

**GOVERNMENT OF INDIA
MINISTRY OF FINANCE
RAJYA SABHA
QUESTION NO 387
ANSWERED ON 06.02.2018**

Revision of NPS employees to old pension scheme

387 Shri Neeraj Shekhar

Will the Minister of FINANCE be pleased to state :-

- (a) whether Government has filed any petition before Kerala High Court against the orders of Central Administrative Tribunal, Ernakulam bench which had ordered the Central Government to revert the employees who had joined after 1st January, 2004 under NPS to old pension scheme and had observed that date of vacancy/advertisement should be the basis for inclusion under NPS instead of the date of joining;
- (b) if so, the details thereof along with the details of petition number and date thereof; and
- (c) if not, the reasons why Government has not implemented the orders of CAT and reverted the employees?

ANSWER

The Minister of State in the Ministry of Finance

(a) to (c) Yes, Sir. Department of Posts has informed that OP (CAT) 304/2016 has been filed before the Hon'ble High Court of Kerala against the order of the Hon'ble Central Administrative Tribunal (CAT) dated 15.02.2016 in Original Application No. 20/2015, and the same is still pending before the Hon'ble High Court. The OP (CAT) No. 304/2016 was admitted on 01.12.2016 and an interim order of stay on the operation of the order of the Hon'ble CAT dated 15.02.2016 was granted by the Hon'ble High Court of Kerala and the same was extended until further orders on 12.01.2017.
