

महाराष्ट्र राज्य मानवी हक्क आयोग



**Maharashtra State Human Rights Commission
(MSHRC)
Mumbai**

Allotted to Court No. : 1/ 2/ 3
DOCKET SHEET

SVO MOTU CASE NO: 4663/13/16/2022

News item appeared in Marathi Newspaper (Pudhari) on

21st November, 2022 "सेवानिवृत्त मुंबई पोलिसांची फरफट", Mumbai.

Case to :- Hon'ble, Justice K.K.Tated, (Retd.).
Date of allotment :- 23.11.2022

SUMMARY

36121

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सेवानिवृत्त मुंबई पोलिसांची फरफट

३० टक्के सेवानिवृत्त पोलीस पेन्शनपासून वंचित

मुंबई : बुढारी वृत्तसेवा

'शासकीय काम सहा महिने थांब' अशी म्हण आहे. या म्हणीचा अनुभव मुंबई पोलीस दलातील सेवानिवृत्त पोलिसांना येत आहे. पण, ते सहा महिन्यांपासून नव्हे तर दोन ते तीन वर्षांपासून पेन्शनसाठी झगडत आहेत. पेन्शनची प्रक्रिया वेळखाऊ असल्याने सुमारे ३० टक्के सेवानिवृत्त पोलीस आजही पेन्शनच्या लाभापासून वंचित आहेत. त्यामुळे पेन्शनसह इतर प्रश्रही प्रशासनाने लवकर सोडवावेत अशी मागणी त्यांच्याकडून होत आहे.

मुंबई पोलीस दलात वर्षाला साधारणतः हजारोंवर पोलीस सेवानिवृत्त होतात. सेवानिवृत्तीनंतर पोलीस प्रशासन संबंधित अधिकारी व कर्मचाऱ्यांची सेवा पुस्तिका प्रथम आयकर विभागाकडे पाठवते. तेथे सेवापुस्तिकेची पडताळणी केली जाते. यात सेवेत असताना पोलीस अधिकारी व कर्मचाऱ्यांच्या चुटी, अर्जित रजा अशा सर्व बाबी तपासल्या जातात. त्यानंतर आयकर

सेवानिवृत्त पोलिसांच्या पेन्शनचा मार्ग निवृत्तीनंतर पहिल्या सहा महिन्यातच सुटला पाहिजे. पण, तसे होत नाही. सातत्याने यासाठी प्रशासनाबरोबर पाठपुरावा सुरू आहे. मनुष्यबळ कमी असल्याचे कारण प्रशासन आम्हाला सांगते. सेवानिवृत्त पोलिसांच्या प्रश्नांवर मुख्यमंत्री एकनाथ शिंदे व उपमुख्यमंत्री देवेंद्र फडणवीस यांनी बैठक घेण्याचे आश्वासन दिले होते. मात्र, अद्यापही ही बैठक झालेली नाही.

- मोहन तोडकर, अध्यक्ष - मुंबई सेवानिवृत्त पोलीस.

विभाग वेतन निश्चिती करून कोषागार कार्यालयाकडे अहवाल पाठवते.

सर्व कागदपत्रांची तपासणी अंती पोलीस प्रशासनाकडे कोषागार कार्यालय पत्र पाठवते. त्यानुसार सेवानिवृत्त पोलिसांना पेन्शनचा लाभ मिळतो. मात्र, ही प्रक्रिया वेळखाऊ आहे.





MAHARASHTRA STATE HUMAN RIGHTS COMMISSION

9, Hajarimal Somani Marg, Opp. Chhatrapati Shivaji Maharaj Terminus, Mumbai – 400 001

Tel : 22092857 Email:- court1-mshrc@mah.gov.in

KKT/Suo Moto Case No.– 4663/13/16/2022

Name of Respondent : The Addl. Chief Secretary
Home Department
Mantralaya, Mumbai

Date : 22nd November 2022

Coram : Justice K.K. Tated, Chairperson

PROCEEDING

Not on board. Taken on board.

2. We noticed news appeared in Marathi news paper Pudhari dated 21.11.2022 on Page 5 with heading “सेवानिवृत्त मुंबई पोलिसांची फरफट; ३० टक्के सेवानिवृत्त पोलीस पेंशपासून वंचित”

3. It is stated in the said news that the Police Department takes its own time i.e. two to three years to start pension to the retired Police Officers. It is to be noted that retirement benefits is the right of the public servant including Police Department. Atleast they must get immediately retirement benefits after the date of retirement. There is a statement of Mr. Mohan Todkar, President, Mumbai Retired Police Officers (मुंबई सेवानिवृत्त पोलीस) that Government takes two to three years to start the pension and because of that retired Police Officers required to suffer.

4. Considering these facts the following order is passed:

a) Office is directed to issue summons to the Addl. Chief Secretary (Home Department), Mantralaya, Mumbai,

calling upon them to file his affidavit in reply to the news appeared in Marathi News Paper Pudhari dated 21.11.2022 and also explain why department is taking two to three years to start the pension of retired police officers. He has to explain in his affidavit at present how many Police Officers are waiting for their pension and reason for the delay.

- b) Affidavit in reply to be filed before this Commission on or before 12.12.2022.
- c) **Matter to appear on board before Division Bench of Justice K. K. Tated, Chairperson and Shri. Bhagwantrao D. More, Member in Court No.1 on 12th December 2022 at 11.00 a.m.**


(Justice K. K. Tated)
Chairperson



MAHARASHTRA STATE HUMAN RIGHTS COMMISSION

9, Hajarimal Somani Marg, Opp. Chhatrapati Shivaji Maharaj Terminus, Mumbai - 400 001
Tel : 22092857 Email : court1-mshrc@mah.gov.in

Division Bench Suo Motu Case No. - 4663/13/16/2022

Name of the Respondent

: The Additional Chief Secretary
Home Department
Mantralaya, Mumbai

Date

: 21st December, 2022

Coram

: Justice K. K. Tated, Chairperson
Shri M. A. Sayeed, Member

ORDER

(Per Hon'ble Member M. A. Sayeed)

The present Suo Motu petition came to be initiated on the basis of news reporting in Marathi Local Newspaper "Pudhari" dated 21.11.2022 about depriving the retired police officials from getting their pension, resulting into hard shift to them.

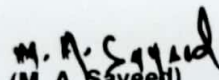
2. Pursuant to the direction dated 12.12.2022, report as affidavit in reply Ex. "A" came to be submitted by Adv. Mr. Shaikh representing the respondent department. The relevant para read thus,

"3. I say that from 1st January 2020 to 31st August 2022 a total of 3905 Police Officers inclusive of all ranks retired from service. I say from the aforesaid number of retired officers, the Pay Verification Process of the 843 officers is under way and they are being given provisional pension. The rest of 3062 officer are getting regular pension. I say that the pension process starts after pay verification is completed. I say that it is the endeavour of the establishment to complete the said pay verification process at the earliest. I say that the State again issued Government Resolution dated 7th May 2021 to further fast track the grant of provisional pension from a period of 6 months to 12 months. Is hereto

annexed and marked as EXHIBIT-R2. I say that this helped ease the burden and provide financial relief to retired officers.

4. I say that prior to giving pension the procedure under Rule 121 of MCS (Pension) Rules is followed. I say that Provisional Pension is granted as per Rule 126 of the MCS (Pension) Rules. I say that provisional pension is started soon after an application is made by the retired employee. I say that provisional pension is granted as the procedure for initiation of pension payments may get delayed for procedural reasons."

3. From reading of the above paragraphs, it is clear that steps for released of provisional as well as regular pension has been taken by the parole department and therefore, it can be safely concluded that issue has been resolved. Accordingly Suo Motu case stands closed and disposed off.


(M. A. Sayeed)
Member, SHRC


(Justice K. K. Tated)
Chairperson, SHRC

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