

झारखण्ड सरकार
उच्च एवं तकनीकी शिक्षा विभाग
(उच्च शिक्षा निदेशालय)

योजना भवन, नेपाल हाउस, डोरण्डा, राँची-834009 (झारखण्ड)

संकल्प

विषय:- राज्य के विश्वविद्यालयों के मुख्यालय में कुलपति, प्रतिकुलपति एवं अन्य पदाधिकारियों का 7th CPC के अंतर्गत सातवां पुनरीक्षित वेतनमान का लाभ दिनांक-01.01.16 से लागू करने से संदर्भित संकल्प सं0 319 दिनांक 07.02.2019 में Addendum करने के संबंध में।

विभागीय संकल्प-319 दिनांक-07.02.19 के द्वारा राज्य के विश्वविद्यालयों एवं अंगीभूत महाविद्यालयों (घाटानुदानित अल्पसंख्यक महाविद्यालयों सहित) के शिक्षकों एवं पदाधिकारियों को 7th CPC के अंतर्गत सातवां पुनरीक्षित वेतनमान का लाभ दिनांक-01.01.16 से लागू की गई है।

2. उक्त संकल्प के कंडिका-3 में Revised Pay of Pro-Vice Chancellor and Vice Chancellor of Universities के संदर्भ में निम्नवत प्रावधान उल्लेखित है:-
 - (i) Pro-Vice Chancellor: The pay of the Pro Vice Chancellor of a University, presently at existing AGP of Rs. 10,000 in PB Rs. 37,400-67,000/HAG scale, shall be fixed at Academic Level 14/Academic Level 15, as the case may be, with the existing special allowance of Rs. 4000/- per month.
 - (ii) Vice Chancellor: The pay of the Vice Chancellor shall be fixed at Rs. 2,10,000/- (fixed) (Figures obtained by using the IOR of 2.81 on 75,000/- and rounding off the figures to nearest five thousand), with the existing special allowance of Rs. 5000/- per month.
3. उल्लेखनीय है कि राँची विश्वविद्यालय, राँची के माध्यम से डॉ० कामिनी कुमार, पूर्व प्रतिकुलपति, राँची विश्वविद्यालय, राँची एवं डॉ० अरुण कुमार सिन्हा, तत्कालीन प्रतिकुलपति, राँची विश्वविद्यालय, राँची के वेतन निर्धारण में हुई विसंगति के संबंध में पत्र विभाग को प्राप्त हुआ था। इस क्रम में श्री सिन्हा एवं श्रीमती कुमार द्वारा भी उक्त मामले में आवेदन विभाग को समर्पित किया गया। तदालोक में विभागीय पत्रांक-940 दिनांक-27.04.23 द्वारा राज्यपाल सचिवालय, झारखण्ड, राँची से मार्गदर्शन प्रदान करने का अनुरोध किया गया। इस क्रम में राज्यपाल सचिवालय, झारखण्ड, राँची के पत्रांक-1643 दिनांक-29.05.23 द्वारा मार्गदर्शन दिया गया, जिसका Operative part निम्न प्रकार है:-

"Thus, in view of the above it is evident that Dr. Kamini Kumar and Dr. Arun Kumar Sinha are entitled for pay protection on the basis of their earlier assignment only for the period they were in the service of earlier

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assignment and after retirement from the post their pay structure has to be fixed and payable as per the specific provision under Jharkhand State University Act {section 12(3)} which is fixed by the Department of Higher Education under pay level 14/15 i.e. Rs. 1,44,200/-."

4. राज्यपाल सचिवालय, झारखण्ड, राँची से प्राप्त मंतव्य के आलोक में विभाग द्वारा विभिन्न विश्वविद्यालयों में पदस्थापित 03 तत्कालीन प्रति कुलपतियों प्रो० डॉ० कामिनी कुमार, प्रो० डॉ० दीपनारायण यादव एवं प्रो० डॉ० अरुण कुमार सिन्हा का वेतन निर्धारण संशोधित किया गया। संशोधित वेतन निर्धारण पर संबंधित पदाधिकारियों द्वारा आपत्ति करते हुए आवेदन विभाग में समर्पित किया गया। इस संदर्भ में राज्यपाल सचिवालय, झारखण्ड, राँची के पत्रांक-1643 दिनांक-29.05.23 के द्वारा सम्पूर्ण मामले पर वित्त एवं विधि विभाग का परामर्श प्राप्त करने का निदेश दिया गया।
5. उक्त के आलोक में संचिका परामर्श हेतु वित्त विभाग एवं विधि विभाग को भेजी गई। वित्त विभाग एवं विधि विभाग के द्वारा विद्वान महाधिवक्ता का मंतव्य प्राप्त किया गया, जिसका Operative part निम्न प्रकार है:-

"In view of the aforesaid judgments of Hon'ble Supreme Court and Rule 21 of General Conditions of Service, I am of the considered opinion that if the substantive pay has been fixed for the tenure post pay protection, in accordance with statutes, the same cannot be reduced to the disadvantages to the officer before the completion of the tenure."

6. उक्त के आलोक में विभागीय संकल्प सं० 319 दिनांक 02.07.2019 की कंडिका-3(i) एवं 3(ii) की निम्नवत विस्तृत व्याख्या की जाती है:-

Fixation of Pay of Officer already in active service:

3(i) Pro-Vice Chancellor:- *The pay of the Pro-Vice Chancellor (already in active service) of a University presently at existing AGP of Rs. 10,000/- in pay band Rs. 37,400-67,000/HAG scale shall be fixed at Academic Level 14/Academic Level 15 with rationalized entry pay of Rs. 1,44,200/- plus special allowance as per 7th pay commission recommendation of MoE/UGC. The Pro-Vice Chancellor being a permanent Tenure post, the initial pay shall be fixed after taking into account the substantive/basic pay drawn by him in any establishment in which he/she was working immediately before his appointment in the Universities of Jharkhand.*

Further, if the Pro-Vice Chancellor attains superannuation during his/her tenure of Pro-Vice Chancellor, then the basic pay for the remaining tenure shall be fixed in the following manner:-

- (a) *Last basic pay drawn in active service minus basic pension.*
- (b) *Since the officer will be getting pension with Dearness Relief (DR) therefore no Dearness Allowances (DA) will be admissible on the basic pay fixed in (a) above.*
- (c) *No yearly increment will be admissible on the basic pay fixed in (a) above.*





- (d) HRA & Travelling Allowance (TA) will be admissible as per the provisions of Finance Department, Government of Jharkhand Letter No. 1243/वि. dated 28.04.2016 and subsequent notifications of Finance Department, Government of Jharkhand from time to time.

3(ii) Vice-Chancellor:- The pay of the Vice-Chancellor (already in active service) shall be fixed with rationalized entry pay of Rs. 2,10,000/- plus special allowance as per 7th Pay recommendation of MoE/UGC. The Vice Chancellor being a permanent Tenure post, the initial pay shall be fixed after taking into account the substantive/basic pay drawn by him in any establishment in which he/she was working immediately before his appointment in the Universities of Jharkhand.

Further, if the Vice-Chancellor attains superannuation during his/her tenure of Vice-Chancellor, then the basic pay shall be fixed in the following manner:-

- (a) Last basic pay drawn in active service minus Pension.
- (b) Since the officer will be getting pension with Dearness Relief (DR) therefore no Dearness Allowances (DA) will be admissible on the basic pay fixed in (a) above.
- (c) No yearly increment will be admissible on the basic pay fixed in (a) above.
- (d) HRA & Travelling Allowance (TA) will be admissible as per the provisions of Finance Department, Government of Jharkhand Letter No. 1243/वि. dated 28.04.2016 and subsequent notifications of Finance Department, Government of Jharkhand from time to time.

7. **Fixation of pay of Officer who joins after superannuation**

वित्त विभाग, झारखण्ड सरकार के संकल्प सं० 928/वि० दिनांक 06.04.2022 की कंडिका-7 में निम्न उल्लेखित है-

- (क) सेवानिवृत्ति के समय प्राप्त अंतिम मूल वेतन घटाव मूल पेंशन की राशि के समतुल्य नियत मासिक मानदेय/वेतन (Fixed Pay) की राशि अनुमान्य होगी।
- (ख) उक्त नियत मानदेय/वेतन (Fixed Pay) की राशि पर महंगाई भत्ता एवं वार्षिक वेतनवृद्धि अनुमान्य नहीं होगा।
- (ग) पेंशन पर महंगाई राहत का भुगतान होता रहेगा।
- (घ) अनुमान्यता के आधार पर आवास किराया भत्ता एवं परिवहन भत्ता वित्त विभागीय संकल्प संख्या 1243 दिनांक-28.04.2016 के अनुसार ही अनुमान्य होंगे।

उक्त के आलोक में राज्य के विश्वविद्यालय के वैसे पदाधिकारी जो Superannuation के पश्चात किसी विश्वविद्यालय में पदाधिकारी के रूप में नियुक्त होते हैं उन्हें वेतन निर्धारण में Pay Protection का लाभ निम्नवत प्राप्त होगा:-

- (i) **Vice-Chancellor:-** The pay of the Vice-Chancellor (joining after superannuation), the initial pay shall be fixed after taking into account the





substantive/basic last pay drawn by him/her in any establishment in which he/she was working immediately before his/her appointment in the Universities of Jharkhand.

The basic pay shall be fixed in the following manner:-

- (a) Last basic pay drawn in active service minus basic pension.
- (b) Since the officer will be getting pension with Dearness Relief (DR) therefore no Dearness Allowances (DA) will be admissible on the basic pay fixed in (a) above.
- (c) No yearly increment will be admissible on the basic pay fixed in (a) above.
- (d) HRA & Travelling Allowance (TA) will be admissible as per the provisions of Finance Department, Government of Jharkhand Letter No. 1243/14 dated 28.04.2016 and subsequent notifications of Finance Department, Government of Jharkhand from time to time.

- (ii) **Pro-Vice-Chancellor:-** The pay of the Pro-Vice-Chancellor (joining after superannuation), the initial pay shall be fixed after taking into account the substantive/basic last pay drawn by him/her in any establishment in which he/she was working immediately before his appointment in the Universities of Jharkhand.

The basic pay shall be fixed in the following manner:-

- (a) Last basic pay drawn in active service minus basic pension.
- (b) Since the officer will be getting pension with Dearness Relief (DR) therefore no Dearness Allowances (DA) will be admissible on the basic pay fixed in (a) above.
- (c) No yearly increment will be admissible on the basic pay fixed in (a) above.
- (d) HRA & Travelling Allowance (TA) will be admissible as per the provisions of Finance Department, Government of Jharkhand Letter No. 1243/14 dated 28.04.2016 and subsequent notifications of Finance Department, Government of Jharkhand from time to time.

- (iii) The pay of all remaining Officers (joining after superannuation), the initial pay shall be fixed after taking into account the substantive pay drawn by him in any establishment in which he/she was working immediately before his appointment in the Universities of Jharkhand.

The basic pay shall be fixed in the following manner:-

- (a) Last basic pay drawn in active service minus basic pension.
- (b) Since the officer will be getting pension with Dearness Relief (DR) therefore no Dearness Allowances (DA) will be admissible on the basic pay fixed in (a) above.
- (c) No yearly increment will be admissible on the basic pay fixed in (a) above.
- (d) HRA & Travelling Allowance (TA) will be admissible as per the provisions of Finance Department, Government of Jharkhand Letter

8. राज्य के विश्वविद्यालय के सभी कार्यरत पदाधिकारियों को उनके वेतन निर्धारण में Pay Protection का लाभ निम्नवत प्राप्त होगा:-

"All officers (already in active service and will not superannuate during the tenure) would continue to have lien in their main academic post where they would continue to get notional increments while they are functioning as officers. After completion of their tenure as officers, they would go back to their academic post and draw salary due in such respective academic post and would not continue to have the officer's pay".

9. **Pay of Principals in Colleges-**

The pay of Principals shall be equivalent to the pay of Professor i.e. Academic Level 14 with rationalized entry pay of Rs. 1,44,200/-:-

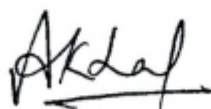
- (i) The existing pay scale of person appointed as principal shall be protected.
- (ii) Principals would continue to have lien in their main academic post where they would continue to get notional promotions while they are functioning as principals. After non-completion of their tenure as Principals, they would go back to their academic post and draw salary due in such respective academic posts and would not continue to have the Principals' pay and after completion of their tenure as Principals, process prescribed in Statutes notified vide letter no. 963 dated 06.08.2021 will be applicable.

10. **Allowances-**

The allowances and benefits as per the 7th pay commission is being given to the employees of the State Universities and its Constituent Colleges (including minority colleges) vide Department of Higher & Technical Education Resolution No. 963 dated 06.08.2021 and 492 dated 24.02.2023. In view of the aforesaid it is further clarified that:

- (I) **Admissibility of HRA-**

- (i) HRA shall be governed by the following provisions:-
 - (a) The allowance shall not be admissible to those who occupy General Pool Residential accommodation provided by the University/Government.
 - (b) HRA drawn by a University servant, who accepts allotment of University/Government accommodation, shall be stopped from the date of actual handing-over of accommodation in immediate habitable condition to the University servant.



In case of refusal of allotment of University/ Government accommodation, HRA shall cease to be admissible from the date of allotment of accommodation. In case of surrender of accommodation, the House Rent Allowance, if otherwise admissible, will be payable from the date of such surrender.

- (c) A University servant residing in the University-run hostels or Government run hostels is not entitled to House Rent Allowance. University servants living in hostels run by Autonomous and semi-Government Organizations, which are not run on commercial lines (i.e. any hostel which is charging only subsidized rent and not market rent), would not be entitled to HRA.
- (d) During the period of transfer, rate of HRA shall be regulated with reference to new place of posting.

(ii) Conditions for drawal of house rent allowance-

A University servant shall not be entitled to HRA, if-

- (a) he/she shares University accommodation allotted to another University servant; or
- (b) his/her spouse has been allotted accommodation at the same station by the University/ Central Government /State Government/ Autonomous Public Undertaking/ Semi Government Organization such as Municipality, Port Trust, etc, whether he/she resides in that accommodation or he/she resides separately in accommodation rented by him/her.
- (c) he/she resides in accommodation allotted to his/her parents/son/ daughter by the Central Government, State Government, an Autonomous Public Undertaking or semi-Government Organization such as a Municipality, Port Trust, Nationalized Banks, Life Insurance Corporation of India, etc; or

(iii) Drawal of HRA by husband and wife when both of them happen to be University/Government servants and are living in hired/owned accommodation- HRA would be admissible to both as per their entitlement.

(iv) During Leave-

- (a) A University servant will be entitled to draw HRA during leave at the same rates at which he was drawing these allowances before he proceeded on leave. For this purpose, leave means leave of all kinds (except "Leave without pay") as prescribed by Jharkhand State University Act, 2000 & its related Statutes.



- (b) In case of Study Leave approved by syndicate of University, employee shall be eligible for HRA as earlier if the leave has been sanctioned as, "Leave with Pay".

(v) During Deputation:

When an officer/teacher of the State University of Jharkhand and its Constituent Colleges is proceeding on Deputation from-

- (a) College to University Headquarters,
- (b) One State University to another State University within the State of Jharkhand,
- (c) State University/ and its Constituent College to Department of Higher & Technical Education, Government of Jharkhand,

then, under normal circumstances, HRA will not be payable as per the place of deputation, rather the said allowance will be payable only at the rate admissible for their regular posting. If admissible allowances are claimed at the place of deputation, then prior approval of the Finance Department, Jharkhand, Ranchi will be essential, otherwise the said allowance will not be payable on the basis of the place of deputation.

- (vi) During Suspension: The University employee under suspension shall be entitled to the HRA after approval from the Syndicate of the University.

All other provisions will be guided by Finance Department, Government of Jharkhand Letter No. 746/वि० dated 15.03.2024 and subsequent notifications of Finance Department, Government of Jharkhand from time to time.

(II) Admissibility of Gratuity:

The maximum gratuity amount of Rs. 20.00 lakhs shall be admissible to University teachers and officers as per 7th pay commission notified in the Statutes, "In pursuance to UGC Regulation 2018, the revised Statutes on minimum qualifications for appointment of teachers, officers of the universities and other academic staff in universities and colleges and measures for the maintenance of standards in Higher Education-2022." w.e.f. 01.01.2016 as per the circular of Department of Finance, Government of Jharkhand vide resolution no. 218/F dated 18.01.2017.

The calculation of gratuity amount w.e.f. 01.01.2016 will be as per the circular of Department of Finance, Government of Jharkhand vide Resolution No. 218/F dated 18.01.2017.

(III) Special Allowance to VC/Pro-VC/Principals of Colleges:

As per Ministry of Human Resource Development (MoE), Department of Higher Education (GoI) letter no. 1-4/2017-U.II dated

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28.01.2019 the special allowances for the post of Vice Chancellor, Pro-Vice Chancellor and College Principals under 7th pay commission, are as follows:-

S. No.	Post Chancellor	Revised Special Allowance per month
1.	Vice Chancellor	Rs. 11,250/-
2.	Pro Vice Chancellor	Rs. 9,000/-
3.	Principal in College	Rs. 6,750/-

11. प्रस्ताव पर दिनांक-19.06.2024 को आहूत मंत्रिपरिषद् की बैठक के मद संख्या-29 में स्वीकृति प्राप्त है।

आदेश:- आदेश दिया जाता है कि संकल्प की प्रति झारखण्ड राजपत्र के आगामी असाधारण अंक में सर्वसाधारण के सूचनार्थ प्रकाशित की जाए।

झारखण्ड राज्यपाल के आदेश से


8.7.24
(राहुल कुमार पुरवार)
सरकार के प्रधान सचिव।

ज्ञापांक-4/ब-55/2019 1099

राँची, दिनांक- 08/07/2024

प्रतिलिपि:-अधीक्षक, राजकीय मुद्रणालय (सरकारी प्रेस), झारखण्ड, डोरण्डा, राँची को राजपत्र के अगले असाधारण अंक में प्रकाशनार्थ प्रेषित।


8.7.24
(राहुल कुमार पुरवार)
सरकार के प्रधान सचिव।

ज्ञापांक-4/ब-55/2019 1099

राँची, दिनांक- 08/07/2024

प्रतिलिपि:-महालेखाकार, झारखण्ड, राँची को सूचनार्थ एवं आवश्यक कार्रवाई हेतु प्रेषित।


8.7.24
(राहुल कुमार पुरवार)
सरकार के प्रधान सचिव।

ज्ञापांक-4/ब-55/2019 1099

राँची, दिनांक- 08/07/2024

प्रतिलिपि:-मुख्य सचिव, झारखण्ड/प्रधान सचिव, राज्यपाल सचिवालय, राजभवन, झारखण्ड/माननीय विभागीय (मुख्य) मंत्री के प्रधान आर्त सचिव/प्रधान सचिव, विधि विभाग/सचिव, वित्त विभाग/विभागीय प्रधान सचिव के प्रधान आर्त सचिव/निदेशक, उच्च शिक्षा के प्रधान आर्त सचिव/नोडल पदाधिकारी ई-ऑफिस परियोजना, उच्च एवं तकनीकी शिक्षा विभाग, राँची/कुलसचिव, राँची विश्वविद्यालय, राँची/विनोबा भावे विश्वविद्यालय, हजारीबाग/कोल्हान विश्वविद्यालय, चाईबासा/सिदो कान्हू मुर्मू विश्वविद्यालय, दुमका/नीलाम्बर पीताम्बर विश्वविद्यालय, मेदिनीनगर, पलामू/बिनोद बिहारी महतो कोयलांचल विश्वविद्यालय, धनबाद/डॉ. श्यामा प्रसाद मुखर्जी विश्वविद्यालय, राँची/झारखण्ड रक्षा शक्ति विश्वविद्यालय, राँची/जमशेदपुर महिला विश्वविद्यालय, जमशेदपुर को सूचनार्थ एवं आवश्यक कार्रवाई हेतु प्रेषित।


8.7.24
(राहुल कुमार पुरवार)
सरकार के प्रधान सचिव।
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