



भारतीय प्रतिरक्षा मजदूर संघ Bharatiya Pratiraksha Mazdoor Sangh

(AN ALL INDIA FEDERATION OF DEFENCE WORKERS)

(AN INDUSTRIAL UNIT OF B.M.S.)

(RECOGNISED BY MINISTRY OF DEFENCE, GOVT. OF INDIA)

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REF: BPMS / MoD / Dress Allowance / 43 (7/2/R)

Dated: 29.11.2019

To,
The Secretary,
Govt of India, Min of Defence,
South Block, New Delhi – 110011

Subject: Implementation of the recommendations of the 7th CPC on Dress Allowance.

Respected Sir,

With due regards, it is submitted that DoP&T OM No. 14/4/2015-JCA 2, dated 31.08.2017 on the payment of Dress Allowance was circulated to all the PCsDA/CsDA/PCA(Fys) vide CGDA letter No. AN/XIV/14164/VIth CPC/Circular/Vol-I, Dated 30.10.2017 for information, guidance and compliance.

As per above OM the Uniform Allowance/Washing Allowance/Stitching Charges/Shoe Allowance, etc. have been subsumed in dress Allowance and the categories of staff who were earlier being provided uniforms if any, shall henceforth not be provided with uniform.

Prior to issuance of the above OM, industrial employees of Defence Establishments were being provided the Dangri plus Washing Allowance but after the issuance of said OM these categories of employees were discontinued for Dangri as well as Washing Allowance. Hence, these categories are entitled for Dress Allowance in lieu of Dangri plus Washing Allowance and some of Head of Offices/Establishments are granting the dress allowance with the concurrence of their LAOs in compliance with the DoP&T OM dated 31.08.2017 in true spirit.

It is worth to mention here that vide CGDA letter No. AT/II/2366/Dress Allowance/Vol-I, Dated 31.12.2018 all the concerned were instructed as mentioned below:

Para 2(b) Regarding the Dress Allowance to MES/AOC employees to whom the Dangri is issued and were granted washing allowance of Rs. 24/- per month, E-in-C's Branch has been approached vide this HQrs letter 25.10.2018 to provide a list of Uniforms duly classified as Basic Uniform and Special Clothing being provided to MES Employees. In response, HQ MES, vide their letter B/20943/LIV/GEN/EIC(2)/53 dated 22.11.2018, has intimated that a case has been taken up with MoD regarding grant of Dress Allowance to Industrial Personnel of MES and decision/sanction is awaited. However, as regards to Gp 'C' and Gp 'D' staff of MES, it has been intimated that various items of liveries were being provided to them has been stopped and they are entitled for Dress Allowance as DoP&T OM dated 31.08.2017. **Therefore, the Dress Allowance to MES personnel may be regulated in accordance with HQ MES ibid letter.**

But contrary to above, vide letter No. PM/II/1462/CGDA/Vol-I, dated 18.11.2019, O/o CDA Patna had issued instructions to all AO GE / AAO GE to recover the amount of dress allowance paid to MES Industrial Employees during the years 2017-18, 2018-19 and 2019-20 immediately on the plea that the entitlement of dress allowance to IEs of MES is yet to be decided and presently they are not entitled to dress allowance. Further, vide letter No. Pay/II/Tech/0195, dated 26.11.2019, the PCDA (Western

Command) had advised that waiver of recovery of dress allowance may be allowed with the express approval of Depart of Expenditure.

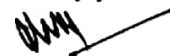
Vide letter dated 29.11.2019, this federation had brought to the notice of CGDA that vide E-in-C's Branch letter No. B/20943/LIV/GEN/EIC(2)/53 dated 22.11.2018, a case has been taken up with MoD regarding grant of Dress Allowance to Industrial Personnel of MES and decision/sanction is still awaited.

Meanwhile (a) 62 petitioners vide O.A. No. 060/01228/2019, (b) 213 petitioners vide OA No. 060/1298/2019, (c) 65 petitioners vide OA No. 060/01301/2019, (d) 48 petitioners vide OA No. 060/01335/2019, (e) 02 petitioners vide OA No. 060/01336/2019, (f) 73 petitioners vide OA No. 060/01338/2019, (g) 67 petitioners vide OA No. 063/1339/2019, (h) 146 petitioners vide OA No. 060/1353/2019, (i) 28 petitioners vide OA No. 063/01357/2019, (j) 02 petitioners vide OA No. 060/01362/2019, (k) 02 petitioners vide OA No. 060/01369/2019, (l) 17 petitioners vide OA No. 060/01372/2019, (m) 10 petitioners vide OA No. 060/00069/2020 approached the Hon'ble CAT Chandigarh Bench against the recovery and discontinuance of Dress Allowance order issued by various authorities like AGE / GE / CWE / CE Commands / Engineer in Chief / AAO / Sr AO / PCDA. After considering all the aspects, Hon'ble CAT Chandigarh pronounced the order on 05.06.2020 that the applicants are held entitled to grant of Dress Allowance and if any recovery has been made, the same be refunded to the relevant individuals involved in these cases.

In such circumstances, you are requested to issue necessary instructions to all the concerned for implementation of Hon'ble CAT Chandigarh order pronounced on 05.06.2020 in favour of Petitioner & Non-Petitioner industrial employees of MES, AOC etc. so that further litigation may be avoided in the interest National Judicial System.

Thanking you.

Sincerely yours



(MUKESH SINGH)

General Secretary/BPMS &
Member, JCM-II Level Council (MOD)

Copy to: The CGDA,
Ulan Batar Road, Palam,
Delhi Cantt – 110010

- (Kindly refer this federation's letter No. BPMS / CGDA / Dress Allowance / 43 (7/2/R), Dated: 29.11.2019 also and take resolve the matter.)