



# West Bengal State Electricity Distribution Company limited

(A Govt. of West Bengal Enterprise)

Registered Office: Vidyut Bhavan, Bidhannagar, Block-DJ, Sector-II, Kolkata-700 091

CIN: U40109WB2007SGC113473, website: [www.wbsedcl.in](http://www.wbsedcl.in)

Circular No.: 03/2023

Dated: 22-02-2023

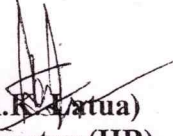
Sub: Submission of 'Joint Option Form' under Para 11 (3) and Para 11 (4) of Employees Pension Scheme, 1995 in direction given by Hon'ble Supreme Court vide Order dated 04<sup>th</sup> November 2022 passed in SLP No. 8658-B659 of 2019 titled EPFO Vs Sunil Kumar B. & ORS. ETC.

In continuation of earlier circular no 2 dated 21.02.2023, those employees who were members prior to 01.09.2014 and continued to be a member on or after 01.09.2014 may submit hardcopy of the joint option under para 11(3) and 11(4) as indicated at Sl. 5 of the EPFO Circulars vide no. Pension/2022/56259/16541 dated 20/02/2023.

The option form in triplicate duly signed in original (hard copies) may be submitted in envelop earmarked as "Joint Option EPS' 1995" to Corporate Provident Fund Section, WBSEDCL, 6<sup>th</sup> Floor, A-Block, Vidyut Bhavan, Sector-II, Bidhannagar, Kolkata – 700 091 through by hand/speed post/courier. The Joint Option form duly filled in every manner should be submitted latest by 28<sup>th</sup> February, 2023.

It may be noted that when online facility will be provided by the EPFO Authority as indicated at Sl. 7(i) of the EPFO Circulars vide no. Pension/2022/56259/16541 dated 20/02/2023, all eligible employees must submit online option accordingly irrespective of submission of hardcopy of joint option form within the stipulated time.

It may also be noted that this Circular is being issued for implementation of the Hon'ble Supreme Court judgement only to adhere to the time limit and is subject to any ratification(s)/guidelines that may be issued by EPFO from time to time and/or any judicial pronouncement/ statutory amendments. Therefore, mere submission of the Joint Option Form by employees/ex-employees does not confer any right to receive or obligation upon WBSEDCL to pay higher pension to them.

  
(A.K. Dutta)  
Director (HR)

**Joint Option under Para 11(3) & Para 11(4) of EPS'95**

To,  
The Regional Provident Fund Commissioner,  
Employees Provident Fund Organization,  
DK-Block, Sector – II,  
Salt Lake City, Karunamayee,  
Kolkata-700091

**Sub: Joint Option under Para 11 (3) and Para 11 (4) of Employees Pension Scheme, 1995 based on the Judgement of Hon'ble Supreme Court in SLPNo.(c) 8658-8659 of 2019 dated 4<sup>th</sup> November, 2022-Reg.**

In terms of the aforesaid Judgment dated 04.11.2022 of the Hon'ble Supreme Court of India, where in the eligible employees /ex-employees and his/her employer are required to submit a Joint Option under the erstwhile Para 11 (3) & 11(4) of the Employees' Pension Scheme 1995 ('**EPS Scheme**'), I hereby submit my application for availing the option for higher pension benefits on my own volition by requesting my employer to endorse my application.

- A) I have retired from the services of WBSEDCL on \_\_\_\_\_  
B) I am presently in the services of WBSEDCL  
(Strike out as applicable)

Since no format for the Joint Option has been provided by EPFO till date (also not available on EPFO's website as applicable in my case), I have placed reliance on the formats issued by the various Regional Provident Fund Offices in the year 2017 and 2018.

I,.....being a member of the EPS Scheme, hereby submit the Joint Option form as required under erstwhile Para 11(3) & Para 11(4) of EPS Scheme for claiming pension on actual salary instead of the ceiling salary as applicable from time to time.

**Particulars of the employee are as under:-**

Sl. No.	Particulars	Details
1	EPS No.	
2	Name	
3	UAN	
4	Employee Code	
5	Aadhaar Number	
6	Date of Birth	
7	Date of joining	
8	Date of separation or attainment of 58 years of age whichever is earlier (if applicable)	
9	Correspondence Address and Mobile Number	
10	PPO Number (if any)	

**Declaration by Employee/Ex-employee**

I hereby certify that immediately after being employed with ..... Limited, I had been contributing towards the Provident Fund on my actual salary/ wages and an equal amount was being contributed by the employer also out of which an amount @ 8.33% of the statutory ceiling salary i.e. Rs.15,000/- (earlier Rs. 5000/- or Rs.6500/-, as the case may be) as contributions being remitted every month by the employer towards EPS Scheme w.e.f. 16<sup>th</sup> November 1995 or the date of joining whichever is later.

I, do hereby opt for contributing @ 8.33% of my actual salary/wages to the Pension Fund out of employer's contribution towards the Provident Fund (after adjusting the amount already deposited in EPS Scheme computed on the basis of 8.33% of the statutory ceiling prescribed therein) from the date of joining the EPS Scheme till the date of my attaining the age of 58 years/retiring due to voluntary retirement scheme/resignation, as the case may be. I undertake to remit the excess amount with interest as may be calculated and determined by EPFO in this regard. In the event, the remitted amount which includes accrued interest, falls short in any manner whatsoever, I also undertake to pay the same.

In view of the judgement of the Hon'ble Supreme Court of India, I also undertake to pay 1.16% of my actual salary, if instructed and directed by EPFO, upon acceptance of my option.

(Tick if applicable)

Since I have already withdrawn the entire provident fund accumulations upon my retirement/retirement on account of participation in voluntary retirement scheme/resignation, as the case may be, I am ready to pay the differential amount together with interest that I had taken/withdrawn after my exit/retirement, as may be assessed and determined by EPFO;

This Joint Option is towards my claim for drawing pension on the basis of average of last 60 months salary/wages as pensionable salary/wages i.e., based on my actual salary/wages instead of such salary/wages being capped at the statutory ceiling limit prescribed under the EPS Scheme from time to time.

I am also attaching details of my service prior to ..... Ltd. which is eligible for higher pension in Annexure A. [Strike out, if not Applicable]

In view of the judgement of the Hon'ble Supreme Court of India, I am ready and willing to pay immediately the differential Pension contribution together with Interest upon approval of my application of higher pension on my own or out of my PF balance. I also undertake that if any other legal formality/data/ revised Joint Option form is required in this regard, I shall be obliged to do the needful accordingly.

Place:  
Date:

Signature :  
Name :  
UAN.:  
EPS No :

**Certificate of the Employer**

I, \_\_\_\_\_ (Name and Designation) being the authorized signatory of M/s. WBSEDCL do hereby certify that Mr./Ms. \_\_\_\_\_ is an employee of this establishment with PF A/c No. \_\_\_\_\_ during his/her service, we as the employer have been contributing as per law 12% of actual salary as Employer's share of Provident fund contribution without break, out of which 8.33% has been deposited in the Employees' Pension Fund under Employees' Pension Scheme 1995 on the ceiling salary as prescribed under the Scheme from time to time and the balance amount has been deposited in the Provident Fund account. We agree to extend all necessary data/documents to the authorities as applicable in this regard.

I certify that the particulars furnished in respect of employment in ..... Limited are correct as per the records available.

Place :

Date :

Signature with official seal

**Annexure-A**

To be filled by the employee/ex-employee who had joined ..... Limited from any other organization in which they were member of EPS'95 scheme:

(Separate sheet should be filled for every previous organization in which employee was member of EPS'95)

Sl. No.	Particulars	Details
1.	Name of the Employee	
2.	Previous Establishment Name	
3.	Previous Establishment Address	
4.	Previous Establishment PF Code	
5.	PF Account is held by: (Name of EPF Office/ PF Trust)	
6.	Date of Joining EPS'95 in Previous Establishment	
7.	Date of Exit EPS'95 in Previous Establishment	
8.	EPS number of Previous Establishment	
9.	UAN of Previous Establishment	

The above particulars are correct, and I am liable to bear any consequence if any of the above declared facts are incorrect or untrue.

Signature of the employee/ex-employee

Name of the Employee: .....

Employee Code: .....

UAN No. : .....

EPS No.: .....

**Distribution :**

1. Adviser(S&V), WBSEDCL.
2. Legal Adviser, WBSEDCL.
3. Advisor (Recruitment), WBSEDCL.
4. ChiefEngineer:Dist./Dist.Planning/RE/Dist.Projects-I/II/III/Commercial/Hydel/EMD/PTP/Regulation/CRM/P&C/DTD/PIDD/PSPD/Turga/R&EM/Solar/HydelConstn./Communication/Corp.Monitoring/Safety,WBSEDCL
5. Chief Engineer (IT), WBSEDCL- **with request for uploading this Circular in the Website of the Company.**
6. Chief Engineer & Project Manager, PPSP HQ, WBSEDCL.
7. General Manager:(HR&A): Corp./T&D and PM, WBSEDCL.
8. General Manager(F&A): Corp./IA, WBSEDCL.
9. Company Secretary, WBSEDCL.
10. Project Manager, PPSP Site/RHP/TCFHP/TPSP/JHP, WBSEDCL.
11. Addl. Chief Engineer, Safety/EMD/S&LP, WBSEDCL.
12. Officer on Special Duty, WBSEDCL.
13. Chief Vigilance Officer, WBSEDCL.
14. Zonal Manager: Kolkata/Burdwan/Midnapur/ Berhampur/ Siliguri Zone, WBSEDCL
15. Addl. Genl. Manager (HR&A): SSC/CLM/Corp./ES ER-I./Dist./Legal/Vigilance/ES ER-II/Recruitment & Manpower Planning/PTP/PSPD/Common Service Cell/HCM Core Team/HRDD/Project-II/Land Acquisition/ Board Cell, WBSEDCL.
16. Project Manager: Siliguri/ Raiganj/ Berhampur/ Barast/ Burdwan/ Jalpaiguri/ Coochbehar/ Malda/ Balurghat/ Murshidabad- Nadia/ West Midnapur/ East Midnapur/ Bankura/ Baruipur/ Howrah-Hooghly/ Suri RE Project, WBSEDCL.
17. Addl. Genl. Manager (F&A): Corp.-Finance/B&A/MIS-ESTB/Indirect Tax Cell/ Terminal Claims/ Hydel/Dist./RE/ P&C/ Internal Audit/Project-II/ IT, WBSEDCL.
18. Advisor (Corporate Communication), WBSEDCL.
19. Chief Medical Officer, WBSEDCL.
20. Resident Director, Liaison Office, New Delhi, WBSEDCL.
21. Chief Security Officer, WBSEDCL.
22. Adviser (Land)/Chief Land Officer, Land Acquisition Cell, WBSEDCL
23. Sr. Manager (F&A)/(HR&A), Indirect Taxes/ Budget/ Estb. Corp/ CMC/ EMD, WBSEDCL
24. Regional Manager: North 24-Parganas/ South 24-Parganas/ Bidhannagar/ Howrah/ Hooghly/ Purba Bardhaman/ Paschim Bardhaman/ Birbhum/ Purba Medinipur/ Paschim Medinipur/ Bankura/ Purulia/ Nadia/ Murshidabad/ Malda/ Uttar Dinajpur/ Dakshin Dinajpur/ Jalpaiguri/ Darjeeling/ Alipurduar/ Coochbehar Region, WBSEDCL.
25. Divisional Manager: Behala/Baruipur/Garia/ Diamond Harbour/ Canning/ Bidhannagar-I/Bidhannagar-II/ Howrah-I/ Howrah-II/ Uluberia/ Barrackpore/ Naihati/ Barasat/ Basirhat/Habra/Bongoan/ Serampore/ Singur-Haripal/ Tarakeswar/ Arambag/ Chandannagar/ Mogra/ Kalna/Katwa/Memari/Burdwan North/Burdwan South/ Durgapur/ Asansol/ Suri/ Rampurhat/Bolpur/ Tamluk/ Contai/ Haldia /Ghatal/ Midnapur/ Kharagpur/ Bankura/ Bishnupur/ Purulia/ Raghunathpur/Kalyani/ Krishnagar/ Tehatta/Berhampur/Kandi/ Raghunathganj/ North Malda/ South Malda/Uttar Dinajpur/ Dakshin Dinajpur/ Jalpaiguri/Domkal/Jiaganj/Alipurduar/ Coochbehar/ Darjeeling/Siliguri Town/ Siliguri Suburbon / Kurseong/Islampur/ Kalimpong/Mal/Mathabhanga/Belda/ Egra/ Jhargram/ Khatra/ Nakashipara/ Kakdwip/Bhangar/New Town/Balurghat/Ranaghat Division, WBSEDCL. - **for further circulation as may be required under their jurisdiction.**
26. P.S. to Chairman and Managing Director/Chief Financial Officer/ Director (R&T)/ Director (HR)/ Director (Dist)/ Director (Projects)/Director (Generation)/ Executive Director(IT)/ Executive Director(Comm), WBSEDCL.