is not an allowance but a part of pay and therefore, in terms of the Government resolution, the employees were entitled for MACP w.e.f. 01.01.2006. This Court in Balbir Singh Turn (supra) upheld the said finding recorded by the Armed Forces Tribunal. Instructions issued on 30.05.2011 were found to be contrary to the resolution dated 30.08.2008 as, according to the resolution 01.01.2006 was the effective date for implementation of MACPS in matters relating to pay and dearness allowance.


8. In M.V. Mohanan Nair (supra) a three Judge Bench of this Court considered the ACP as well as the MACPS to hold that the schemes are in the nature of incentive schemes which were brought into force to relieve stagnation. This Court was of the considered view that the Respondents therein were entitled only to the benefit of next grade pay in the pay band and not to the benefit of grade pay of next promotional post. As the MACPS is a matter of Government policy pursuant to the recommendations made by the Pay Commission, this Court refused to accept submissions of the employees that MACPS should be made applicable w.e.f. 01.01.2006.

...2/-

9. In view of the judgment of this Court in *M.V. Mohanan Nair (supra)*, the Respondents and other similarly situated employees are entitled for financial upgradation under MACPS only to the next grade pay and not to the grade pay of next promotional post. It is clear from the resolution dated 30.08.2008 that the recommendation of the 6th Pay Commission was accepted by the Government and was made effective from 01.01.2006 in respect of civilian employees with regard to revised scales of pay and dearness allowances. In so far as the revised allowances other than dearness allowance, recommendation of the 6th Pay Commission were given effect from 01.09.2008. The judgment in *M.V. Mohanan Nair (supra)* clinches the issue. Benefits flowing from ACP & MACP Schemes are incentives and are not part of pay. The resolution dated 29.08.2008 is made effective from 01.09.2008 for implementation of allowances other than Pay and DA which includes financial upgradation under ACP & MACP Schemes. Therefore, the Respondents and other similarly situated officers are not entitled to seek implementation of the benefits of MACPS w.e.f. 01.01.2006 according to the resolution dated 29.08.2008. Moreover, the implementation of MACPS by granting financial upgradation only to the next grade pay in the pay band and not granting pay of the next promotional post w.e.f. 01.01.2006 would be detrimental to a large number of employees, particularly those who have retired. We find force in the submission made by the learned Additional Solicitor General that uniform implementation of MACPS for civilian employees w.e.f. 01.01.2006 would result in large scale recoveries of amounts paid in excess.

10. In view of the above, we set aside the judgment of the High Court and allow these Appeals."

3. Accordingly, in terms of the existing MACP guidelines, and in light of above mentioned order dated 28.4.2021, all Ministries/Departments are, therefore, advised to dispose of all pending grievances seeking grant of benefit w.e.f. 1.1.2006 under the MACP Scheme, and also to defend the various pending Court Cases or to take immediate suitable action for appealing against such judgments which are contrary to the existing policy, as upheld by the Hon'ble Apex Court in the instant case.


(A. Bhattacharya)
Deputy Secretary

To
All Ministries/Departments of the Government of India.

Copy to :-

1. President's Secretariat/Vice President's Secretariat/Prime Minister's Office/ Supreme Court/ Rajya Sabha Secretariat/ Lok Sabha Secretariat/ Cabinet Secretariat /UPSC/ CVC/ C&AG/ Central Administrative Tribunal (Principal Bench), New Delhi.
2. All attached/subordinate offices of the Ministry of Personnel, Public Grievances and Pensions.
3. Secretary, National Commission for Minorities.
4. Secretary, National Commission for Scheduled Castes/Scheduled Tribes.
5. Secretary, Staff Side, National Council (JCM), 13-C, Ferozeshah Road, New Delhi.
6. PS to MOS(PP) for information to Hon'ble MoS(PP).
7. All Staff Side Members of the National Council (JCM).
8. NIC [for uploading this OM on the website of DOPT (ACP)].
9. Hindi Section, DoPT for Hindi Translation.