

**MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS****(Department of Personnel and Training)****NOTIFICATION**

New Delhi, the 28th July, 2011

**G.S.R. 585(E).**—In exercise of the powers conferred by sub-section (1) of section 3 of the All India Services Act, 1951 (61 of 1951), the Central Government, after consultation with the Governments of the States concerned, hereby makes the following rules further to amend the All India Services (Death-cum-Retirement Benefits) Rules, 1958, namely :—

1 (1) These rules may be called the All India Services (Death-Cum-Retirement Benefits) Amendment Rules, 2011.

(2) They shall come into force from the date of their publication in the Official Gazette.

In the All India Services (Death-Cum-Retirement Benefits) Rules, 1958, in rule 5, after sub-rule (1), the following sub-rule shall be inserted, namely:-

“(1A) (i) The Central Government may permit a member of service to withdraw his resignation in the public interest on the following conditions, namely :-

- (a) that the resignation was tendered by the member of service for some compelling reasons which did not involve any reflection on his integrity, efficiency or conduct and the request for withdrawal of the resignation has been made as a result of a material change in the circumstances which originally compelled him/her to tender the resignation;
- (b) that during the period intervening between the date on which the resignation became effective and the date from which the request for withdrawal was made, the conduct of the member concerned was in no way improper;
- (c) that the period of absence from duty between the date on which the resignation became effective and the date on which the member is

allowed to resume duty as a result of permission to withdraw the resignation is not more than ninety days;

- (d) that the post, which was vacated by the member of service on the acceptance of his/her resignation or any other comparable post, is available.

(ii) Request for withdrawal of a resignation shall not be accepted by the Central Government where a member of service resigns his/her service or post with a view to taking up an appointment in or under a private commercial company or in or under a corporation or company wholly or substantially owned or controlled by the Government or in or under a body controlled or financed by the Government.

(iii) Request for withdrawal of resignation shall not be accepted by the Central Government where a member of the Service resigns from his/her service or post with a view to be associated with, any political parties or any organisation which takes part in politics, or to take part in, or subscribe in aid of, or assist in any other manner, any political movement or political activity or to canvass or otherwise interfere with, or use his/her influence in connection with, or take part in, an election to any legislature or local authority.

(iv) When an order is passed by the Central Government allowing a member to withdraw his/her resignation and to resume duty, the order shall be deemed to include the condonation of interruption in service but the period of interruption shall not count as qualifying service'.

[F. No. 24012/10/2010-AIS (II)]

DEEPTI UMASHANKAR, Director (Services)

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Footnote:- The principal rules were published in the Gazette of India, vide G.S.R. No. 728, dated the 18<sup>th</sup> August, 1958 and subsequently amended by the following notifications:-

Sl.No.	GSR No.	Date
1.	526	4.9.64
2.	527	3.4.65
3.	528	3.4.65
4.	529	3.4.65
5.	572	17.4.65
6.	215	12.2.65
7.	1915	17.2.66
8.	590	3.3.68
9.	687	6.7.74
10.	755	2.7.74
11.	946	7.9.74
12.	27(E)	24.1.75
13.	724	14.6.75
14.	2264	23.8.75
15.	2635	8.11.75
16.	2030	20.12.75
17.	128	31.1.76
18.	196	14.2.76
19.	316	6.3.76
20.	504	10.4.76
21.	758	5.6.76
22.	757	5.6.76
23.	1182	14.8.76
24.	1765	25.12.76
25.	579	7.5.77
26.	830	2.7.77
27.	831	2.7.77

28.	1598	26.11.77
29.	700	24.12.77
30.	252	18.2.78
31.	253	18.2.78
32.	460	8.4.78
33.	924	22.7.78
34.	922	22.7.78
35.	214	2.1.79
36.	161	3.2.79
37.	373	3.2.79
38.	1151	15.9.79
39.	1291	22.10.79
40.	512	10.5.80
41.	545	17.5.80
42.	546	17.5.80
43.	978	27.9.80
44.	248	7.3.81
45.	276	14.3.81
46.	705	1.8.81
47.	293	9.1.83
48.	557	3.7.83
49.	712	1.10.83
50.	33	21.1.84
51.	559	15.6.85
52.	813	31.8.85
53.	275	22.5.87
54.	343	3.4.88
55.	567	16.7.88

56.	91	25.2.89
57.	420	21.2.90
58.	101	16.2.91
59.	2890	23.11.91
60.	308	19.6.93
61.	271	6.07.96
62.	717(E)	19.12.97
63.	718(E)	19.12.97
64.	249(E)	13.5.98
65.	252(E)	18.5.98
66.	259(E)	22.5.98
67.	548(E)	31.8.98
68.	719(E)	7.12.98
69.	35(E)	14.1.99
70.	702E	1.9.2000

71.	355-E	14.5.01
72.	524(E)	11.7.01
73.	49(E)	18.1.02
74.	779(E)	12.11.02
75.	385(E)	7.5.03
76.	105(E)	6.2.04
77.	820(E)	20.12.04
78.	617(E)	30.9.05
79.	699(E)	30.11.05
80.	727(E)	20.12.05
81.	360(E)	12.6.06
82.	20(E)	12.1.07
83.	58(E)	31.1.07
84.	184(E)	9.3.07