

The Rajasthan Legislative Assembly (Members, Family Pension) Rules, 1983

RAJASTHAN

India

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Rule

THE-RAJASTHAN-LEGISLATIVE-ASSEMBLY-MEMBERS-FAMILY-PENSION-RULES-1983

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The Rajasthan Legislative Assembly (Members, Family Pension) Rules, 1983 Published vide Notification No. F. 7(4) Sansad/82, dated 4.1.1983, Published in Rajasthan Gazette Part 4-C(1) page 312 to 322 dated 4.1.1983 In exercise of the powers conferred by section 11 read with section 4-B of the Rajasthan Legislative Assembly (Officers and Members Emoluments and Pension) Act, 1956 (Rajasthan Act 6 of 1957), the State Government hereby makes the following Rules, namely:-

1. Short title and commencement.

(1) These Rules may be called the Rajasthan Legislative Assembly (Member's Family Pension) Rules, 1983. (2) They shall be deemed to have come into force on the 22nd June, 1977.

2. Application for Family Pension.

- An application for the grant of family pension, under these rules shall be made by the person entitled to such pension under [Section 4-B of] [Inserted by Notification No. G.S.R. 68, dated 9.11.2010 (w.e.f. 4.1.1983).] the Rajasthan Legislative Assembly (Officers and members Emoluments and Pension) Act 1956 to the Secretary, Rajasthan Legislative Assembly in Form I: [x x x] [Deleted by Notification No. F.7(4) Sansad\84 dated 17-5-1983 vide GSR 7, Published in Rajasthan Gazette Part IV-C (1) Page No. 31 to 33 dated 17-5-1983.] Provided [x x x] [Deleted by Notification No. F.7(4) Sansad\84 dated 17-5-1983 vide GSR 7, Published in Rajasthan Gazette Part IV-C (1) Page No. 31 to 33 dated 17-5-1983.] that on accepting any salaried post, the person shall not be eligible or entitled to be given the pension under these rules: Provided [x x x] [Deleted by Notification No. F.7(4)

Sansad\84 dated 17-5-1983 vide GSR 7, Published in Rajasthan Gazette Part IV-C (1) Page No. 31 to 33 dated 17-5-1983.] that the person shall not be entitled and eligible for the pension under these rules if he/she remarries.

3. Scrutiny of application and issue of Family Pension Payment Order.

(1) On receipt of an application for the grant of family pension under these rules, the Secretary, Rajasthan Legislative Assembly shall determine after such verification as he deems necessary, the eligibility or otherwise for the grant of family pension to the person claiming such pension under the Act. (2) In case the person by whom the family pension is claimed is found eligible to the grant of the same, family pension payment order shall be issued in favour of the applicant by the Secretary Rajasthan Legislative Assembly for the unexpired portion of the term of office of deceased member from the date of the death of such member in Form II.

4. Mode of payment of Family Pension.

(1) The first payment of pension and subsequent payment of pension for the months of May and November every year shall be subject to the production (In respect of the person entitled to pension under the Act) of a declaration in Form No. III. (2) The family pension payment order shall be prepared in triplicate and the first copy shall be delivered to the applicant and the second shall be sent to the public sector bank branch approved by the State Government or to the Treasury Officer from which the applicant desired to draw his family pension. A copy thereof shall be retained or record. (3) (i) The payment of family pension under these rules shall be made to the person in whose favour Family Pension Payment Order is issued either at a treasury in the State or through the public sector bank at his option. The payment of such pension under these rules through the public sector bank shall be made in accordance with scheme for payment of pension through public sector bank applicable to State Pensioners (as and when it is introduced). (ii) When payment of family pension is desired at a treasury in the State, the half of the family pension payment order shall be sent to the Treasury Officer concerned by the Secretary, Rajasthan Legislative Assembly and the payment of family pension shall be made to the person on presentation of the family pension payment order alongwith family pension bill in the Form (IV). The record of payment of pension made shall be kept on the reverse portion of the Family Pension Payment Order and entries shall be made in both the halves of the family pension payment order in token of payment having been made under the attestation of the Treasury Officer. (4) A register of all the family pension payment orders shall be maintained by the Secretary, Rajasthan Legislative Assembly recording the particulars of family pension payment orders issued, cancelled or revised.

5. Issue of revised Family Pension Payment Order.

- The Secretary, Rajasthan Legislative Assembly on being satisfied that the revision of the family pension payment order issued under rule 3 is necessary, may suo-motu or otherwise issue revised family pension order from time to time as to conform to the provisions of the Act and rules and upon the issue of a revised family pension order the previous family pension payment order in force shall cease to be effective. Provided that the amount of family pension shall not be reduced or ceased

without issuing a show cause notice and providing an opportunity to the person concerned for making his representation within a time to be fixed by the Secretary, Rajasthan Legislative Assembly.

6. Cessation of Family Pension.

- Notwithstanding anything contained in sub-rule (2) of rule 3 the payment of family pension shall cease on the death of the person entitled to such pension under the Act and in case the pensioner is elected as a member of the Rajasthan Legislative Assembly, from the date of such election and the Family Pension Payment Order in force for the time being, shall be returned by the person in possession thereof or the pensioner as the case may be to the Secretary, Rajasthan Legislative Assembly. Form I Application for Pension (See rule 2) From:-.....W/o/ Husband/ Son/ Daughter ofEx-Member Rajasthan Legislative Assembly/To, The Secretary, Rajasthan Legislative Assembly, Jaipur. Subject:- Grant of family pension under Rajasthan Legislative Assembly (Officers and member's Emoluments and Pension) Act, 1956. Sir, Under section 4-B of the aforesaid Act, I am entitled to pension as my husband/ wife/ father/ son/ or daughter Shri/ Shrimati remained member of for the following periods:- (i) Member of Rajasthan Legislative Assembly from to (ii) [Deleted [Deleted by Notification No. F. 7 Sansad/ 82 Published in Rajasthan Gazette Part IV-C, Page No. 31 to 33 dated 17-5-1983.] (ii) Deleted (iii) Deleted]

2. It is requested that necessary action may be taken to grant pension to me/ Shri/ Shrimati..... I, Shri/ Shrimati want to take my said pension from public sector Bank Branch Treasury/ Sub-Treasury.

3. I attach herewith the verified copies of the following documents verified by Magistrate I Class/a Gazetted Officer of Central Government or State Government/existing member of Parliament/Rajasthan Legislative Assembly:-

(1) Three specimen signature. (2) Three latest photo of Passport size.

4. My present address

My permanent address

5. I hereby declare that-

(1) I, Shri/ Shrimati am not working on the elected post or president or Vice-President or on the post of a Governor of any State or post of the administrator of any Union territory. (2) I, Shri/ Shrimati am not member of Council of States or House of the People or Legislative Assembly of any State or union territory or of Legislative Council of any State or Delhi Metropolitan Council

framed under section 3 of Delhi Administration Act, 1966.(3)I am/is not paid employee of Central Government or of any State or under the ownership of any local authority or of any corporation controlled by it or, I am/we are not otherwise entitled for any remuneration from the said Government or corporation or local authority.[Deleted] [Deleted by Notification No. F. 7 Sansad/ 82 Published in Rajasthan Gazette Part IV-C, Page No. 31 to 33 dated 17-5-1983.](4)I get Rs. as a Political/ Military/ Civil pension (A Certificate from a competent authority should be attached herewith).(5)I am authorised to submit this application for Shri/ Shrimati/ Kumari, because this application as an heir, is only for outstanding amount.(6)Identification mark of pension receiver(7)I have not been remarried.Yours faithfully, (Signature)Name in clear wordsPlaceDateRajasthan Legislative Assembly SecretariatIt is certified that Shri/ Shrimati/ kumari remained member of Rajasthan legislative Assembly for the following period:-From ToFrom ToFrom ToFrom ToIt is certified that Shri/ Shrimati/ Kumari (in legible words) remained member of the House of the People for the following periods:-From ToFrom ToFrom To

SeniorTable Officer

Secretariat of the H.O.P.

It is certified that Shri/ Shrimati/ Kumari(in legible words) remained member of the Council of the States for the following periods:-From ToFrom ToFrom ToFrom To

SeniorTable Officer

Secretariat of the Council of the States.

Rajasthan Legislative Assembly SecretariatDated, Jaipur, the 19Till further orders and in the end of every month, pay the amount of Rs. to Shri/ Shrimati/ Kumari the family pension amount under Rajasthan Legislative Assembly (Officers and Members Emoluments and Pension) Act, 1956 and details of which is as follows:-Amount of family pension payable under Section 4 B of the Act, Rs.Debit remuneration/Pension amount receiving under Section 4(b) of the Act Rs.Net amount payable of pensionPayment should be from date and should be upto date

(Signature).....

Secretary,

Rajasthan Legislative Assembly.

Form II(See rule 3)Pension Payment Order(In triplicate)

(1)

Amount
disbursing
officers
portion.

(2)

Pensioners
portion.

(3)

Office.

Debitable to the
State Government.

Accounts head:-

Major Head
Minor Head
Voted
Photograph.

- | | | |
|----|---|---|
| | | Photo of
ex-MLA/
person
authorised
under
proviso of
rule 2,
verified by
competent
officer. |
| 1. | Pensioner's Name | Name of the
person
authorised, |
| | (i) | |
| 2. | Address of the
residence.....
Village &
Sub-Division..... | |
| 3. | Identification mark of the
Pensioner | |
| 4. | Class of the pension-pension under
Rajasthan Legislative Assembly
(Officers & Members Emoluments
& Pension) Act, 1956. | Signature of
ex-MLA/ the
person
authorised
under proviso
of rule-2. |
| 5. | Monthly pension amount Rs.
..... (in figures)
Rupees..... (in words). | |
| 6. | Payment should be made from
..... to | |
| 7. | Payment office and place | |

[Secretary, Rajasthan
Legislative Assembly Jaipur]

Amount of pension
in Rupees
..... (in
words) to
berecorded under
every separate
payment by the
order of
disbursing officer.

Month for which
pension is due

19

19

Date of payment

Amount disbursing officer's
Signature

Date of
payment

Amount disbursing officer's
signature

March

April

May

June

July

August

September

October

November

December

January

February

Form III Declaration (To be submitted with the pension bill two times in the first and subsequent year i.e. in the months of May and November by the person authorised under rule 2) I hereby declare that I have been elected/ nominated/ appointed as a from to on the remuneration/salary of Rs. P.M. from the date 14-12-1976 or (in case of second or subsequent declaration, write the date of last declaration).

2. I have not been elected, appointed on the post of the President/Vice President or on the post of Governor of a State or on the post of an administrator of an Union territory, or

3. I am not member of Council of States or House of the People or of any State Legislative Assembly or Council or Delhi Metropolitan Council constituted under section 3 of Delhi Administration Act. 1966, or

4. I am not paid employee of Central Government or any State Government or any corporation owned or controlled by Central or State Government or any local authority, or I Shri/ Shrimati/ Kumari am not entitled otherwise to remuneration from sak Government or corporation or local authority, or

[x x x] [Deleted by Notification No. F. 7 Sansad/ 82 Published in Rajasthan Gazette Part IV-C, Page No. 31 to 33 dated 17-5-1983.]

5. I am working on the post of or am member of.....or am appointed as a write here the name of the office of Central Government/ State Government/ Local authority/ office of the corporation owned, controlled by Central Government or State Government.....and I am receiving total remuneration Rs. P.M..

[x x x] [Deleted by Notification No. F. 7 Sansad/ 82 Published in Rajasthan Gazette Part IV-C, Page No. 31 to 33 dated 17-5-1983.]

6. I have not been remarried.

.....SignaturesAddress.....Form IV(A)Rajasthan Legislative AssemblyFamily Pension Bill

Rs. P.M. Pension
payment order No.....
dated

Memo: - Use this form for
submitting next bill.

Months
Vouchers of the list
of payments for
the year

Distt. Accounts Item.

No.

I received my due pension for
the month 19.....
amount Rs.
Income Tax deduction Rs.
.....

Net amount Rs. (Rs.
in words)

Place

Date

Address of the Pensioner.

Identify
(Signature)

Designation & address

Received payment.
(Revenue Stamps)
Pensioner.

(A-1)

Certificate to be given when one
does not appear in person(except
where such certificate is not
essential under any rule or order)

It is certified that I have seen the
pensioner that he/she is alive and
that he/she has signed this bill.

Name

Date Designation.

Endorsement to be signed by the
pensioner

Please pay to pensioner.

For the use of Treasury

Bank/ Treasury Pay Rs.
..... Debited in the accounts
.....

Acctt.

Date

T.O. or Sub-T.O.

Receipt of the receiver

Received the payment

Signature of the
bearer or agent
Signature
.....

I identify,
For Bank/ Treasury

Designation and address

Payment made for Rs.
..... (in words.....)

Bank/ Treasury.

For the use of in the office of
Rajasthan Legislative Assembly

Granted Rs. objection
for Rs.

Auditor

Supdt.

Secretary.