



**GOVERNMENT OF ANDHRAPRADESH
ABSTRACT**

Public Services - A.P. Employees Group Insurance Scheme, 1984 -Allowing the claims based on the notional pay fixations on account of revision Seniority or sanction of higher Scales under Automatic Advancement Scheme on the similar lines of claims settled in the pursuance with the court orders - Orders - Issued.

FINANCE & PLANNING (FW. ADMN.II) DEPARTMENT

G.O.Ms.No. 383

Dated : 5-12-1994

Read the following :-

1. G.O.Ms.No. 293, Fin. & Plg. (PW. Accts. II) Dept, dated 8-10-1984.
2. Memo.No.49-C/841/Accts.II/85-3, dated 29-11-1985.
3. Memo.No.13979/77/Accts.II/86-1, dated 1-7-1986.
4. G.O.Ms.No. 198, Fin. & Plg. (FW. Admn.III) Dept., dated 12-7-1991.
5. Representation of Joint Staff Council Of Associations, dated 4-8-1993.
6. Representation of A.P.N.G.O's Association, dated 29-9-1994.
7. Judgement of the A.P. Administrative Tribunal in O.A. No. 37008, of 1990 on 25-7-1990.
8. Judgement of the A.P. Administrative Tribunal in O.A.No.228 of 1993.on 1-3-1993.

A P U S

ORDER :

In the 'G.O. 4th read above, 'Government have constituted a Committee to review the working of the A.P. State Employees Group Insurance Scheme with reference to Revision of Pay Scales and Modification made in Govt. of India Scheme and make suitable recommendations thereto.

As per Para 5.2 of G.O First read above, in the event of regular promotion/ appointment of an employee involving change from one Group to another, his subscription shall be raised from the next anniversary of the Scheme to the level appropriate to the group to which he is promoted. Until the date of the next anniversary of the Scheme, he shall continue to be recovered for insurance for the same amount for which he was eligible before such promotion/appointment.

In the Circular Memo 2nd read above, it was clarified that the groups shall be decided on the basis of actual Scale of Pay, the employees are drawing in Special Grade/Special Promotion Scales.

In the circular Memo 3rd read above, the change of group involving retrospective promotions shall be allowed from the next anniversary of the Scheme following the promotion when the Anniversary of the A.P. State Employees "Group Insurance Scheme falls.

Some of the legal heirs of the deceased Government employees have approached the A.P. Administrative Tribunal on the ground that the delay in sanctioning of Scales of pay in retrospective promotions and Automatic Advancement Scheme is purely administrative one and that it is the responsibility of the Drawing and Disbursing Officer to recover the appropriate subscription in higher groups and the failure on the part of the Drawing and Disbursing Officers should not cause loss to the claimants. The A.P. Administrative Tribunal in their Judgments 7th and 8th read above have passed favourable orders in such several cases for payment of insurance amounts with

reference to the appropriate slabs on account of revision of pay fixations of the employees by upholding the contention that the delays in issuing the proceedings must be administrative one and that the employee should not suffer. Some of the claims were settled in pursuance with the Court orders. Some of the legal heirs have also approached the Govt. to settle their cases in pursuance with the judgments given by A.P. Administrative Tribunal.

The Committee constituted vide G.O. 4th read above reviewed the matter and of the view that as some of the 'claims were settled in pursuance of the court orders, the pending cases may also be settled on similar lines. Since the instructions issued earlier are ambiguous and the insured was not made responsible-to ensure recovery of proper subscription from his pay, the entire responsibility rested on the Drawing and Disbursing Officers. The Committee therefore suggested to plug the lacuna by issuing suitable amendments to the G.O. 1st read above wherever necessary making the employee also responsible for watching the recovery of subscription at appropriate group to which he belongs.

The A.P. Non-Gazetted Officers Association has represented to the Government to issue suitable orders on the recommendation of the Committee.

Government have accepted the recommendations of the Committee, hereby order that the pending claims as on the date of this order shall be settled on similar lines of claims settled in pursuance of Court orders. The claims already settled as per the G.Os. issued from time to time need not be reopened. Further modification orders to the relevant paras of the G.O. first read above making the employee also responsible for recovery of proper subscription from his pay, as per the suggestion of the Committee will be issued separately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

P.V. BHIDE
Secretary to Government