

**GOVERNMENT OF RAJASTHAN
FINANCE DEPARTMENT
(RULES DIVISION)**

No. F. 9(14)FD/Rules/2005/Pt

Jaipur, dated

20 APR 2017


All Addl. Chief Secretaries/
Principal Secretaries/
Secretaries to Government.
All Heads of Departments

Circular

Subject: Recovery of wrongful/ excess payments made to Government Servants/ Pensioners.

Attention is invited to FD Circular of even number dated 22.07.2014 and 17.08.2016 regarding wrong and excess payment made to Government Servants/ Pensioners. In the aforesaid circular issued in compliance of judgment of Hon'ble Supreme Court (State of Punjab and others v/s Rafiq Masih etc. in CA No. 11527 of 2014) it has been mentioned that in cases where Government Servant / Pensioner has drawn overpayment in good faith and recovery of which may create hardship to them may not be recovered. In the judgment, Hon'ble Supreme Court has also defined some examples of hardship, whereby recovery of overpayment made to Government Servant/ Pensioner is very difficult.

2. Accordingly, the matter has been considered and it has been decided that:
 - (i) In all existing cases, fixation of pay of all Government Servants be thoroughly reviewed and if any error or discrepancy is found it may be rectified immediately. The rechecking of the cases may be initially done by the Head of Office and then it may be got checked from the Officer of the Accounts Service and certificate to this effect **shall** be recorded in the salary bill of August, 2017.
 - (ii) Similarly, increase in pay of Government Servant on any account **shall** be issued only after pre-check by the member of Accounts service.
3. Compliance of the above directions **shall** be ensured by Administrative Department/ Head of Department from each Head of Office, so that overpayment which is not recoverable as per the direction of Hon'ble Supreme Court may not continue for indefinite time / upto retirement of the employees.
4. Non-compliance of the above direction will be seriously viewed and for overpayment, if any, noticed after August, 2017, responsibility will be fixed against the person responsible for such overpayment and action will be taken under the Rajasthan Civil Services (Classification, Control and Appeal) Rules, 1958 for non-compliance of Government directions.


(Naveen Mahajan)
Secretary, Finance (Budget)

R.S.R. No-11/2017