

Joint Option Form For Delhi Tourism & Transportation Development Corporation Ltd.
Employees

To,

Regional Provident Fund Commissioner (East),
Employees Provident Fund Organization,
Ministry of Labour & Employment,
Regional Office, Delhi East,
DSI IDC Facility Centre Building,
Jhilmil Industrial Area, New Delhi-110095.

Sub: Submission of Joint option under Para 11(3) and Para 11(4) of Employees Pension Scheme, 1995 based upon the Hon'ble Supreme Court's Order in C.A. No. 008143 - 008144/2022 Titled " EPFO vs Sunil Kumar" pronounced on 04.11.2022.

Reference is invited towards Para 43 and Para 44(iv) of the aforesaid judgment dated 04.11.2022 of Hon'ble Supreme Court of India. In the above cited Civil Appeal wherein the eligible employees and his/her employer are required to submit a joint option under erstwhile Para 11(3) & 11(4) of the EPS'95 with in a period of 4 months from the date of judgment.

Since, no format for the Joint Option has been provided by EPFO (also not available on EPFO's website), based on similar formats issued by various ROs in the year 2017 & 2018 while implementing the RC Gupta judgment; in order to comply with the above requirement, we (employee and employer) are, hereby submitting the Joint Option Form as required under erstwhile Para 11(3) & Para 11(4) of Employees' Pension Scheme -1995 for claiming pension on actual salary instead of ceiling salary limit of Rs. 15,000/-.

In this regard, particulars of the employee are as under:

| S.No. | Particulars | Details |
|-------|---|---|
| 1 | Name of Employees | |
| 2 | Designation | |
| 3 | EPF Account No./Member ID | |
| 4 | UAN Number | |
| 5 | Establishment Code | DSSHD0005549000 |
| 6 | Name of Establishment | Delhi Tourism & Transportation Development Corporation Ltd. |
| 7 | Mobile No. | |
| 8 | Aadhar No. | |
| 9 | Email ID | |
| 10 | Date of Exit of Scheme (on attaining age of 58 years) | |
| 11 | Date of Retirement (if contribution deducted upto the age of 60 years) | |

DECLARATION BY EMPLOYEE

It is certified that immediately after joining Delhi Tourism & Transportation Development Corporation Ltd. (name of the establishment), I had been contributing towards the Provided Fund on my actual salary /wages and an equal amount used to be contributed in my PF by the employer also as provided under Para 26(6) of EPF Scheme, 1952. It is to further certify that an amount @8.33% of the statutory ceiling amount, i.e. Rs. 15,000 (earlier Rs. 5,000/ 6,500), out of the Employer's contribution had been remitted by my employer every month towards Employees' Pension Scheme, 1995 since 16.11.1995 onwards.

I,.....(Name), do hereby opt for diverting 8.33% of my actual salary/wages out of employer's contribution towards Pension Fund (after adjusting the amount diverted in EPS'95 on ceiling wages) from the date of joining the EPS'95. Thus making me eligible for drawing Pension on the basis of average of last 60 months Actual Salary instead of being based on ceiling salary in accordance with the aforesaid judgment.

I also undertake that if any other legal formality (like Submission of Joint Option in any Other Format issued by EPFO) is required in future in this regard, I will comply it accordingly.

Date :

Signature :

Place :

Name :

Address :

.....

.....

Undertaking by the Employer

I,.....(Name and Designation), being the authorized signatory on behalf of Delhi Tourism & Transportation Development Corporation Ltd. (Name of the Estt.) do here by certify that Shri/Smt. is working with us as on date..... His/her EPF A/c No. is He/she had been contributing towards Provident Fund on his/her actual salary, as per the terms of Para 26(6) of the EPF Scheme 1952. Equal share had been contributed by this establishment too.

I certify that the particulars furnished above are correct as per the records available in this office.

Date :

Place :

(Signature of Authorized Signatory with official Seal)