

No.F.6 ( 27)-PWD(E)/2022/ 22398-548  
GOVERNMENT OF TRIPURA  
PUBLIC WORKS DEPARTMENT

Dated, Agartala, the 7<sup>th</sup> January, 2023

**MEMORANDUM**

**Subject:-** Fixation of pay on promotion (ad-hoc basis) to the post of U.D. Clerk from L.D. Clerk who have already availed equal or higher Grade Pay of Rs.2800/- & Rs. 4200/- respectively in the same Scale of pay Rs.-5700 to 24,000/- in PB- 2 of Tripura State Pay Matrix 2018 under Public Works Department .

Good numbers of L.D Clerk have been promoted (ad-hoc basis) to the post of U.D. Clerk in the Grade Pay -2800/- vide Departmental Notification No.F.6 ( 27)-PWD(E)/2022/18,849 -19,413 dated 14-12-2022 with prospective date subject to final outcome of SLP(C) No. 19765 – 19767 of 2015 pending in the Hon'ble Supreme Court of India. In isolated cases it has been noticed that few of the L.D Clerks have already availed equal or higher Grade Pay of Rs. 2800/- & Rs. 4200/- respectively in the same Scale of pay Rs.-5700 to 24,000/- in PB- 2 of Tripura State Pay Matrix 2018 in the same post without promotion by means of ACP2 / ACP3.

As per Rule 10(7) of Tripura State Civil Services (Revised Pay) Rules, 2009 wherein, it is stated that "in case where financial up-gradation and promotion fall in the same Grade pay, in that case if any employee has already got the benefit of financial up gradation under ACP, he will not get any further financial benefit of increment etc. for his promotion in the same Grade Pay. He will, however, therefore be entitled to the higher designation and all the financial responsibilities and facilities available for the higher post."

In a similarly fitted case Finance Department in a opinion communicated vide U.O No.625/FIN(Estt-II)/2022 dated 10.01.2022 that "an official who has been promoted on ad-hoc basis to the post of next higher Grade in the same Pay Level will only be entitled to the higher designation and all the Financial responsibilities and facilities available for the higher post and he will not be entitled to go any further financial benefit like increment etc. in line with Tripura State Civil Services (Revised Pay) Rules".

Therefore, in the light of Rule 10(7) of TSCS (RP) Rules 2009 read with clarification dated 10/01/2022 given by the Finance Department, Government of Tripura on availing the ad-hoc promotion to the post of U.D Clerk who have already availed equal or higher Grade pay of the said post will not get any financial benefit, but their nature of discharging duties, degree of responsibilities to the post will be enhanced as a substantive post.

All Head of the Offices / Executive Engineers / DDO's under PWD are requested to settle the matter from their end accordingly.

This is issued with approval of the Competent Authority.

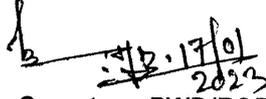
  
(Er. Subrata Roy) 2023  
Deputy Secretary, PWD(R&B)  
Agartala, Tripura

To

1. All T.A to O/o the Superintending Engineers, PWD(R&B/ DWS/WR/NH/ PMGSY &Buildings), Tripura.
2. All Executive Engineers & DDO's PWD(R&B/ DWS/WR/NH/ PMGSY &Buildings) Tripura

Copy to:-

1. The CMD, TSECL, Tripura, Agartala.
2. All Chief Engineers, PWD(R&B/ DWS/WR/NH/ PMGSY &Buildings), Tripura.
3. All Superintending Engineers, PWD(R&B/ DWS/WR/NH/ PMGSY &Buildings), Tripura.
4. All AGM, TSECL, Tripura.
5. All DGM, TSECL, Tripura.
6. PS to the Secretary, PWD, Tripura.
7. The Senior Architect, PWD, Tripura.
8. The Estate Officer, PWD, Tripura.
9. ITCC, Netaji Chowmuhani, Agartala.
10. Guard File.

  
12.17.01  
2023  
Deputy Secretary, PWD(R&B)  
Agartala, Tripura