

## **LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT**

Notification No.LAW 43 LGR 79, Bangalore, dated  
12th April 1979.

In exercise of the powers conferred by Section 15 read with Section 11A of the Karnataka. Legislature Salaries, Pensions and Allowances Act, 1956 (Karnataka Act 2 of 1957) the Government of Karnataka hereby makes the following rules:-

**1. Short title and Commencement:-** (1) These rules may be called the Karnataka Legislators Pension Rules, 1979.

(2) They shall be deemed to have come into force on the 26th day of December, 1978.

**2. Definitions:-** In these rules, unless the context otherwise requires,

(a) "Act" means the Karnataka Legislature Salaries Pensions and Allowances Act, 1956 (Karnataka Act 2 of 1957);

(b) "Assembly" means the Karnataka Legislative Assembly;

(c) "Form" means a form appended to these rules;

(d) "House" means the Karnataka Legislative Assembly

(e) "Pensioner" means a person who is eligible to receive pension under the Act.

(f) "rules" means the Karnataka Legislators Pension Rules, 1979; and

(g) "Secretary" means the Secretary to the Karnataka Legislative Assembly and include the Under Secretary (Accounts) of the Karnataka Legislative Assembly.

**3. Sanctioning Authority:** The Secretary shall be the authority competent to sanction pension to the persons entitled under the Act.

**4. Application:** Application for the grant of pension or family pension these rules shall be made to the Secretary in form I or II as the case may be. The application shall be accompanied by three copies of the passport size photograph of the applicant and four sets of his or her specimen signature duly attested by a Gazette Officer of the State Government.

**5. Sanction of Pension:** On receipt of the application and on being satisfied about the eligibility of the applicant for the pension in accordance with section 11A or section 11B of the Act, the Secretary make an order in Form III or Form IV sanctioning the amount of pension or family pension and communicate such order to the person concerned and to the Accountant General, Karnataka.

**6. Claim and Payment of Pension:** Pension or Family Pension shall be claimed in Form V or Form VI and it shall be paid by the Secretary by cheque or credited to the Account of the Pensioner concerned, in Bank if he so desires.

**7. Change of Address:**It shall be the duty of the pensioner to intimate to the Secretary the change, if any, of his residence, lasting for more than three months.

**8. Date of payment of pension:** The pension sanctioned under these rules shall be payable from the date specified in the order and it shall not be commuted for a lumpsum. The pension shall become due for payment only on the expiry of the month to which it relates.

**9. Death of Pensioner:**In the event of the death of the pensioner, his legal heir shall be entitled to receive the amount of pension due till the date of his death including unpaid arrears.

**10. Mistake in the calculation of the pension period:**A pension sanctioned to any person under these rules is liable to be cancelled or modified if it is found that there has been any error in the evaluation of the period of his eligibility for the grant of pension.

**11. Over payment of irregular payment, etc.** If any over payment is made, the amounts so over paid shall be adjusted in the subsequent payments or recovered as arrears of Land Revenue.

**12. Recovery of dues if any:-** Dues, if any, towards arrears of Legislator's Home Rent, Guest Charges, Telephone charges, Car Hire Charges, Loss of Library Books or any other dues to the Legislature Secretariat from the pensioner when he was a Member of the House shall without prejudice to any other mode of recovery permissible under any law may be recovered from the pension payable to him.

**13. Decision of the Secretary is final:-** The decision of the Secretary on all matters covered by these rules shall be final.

#### **PROCEEDINGS OF THE GOVERNMENT OF KARNATAKA**

Sub: Payment of Legislator's Pensions through Public Sector Banks in Karnataka

- Read: 1) Correspondence resting with D.O. letter No. Secy:KLS 174/90 dated 26.11.1990 of the Secretary, Karnataka Legislature.
- 2) Letter No. GA/NB/No. 476/CA 164 (II) (20-MLA) 90-91 dated 20.8.90 of Chief Accountant, Reserve Bank of India, Bombay.
- 3) Letter No. PM/G.III/117 dated 22.11.90 of Accountant General, Bangalore.

#### **PREAMBLE:**

Under the existing procedure, the Legislator's pension is being paid by means of cheques drawn on the Reserve Bank by the Legislative Assembly Secretariat. The pensioners have to prefer their claims by presenting a bill every

month and the cheques will be drawn after passing the bill. The cheques will be sent to the respective Bank as desired by the pensioners. This is causing enormous delay in the Legislators getting their pension, since they are residing in all parts of the State and also some of them are living outside the State. They are, therefore, requesting repeatedly, to introduce a scheme of payment through Nationalised Banks as is done in the case of pensions of Ex-Members of Parliament and service pensions. The proposal has been examined in consultation with the Accountant General, Karnataka, Bangalore, and the following scheme is drawn up with the approval of the Reserve Bank of India and the Accountant General (A&E), Karnataka, Bangalore.

**Govt. Order No. FD 2 TTC 89, Bangalore, Dated 1.4.1991**

In the circumstances explained above, Government is pleased to introduce the scheme of payment of pension through Public Sector Banks to Ex-Legislators in the State of Karnataka. The scheme shall come into force from 1st June 1991.

**1. Scope and Applicability:**

(i) The scheme will cover all pensioners of the State Legislature and the family pension payable to the families of deceased sitting members of the Legislature. The scheme will be operated through the branches of the State Bank of India, subsidiaries of the State Bank of India, and all the 20 Nationalised Banks in the metropolitan city of Bangalore and through branches of State Bank of India, State Bank of Mysore, Canara Bank, Syndicate Bank, Union Bank of India, Indian Bank, State Bank of Hyderabad, Vijaya Bank and Corporation Bank in the rest of Karnataka.

(ii) Pension will be paid through Banks by credit to the pensioners savings/current account at Banks branch selected by him. Pension will be credited to the pensioners account on the day following the last day of the month, since under Rule 8 of the Karnataka Legislators Pension Rules, 1979, pension shall become due for payment only on the expire of the month to which it relates. Exceptionally, if for any reasons the pension cannot be credited on the first working day of the following month, it must be ensured that a credit is given as soon as possible thereafter, and in any case, before the 7th of the month succeeding the month for which the pension is due. No bills will be required to be submitted for this purpose. Every pensioner availing of this facility will open savings / current account in his own name, unless he is already having one. Credit to joint account is not permissible. Pension will not be paid in cash or through a joint or an either or survivor account. The account of the pensioner to which his pension is credited will not be allowed to be operated upon by the holder of the power of attorney on his behalf.

**2. The detailed procedure to be followed for transfer of pension payment work to banks and accounting of pension payments under the scheme is outlined below:**

(i) The pension payment order (both halves) will be prepared and forwarded by the Karnataka Legislative Assembly Secretariat to the concerned District

Treasuries for arranging payment through Nationalised Banks. The Accountant General (A&E), Karnataka will in turn authorise the District Treasuries to honour the PPOs forwarded by the Karnataka Legislature Secretariat. Each of the Public Sector Banks will nominate the link branch in the headquarters of each District for co-ordinating the work connected with disbursement and accounting of pension payments by their various branches in the District income and addresses of the link branch shall be communicated to the District Treasury Officer concerned, the Accountant General (A&E) Karnataka Director of Treasuries, Bangalore, the Secretary, Karnataka Legislative Council with the complete list of other branches in the district and their addresses.

(ii) On receipt of information specified above, the Treasury Officer will *send* a copy of the special seal of the Treasury together with his specimen signature countersigned by the Manager, Reserve Bank of India/State Bank of India or its subsidiaries conducting Government business at the station, to the Manager / Agent of the link branch of each bank by name under registered cover. The Pension Payment Orders (both halves) received by the District Treasury Officer from the Secretary Karnataka Legislative Assembly Secretariat, shall be sent by him under his special seal to the nominated link branch of the Public Sector Banks under intimation to the Secretary, Karnataka Legislative Assembly Secretariat and the Accountant General (A&E), Karnataka and the Director of Treasuries, Bangalore. The documents will be sent to the link branch through a message or under registered post. The pensioner will be advised to approach the Bank specified by him for receiving future pension payments.

(iii) While forwarding the above documents, the month up to which the pension has been paid by the Karnataka Legislative Assembly Secretariat and the month from which pension payment is to be arranged by the branch of the concerned Public Sector Banks will be clearly indicated, Pension Payment Orders received by the District Treasury upto 15th of the month would be forwarded by the District Treasury to the link branch of the concerned Public Sector Banks latest by 25th of the month to facilitate commencement of Pension Payment by the Public Sector Banks paying branch on the first of the next month.

(iv) Each District Treasury will maintain a record of all the pension payment orders forwarded by it to the link branch of the Public Sector Banks. The duplicate of the forwarding memos received from the Karnataka Legislative Assembly Secretariat will *be* retained in the District Treasury.

### **1. Transmission of Pension Payment Orders by link branch to paying branch:**

(i) The banks will maintain at their link branch a register in the form prescribed in Annexure-A to serve as an index of the pension payments authorised to be made through the Public Sector Banks.

(ii) The link branch will verify the special seal and signature of the Treasury Officer forwarding the Pension Payment Order with the special seal and specimen signature on record with the link branch. The Pension Payment Orders (both

halves) and any other documents received from the Treasury will thereafter be forwarded by the link branch to the branch selected by the pensioner hereinafter referred to as the paying branch within 3 days.

#### **4. Functions of Paying Branch:**

On receipt of documents from the link branch as indicated above and before commencing payment of pension, the paying branch will

- (i) Advise the pensioner through a letter in the form as in Annexure-D to appear at the branch for his identification.
- (ii) Obtain an undertaking from the pensioner in the form as in Annexure-E that excess payment credited to his / her account due to delay in receipt of any material information or any bonafide error and any arrears due to the Karnataka Legislature can be recovered by the bank .
- (iii) Obtain in the case of new pensioner, specimen signature or thumb impression as the case may be, in the space provided for the purpose in the disburser's portion of the pension payment order and hand over pensioner's portion of the PPO to him / her.
- (iv) The process of identification comprises checking of signatures and photograph of pensioners with those received with the pension payment Order. The pensioner has also to produce his personal copy of the letter of the Secretary, Karnataka Legislative Assembly forwarding the Pension Payment Order. The personal identification of the pensioner as prescribed in the preceding paragraph will be only for the first time of pension at the paying branch. In cases of temporary inability to appear in person in consequence of the pensioner's bodily illness or infirmity, verification may be carried out as above as soon as the pensioner recovers from illness. In case the photograph is not available on the disburser's portion, the paying branch will in due course obtain new photograph from the pensioner (which can be attested by any officer of the Reserve Bank of India or Public Sector Bank) and complete the disburser's portion.
- (v) No bills will be required to be submitted by the pensioner for drawing the pension through a Bank; the payment of pension after deduction of tax will be made by the Bank by credit to Savings / Current account of the pensioner on the first working day following the last working day of the previous month to which the pension relates. If in exceptional cases the pension could not be credited on the first working day of the following month, it must be ensured that it is credited as soon as possible and in any case not later than the 7th of the month following the month for which pension is due.
- (vi) The paying branch will be responsible for deduction of income-tax at source from the pension payments in accordance with the rates prescribed from time to time. In case of pensioners from whose pension income tax has been so deducted, the branch paying will issue in April each year a Certificate of tax deducted in the form prescribed in the Income Tax Rules.

(vii) The paying branch will maintain a detailed record of pension payments made by it from time to time in the form prescribed in Annexure-B, Every payment will also be entered on the disburser's portion of the pension payment order and authenticated by the authorized officer of the paying branch.

(viii) Each paying branch will send advice of pension payments by it to its link branch by the 10th of the month, certificate of payment will be recorded on the advice sent. The paying branch will prepare a scroll in quadruplicate (in the form prescribed in Annexure-B). Where the link branch and the paying branch are the same, the payment scrolls will be prepared in triplicate. Retaining one copy of the scroll for its own records, the paying branch will forward other copies of the scroll along with the advice. The advice will also be supported by necessary certificates submitted by the pensioners.

Note: When the pension is paid in a separate scroll may be prepared and sent superscribing "PENSION TO EX-LEGISLATORS",

#### **5. Functions of the Link Branch:**

On receipt of advice and scrolls along with the supporting documents from the paying branches in triplicate the link branch will consolidate them. Two copies of scroll along with the summary sheet will be sent by the link branch to the Reserve Bank of India / State Bank of India or its subsidiary banks transacting State Government business at the district headquarters by the 15th of each month.

#### **6. Reimbursement to Banks:**

(i) On receipt of scroll etc. from the public Sector Bank, Reserve Bank of India / the State Bank of India or its subsidiary Banks conducting State Government business shall check the scroll to ensure that they are complete in all respects and are accompanied by the relevant certificate in respect of each payment included therein. Thereafter, the net amount of pensions disbursed by Public Sector Bank will be reimbursed to the Public Sector Bank by Reserve Bank of India / the State Bank of India or its subsidiary bank by debit to the State Government account. A copy of the debit advice together with both copies of the scroll and other supporting documents received from the Banks will be sent to the Treasury Officer.

(ii) The paying / reimbursing Bank shall ensure that no excess reimbursement is claimed / made. However, if excess reimbursement is made to the paying bank due to any reason and the amount involved is less than Rs. 1000/- the same may be adjusted through the Pension Payment scroll of the succeeding month by the paying bank putting a short claim to the extent of the excess amount involved with suitable remarks therefore, where, however the amount excess reimbursed is Rs, 1,000 or more, the reimbursing bank may prepare immediately an error scroll for that amount for crediting the excess to Government account and recovering the same from the banks to which excess reimbursement had been made.

(iii) The Treasury Officer will check the correctness of the totals and thereafter incorporate the transaction in his accounts to be submitted to the Accountant General along with the original copy of the scroll and related documents. The duplicate copy of the scroll will be retained in the Treasury.

Note: When the pension is paid, a separate scroll may be prepared and sent superscribing "PENSION TO EX-LEGISLATORS.

(iv) The Treasury Officer will be responsible for accounting of the gross pensions and deductions towards Income-tax while rendering the treasury accounts to the Accountant General.

(v) On receipt of the treasury accounts, the Accountant General will adjust the transaction in the usual manner.

## **7. Certificates to be furnished by the Pensioner**

### **1. Life Certificate:**

Pensioners will be required to submit a life certificate once a year in the month of November in the form prescribed in Annexure-C. Officers of the Reserve Bank of India and of the Public Sector Banks are authorised to give Life Certificates for this purpose. In case a pensioner is unable to obtain a life. Certificates from an authorised public sector bank officer on account of serious illness / incapacitation etc., an intimation to that effect supported by a medical certificate from a registered medical practitioner about his / her inability to appear in person may be sent by him / her to the officer in charge of the paying branch so that the may nominate an officer to visit the pensioner at his / her residence / hospital for the purpose of recording the Life Certificate.

### **8. Declaration to be furnished by the Pensioners:**

(i) A declaration in the form prescribed in Annexure-I, shall be furnished every quarter during January, April, July and October of each year.

(ii) In case of widow / widower recipients of family pension, no certificate of non-remarriage is required to be furnished by her / him. An undertaking will however be obtained from the widow / widower at the time commencing of pension to the effect that in the event of her / his remarriage she / he would report the fact of remarriage to the pension disbursing officer promptly. In the case of other recipients of family pension i.e. minor sons and unmarried minor daughters, the certificate of nonmarriage / not attaining the age of majority is required to be furnished by the recipient yearly i.e. in November for the drawal of pension for the month of November. The paying branch will indicate compliance of these requirements on the advise and scroll sent to the link branch.

### **9. Transfer of Pensions:**

(i) Application for transfer of pension may fall under any of the following categories:

1. Transfer from one paying branch to another of the same public sector bank at the same station or in same district; or
2. Transfer from one Public Sector Bank to another at the same station (such transfer is to be allowed only once in a financial year); or
3. Transfer from one place to another in a different district; or
4. Transfer of pension payment orders from one state to another.

(ii) Requisitions falling under category - I above may be entertained by the Public Sector Bank itself. The paying branch will indicate on the disburser's portion of the Pension payment Order the month up to which the payment has been made and will thereafter return the disburser's portion of the pension payment Order to the link branch. On receipt, the link branch will make necessary entries in the register maintained by it in the form in Annexure-A and forward the Pension Payment Order (disburser's portion) to the other paying branch for making future pension payments under intimation to the District Treasury of the change.

(iii) In respect of case falling under categories 2 & 3 above, the paying branch will return its link branch both the portions of the Pension Payment Order to the District Treasury Officer indicating the month up to which pension payment has been made. On receipt, the District Treasury Officer will take necessary action for payment of the pension at a branch of Public Sector Bank as per the pensioners request.

(iv) In a case falling under category 4, the paying branch will return through its link branch both the portions of pension payment Order to the District Treasury Officer indicating the month up to which Pension Payment has been made. On their receipt, the District Treasury Officer will take necessary action to return both halves of the pension payment orders to the Secretary, Karnataka Legislative Assembly for taking further action.

(v) To avoid the risk of overpayment at the time of transfer the paying branch of the Public Sector Bank shall record on both the halves of the Pension Payment order a certificates as 'certified that payment of pension up to the end of ..... has been made and that this Pension payment order consists of ..... " continuation sheets" for recording disbursements.

(vi) Except for the reasons stated above, the transfer of a pension from one payment point to another will not ordinarily be permitted.

#### **10. Arrears of Pension on Death of Pensioner;**

Pension can be drawn for the day of the pensioner's death. On death of a pensioner, the paying branch will receive Death Certificate of the pensioner and work out any arrears due to the deceased or over payment if any, made to him. It will immediately take action to recover the over payments from the deceased's account for which banks would have obtained an undertaking from the pensioner's



(as provided in para 4(ii) above). For payment of arrears if any to legal heir of the deceased pensioner, in case a valid nomination by the deceased pensioner exists, payment will be made to the nominee as per the nomination and if the deceased pensioner has not submitted any nomination, the banks will seek the advise of the Secretary, Karnataka Legislative Assembly through the District Treasury Officer furnishing, information regarding the date of death of the pensioner, amount of arrears due in respect of the deceased pensioner, and particulars of claimants claiming payment and the authority, if any, on which their claim is based.

### **11. Revision of Pension:**

In cases where the amount of pension is revised for some reason, payments at the revised rate, including arrears, if any, may be arranged in the following manner:

- (a) On receipt of an amendment letter from the Secretary, Karnataka Legislative Assembly Secretariat (through Treasury Officer) indicating (i) the revised rate of pension (ii) the date(s) from which the revised rate is effective, the link branch of the concerned Public Sector Bank will transmit that letter urgently to the concerned paying branch under advice to the pensioner after subjecting the amendment letter to the requisite verification and after making necessary correction in the Index Register of Pension Payments (Annexure-A) maintained by the link branch. The paying branch will, on receipt of the amendment letter, carry out the requisite corrections on both the halves of the affected pension payment order, under attestation by the Branch Manager or Incharge, quoting thereon as authority the Secretary, Karnataka Legislative Assembly Secretariat letter and endorsement by Treasury Officer. The pensioner's half of the pension payment order will be obtained by the paying branch from the pensioner for making these corrections. Simultaneously, a note to the effect that necessary corrections have been made in both the halves of the pension payment order will also be made on the amendment letter.
- (b) Before making payment, the paying branch will draw up a due drawn statement of pension, as in form as in Annexure-F. Further action to pay the pension at revised rates based on the amended pension payment Order, from the date the revision takes effect, along with arrears, if any, will then be taken by the paying branch. In cases, however, where the statement of arrears due for payment or of the overpaid amount due for recovery referred to the Treasury Officer for precheck, the paying branch may commence pension payments at the revised rates, as indicated in the amendment letter, the paying branch will of course ensure that the due and drawn statements are received back from the Treasury Officers promptly and on their receipt payment

of arrears etc., or recovery of amounts overpaid, if any is made expeditiously.

- (c) An Account of the recoveries made on the advice of the Secretary, Karnataka Legislative Assembly Secretariat towards dues to Karnataka Legislative Assembly Secretariat will be maintained in the "Remarks" column of the Register of Payment of pension (Annexure-13).
- (d) One copy of the due and drawn statement duly verified by the Treasury Officer, will also be furnished by the Treasury Officer, under a registered cover with acknowledgment due to the Secretary, Karnataka Legislative Assembly Secretariat, to enable the latter to watch the recovery of the due to Karnataka Legislative Council Secretariat in all cases

## **12. Family Pensions:**

(1) Under Rule 11 (B) of the Karnataka Legislature Salaries, pensions and Allowances Act 1956 as amended, where a Member dies before the expiry of his term, there shall be paid to his family a family pension at the rate of Rs. 500/- per mensem for the remaining period for which such member would have, but for his death continued as Member. In view of this provision, separate Pension Payment orders indicating the person to whom the pension has to be paid and the period up to which it is to be paid will be issued by the Legislative Assembly Secretariat. The Accounting procedure at the Treasury and the Bank will be the same as prescribed for the payment of Legislators Pensions detailed above.

(ii) Payment of Family Pension will be made by credit to savings / current account of the recipient (not a joint or either or survivor accounts) which may be opened if the recipient does not already have one. Additionally an undertaking similar to the one referred to above will be obtained by the paying branch from the recipient before the family pension is paid.

(iii) The paying branch will be responsible for obtaining certificate of non marriage / non remarriage from the recipient in the form prescribed in Annexure-G. Family pensioners are required to submit a life certificate once in a year in the month of November in the form prescribed in Annexure-C. Officers of the Reserve Bank of India and of Public Sectors Banks are authorized to give life certificate for the purpose. In case a family pensioner is unable to obtain a life certificate from an authorized Public Sector Bank Officer, on account of serious illness incapacitation etc., an intimation to this effect supported by a Medical Certificate from a registered medical practitioner about his / her inability to appear in person may be sent by him / her to the officer in charge of the paying branch so that the latter may nominate an officer to visit the pensioner at his / her residence / hospital for the purpose of recording it certificate.

(iv) When pension ceases to be payable to a pensioner / recipient of a family pension on expiry of the period for which it is sanctioned / death of the pensioner etc., the paying branch will make necessary entries in the Pension Payment Order and its records and return it to be District Treasury Officer through the link branch for further action.

### **13. Miscellaneous:**

(i) If all pages for entering monthly payments in the disbursers / pensioners portion of pension payment order got fully used up, the paying branch may attach extra sheet(s) with similar columns for noting further payments. A suitable entry will be made by the paying branch on the Pension Payment Order (disbursers / Pensioners portion), whenever, a continuation sheet is added specifying the number of pages on the sheet.

(ii) The banks will indemnify the Government against any wrong or overpayment to pensioners and execute necessary indemnity bond in the form as in Annexure-II. To safeguard their own interests the banks *may* obtain an undertaking from the pensioner in the form as in Annexure-E that excess payment credited to the account of the pensioners can be recovered by the Bank.

(iii) The accounts record and register; maintained in the branches of the banks making pension payments and also in the link branch shall be open to audit by the Comptroller and Auditor General of India or any person authorised by him in this behalf.

(iv) If both the halves of a pension payment order are reported to have been lost in transit due to floods etc., before commencement of Pension Payment, the paying branch to which the matter is reported will address to the Secretary, Karnataka Legislative Assembly through the usual channel i.e. the link branch, Treasury etc., requesting for issue of a duplicate pension payment order in favour of the concerned pensioner. Before initiating action in this behalf, the paying branch will however verify from the register of pension payment (Annexure-B) that no payment has already been made to the Pensioner and confirm this fact to the District Treasury Officer while writing for a duplicate Pension Payment Order. The paying branch will also take the following further action before commencing payment in such cases on receipt of duplicate Pension Payment Order.

(v) In cases in which pensioner's portion of the Pension Payment Order is lost, worn or torn and if it is sought to be *renewed*, the paying branch will forward the request of the pensioner along with the disbursers portion / both the halves of the

Pension Payment Order as the case may be to the concerned Treasury Officer through the link branch for renewal by the Secretary, Karnataka Legislative Assembly Secretariat. In order that payment of pension is not unnecessarily delayed, in such cases in the absence of disburser's portion of the Pension Payment Order, care may be taken to send the connected documents to the Treasury Officer immediately after payment for a month is made so as to leave sufficient time with the Treasury Officer to do the needful and return the documents by the time payment for the next month becomes due. The Treasury Officer will also be reminded by the paying branch in cases where the return of the documents is unduly delayed.

- (a) The fact that no payment is to be made against the original pension payment order will be prominently mentioned in the remarks column of the register of payment of pension (Annexure-B) while noting therein the particulars of the duplicate Pension payment order.
- (b) A declaration from the pensioner to the effect that he has not already received any payment against the original pension payment order and also an undertaking from him to the effect that he will surrender to the paying branch the original pension payment order if traced out later, and will not claim any payment on its strength will be obtained from the pensioner and kept on record it will ensure that no payment has been made to the pensioner on the basis of original pension payment order during the period following the report made to the District Treasury Officer as regards its reported loss.

**14. Special features of Legislators Pension:**

- (i) No Dearness Allowance / Temporary Increase is admissible on Pension.
- (ii) No portion of pension is commutable.

By Order and in the name of the  
Governor of Karnataka,

R. SRIDHARAN,  
Deputy Secretary to Government,  
Finance Department.

To,

The Compiler, Karnataka Gazette for publication in the next issue of the Gazette and to supply 2,000 printed copies to the Treasury and Accounts Rules Section (Room No.249-B) of Finance Department.

Copy to:

1. The Controller General of Accounts, Ministry of Finance, Department of Expenditure, Government of India, 7th Floor, Lok Nayak Bhavan, Khan Market, New Delhi - 110003.
2. The Secretary to Government of India, Ministry of Finance (Department of Expenditure), New Delhi.
3. The Chief Accountant, Reserve Bank of India, Central Officer, Department of Government and Bank Accounts, C-7, Sandra - Kuria complex, Bandra East. Bombay-400051. (with 100 copies).
4. The Secretary to Governor, Government of Karnataka.
5. The Secretary to Chief Minister.
6. The Chief Secretary to Government / The Additional Chief Secretary to Government.
7. The Secretary, Karnataka Legislature (with 1000 copies).
8. The Accountant General (Accounts), Karnataka, Bangalore.
9. The Accountant General (Audit-I and II), Karnataka, Bangalore.
10. The Director of Treasuries, Bangalore.
11. The District Treasury Officers / The Treasury Officer, State Huzur Treasury, Bangalore.
12. The Manager, Reserve Bank of India, Nrupathunga Road, Bangalore.

**ANNEXURE- I**

**DECLARATION**

(a) I declare that I am not in receipt of any salary / remuneration from any State or the Central Government or any Corporation owned or controlled by any State or the Central Government.

(b) I declare that I have not been re-elected to the Parliament or the Karnataka State Legislature and I am not a sitting Member of the Parliament or the Karnataka Legislative Assembly / Council or any other State Legislature.

**ANNEXURE - A**  
**Index register of pension payments authorised through branches of the banks**

Ref : Para 3 (1)					
Name of - Pensioners	Number of the pension payment	Monthly amount of pension	Branch at which the payment is	Date from which pension payment	Remarks
1	Order (P.P.O) 2	3	to be made 4	will commence 5	6
1.					
2.					
3.					
4.					
5.					

**Note:** 1) Each entry should be attested by the nominated Officer of the link branch of the Banks.  
2) Additional entries may be provided under Reserve Banks Instructions.

**ANNEXURE - B**  
**Register of Payment of Pensions**

Ref : Para 4 (1)

<b>Name of the Pensioner</b>	<b>No. of the pension payment order (P.P.O)</b>	<b>Period for which the pension is paid</b>	<b>Amount of pension</b>	<b>Recovery of over payment if any</b>	<b>Income tax deductions</b>	<b>Net amount paid in the P.P.O.</b>	<b>Allocation of pension as indicated</b>	<b>Remarks</b>
<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>	<b>8</b>	<b>9</b>

**Note: 1) Each entry should be attested by the nominated Officer of the Branch at which the payments is made.  
2) Additional entries may be provided under Reserve Bank Instructions.**



**ANNEXURE - C**

**Certificate to be submitted by pensioner**

Ref. para 7(1)

**I. Life Certificate**

Certificate that I have seen the pensioner ..... holder of pension  
payment order No.....(name of the pensioner)  
..... and that he is alive on this date.

NAME

Place:

Designation

Date:

of Authorised Officer

**ANNEXURE - D**

**Ref: para 4(1)**

..... **Bank**

..... **(Name of Branch)**

..... **Station**

**No.** ..... **Date** .....

**To**

**Shri /**

**Smt**.....

.....

.....

**Sub:**

**Payment of Pension**

**through Public Sector Banks. Sir / Madam,**

**Your Pension papers including pensioner's half of P.P.O. have been received in this branch. You are requested to call urgently at this branch for personal identification and bring with you the following documents on any working day in between .....to.....**

- (i) Personal copy of the letter issued by the Secretary, Karnataka Legislature Secretariat forwarding your P.P.O. to the Treasury Officer.**
- (ii) Non-employment / non-reelection certificate in the form enclosed.**
- (iii) In the case of Family Pensioners Certificate of non-remarriage of a widow / widower or of non-marriage by daughters who have not attained the age of 21 years (Form enclosed).**
- (iv) Undertaking for refund of excess amounts, (If any) overpaid (*form enclosed*)**
- (v)**
- (vi)**
- (vii)**

ANNEXURE - E

Specimen of Letter of undertaking

Ref: para 4(ii)

The Branch Manager,

..... Bank (name of Bank)

..... Branch (Name of Branch)

Dear Sir,

Payment of Pension under P.P.O.

No. .... through your Office.

In consideration of your having at my request agreed to make payment of pension due to me every month, by credit to my account with you, I, the undersigned, agree and undertake to refund or make good any amount to which I am not entitled or any amount which may be credited to my account in excess of the amount to which I am or would be entitled and any dues to the Karnataka Legislative Assembly Secretariat to be recovered from my pension. I further hereby undertake and agree to bind myself and my heirs, successors, executors and administrators to indemnify the bank from and against any loss, suffered or incurred by the bank in crediting my pension to my account under the scheme and to forthwith pay the same to the bank and also irrevocably authorise the bank to recover the amount due by debit to my said account deposits belonging to me in the possession of the bank.

Yours faithfully,

Signature:

Name:

Address:

Date:

Witness:

(i) Signature:

Name:

Address:

(ii) Signature:

Name:

Address:

2. Your photo has not been received along with P.P.O. You are requested to bring with you a joint passport size photo of yourself and your spouse.

3. You are also required to open a savings / current account in your name (not Joint or an either or survivor account) with this branch unless you are already having one. For this purpose, the requisite forms for opening a new account are also enclosed.

Yours faithfully,

(Manager / Branch-in-charge)

(Strike out if not applicable)

**ANNEXURE - F  
DUE AND DRAWN STATEMENT**

Ref Para 11(b)

Name of the Pensioner .....			
Month	Amount due as per K.L.A.S. Treasury Officers revised authority letter Pension Rs.	Amount drawn Pension Rs.	Balance payable (-) Recoverable (-) Pension Rs.
1	2	3	4
	Total		
	Net amount recoverable		A
			B
			A-B

(Rupees (in words) ..... only)

Checked and found correct

Branch Managor/ Incharge

Treasury Officer

**ANNEXURE G**

Certificate of Non-remarriage / non-Marriage

I hereby declare that I am not married and that I have not been married during the past year.

OR

\* I hereby declare that I have not remarried and I undertake to report such an event promptly to the Treasury / Bank.

[\* applicable only for widow recipient of family pension and to be furnished only once]

Place:

Signature

Date :

Name of the Pensioner

P.P.O. No.

I certify to the best of my knowledge and belief that the above declaration is correct.

Place:

Signature of a responsible Officer

Date:

or a well known person.

Name:

Designation:

**ANNEXURE - H**

(Sec Para 13 (ii))

Forms of Indemnity Bond to be executed by Public Sector Banks in connection with payments of pensions on behalf of the Government of Karnataka.

This Indemnity executed at ..... this ..... day of \_\_\_\_\_ ..... Two Thousand ..... by ..... banking company established.

(Name of the Banks)

under the State Bank of India Act, 1955 / State Bank of India (Subsidiary Banks) Act, 1959 / the Banking companies (Acquisition and Transfer of Undertakings) Act, 1970 and having its Head Office at..... (hereinafter referred to as "the Bank" which terms shall unless repugnant to the context, include its successors and assigns) finally binds themselves in favour of the Governor of Karnataka for any loss caused to the Government for any wrong or overpayments made for the payments of pension.

2. WHEREAS the Government of Karnataka (hereafter referred to as "the Government") have decided to provide facility to certain pensioners of the Government to receive their pension at any branch of the bank in terms of the orders issued in this behalf by the Government in force from time to time and subject to the Banks agreeing to indemnify the Governor of Karnataka against any loss caused to the Government of account of a wrong or overpayment that may be made by the Bank.

3. AND WHEREAS the Bank has agreed to arrange payments on behalf of the Government to such pensioners by credit to their savings / current accounts and to indemnify the Government by executing this indemnity.

4. NOW THIS INDEMNITY WITNESSES that in pursuance of the said agreement the Bank does hereby covenant with, and undertake to, the Governor of Karnataka and his successors in office that in consideration of the Governor of Karnataka agreeing to pay to the Bank from time to time the amounts of the pensions due to and paid by the Bank to the said pensioners of the Government who are the constituents of the Bank, the Bank hereby agrees and undertake to refund to the Governor of Karnataka on demand and without demand any amount which is so paid to the Bank by the Governor of Karnataka if it is found or established not to have been paid wholly or in part to the pensioners concerned by the Bank or any amount, which has been paid to a pensioner including any person drawing a family pension, beyond the date on which the pension, including any family pension, was or is due, or any amount which has been wrongly paid or any amount which has been paid otherwise than, or in excess of, the authority granted and instructions issued to the Bank by the Government or the Reserve Bank of India from time to time.

5. The Bank hereby agrees that the amount of money so to be refunded / repaid when demanded by the Government from the bank as due and payable to the Government by the Bank on account aforesaid shall be conclusive as to the amount due, and the liability of the Bank to pay the said amount to the Government.

6. The Bank hereby agrees with and undertakes to the Governor of Karnataka and his successors in office that it shall furnish to the authority specified or nominated in this behalf by the Governor of Karnataka such information relating to the pensions in question which have been paid by the Bank as may be called for by such authority from time to time having regard to the provisions of any law which may for the time being be in force or the practice among bankers in regard to the secrecy of their information relating to their customer's accounts.

7. The stamp duty payable on the documents will be paid by the Governor of Karnataka.

IN WITNESS WHEREOF THE ..... BANK HAS CAUSED THESE PRESENTS to be executed on its behalf the day and year first herein above written.

SIGNED AND DELIVERED BY..... on behalf of the ..... Bank in the presence of

(1)

(2)

Witness