

**JOINT OPTION UNDER THE EMPLOYEES' PENSION SCHEME, 1995**

*[For Ex. Employees]*

To

The Regional Provident Fund Commissioner,  
Employees Provident Fund Organization,

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Sub:** Joint Option under the erstwhile Para 11(3) and Para 11(4) of Employees' Pension Scheme (EPS), 1995, based upon the Hon'ble Supreme Court's Judgment dated 04/11/2022 in SLP (C) Nos. 8658-8659 of 2019.

1. In line with Paras 43 & 44(ii) & (iv) of the Judgment dated 04/11/2022 of the Hon'ble Supreme Court of India, eligible ex-employees are required to submit Joint Option under erstwhile Para 11(3) & 11(4) of EPS, 1995 within a period of 4 months from the date of Judgement.
2. Considering that no Format for Joint Option has yet been finalized by EPFO nor hosted in the EPFO Website, in pursuance of Formats issued by various ROs/EPFO in the years 2017 & 2018 while implementing the RC Gupta Judgment, we (ex. employee and employer) are hereby submitting Joint Option Form as required under erstwhile Para 11(3) & 11(4) of EPS, 1995, for claiming pension on actual salary instead of the wage/salary ceiling limit of Rs. 15,000/- pm under the EPF Act, 1952.
3. Particulars of the ex-employee are as under:

1	Name	
2	EPS Account Number /Member ID	
3	GMDC Division / Office & Location	
4	Date of Birth	
5	Date of Joining GMDC	
6	Date of Joining under employees Pension Scheme 1995	
7	UAN Number	
8	Mobile Number	

9	Aadhar Number	
10	Address of correspondence	
11	E-mail ID	
12	PPO Number	
13	Date of attaining the age of 58 years of age (eligible for Pension under EPS 1995)	
14	Date of Actual Superannuation / Cessation of Service	
15	Name of Pension disbursing Bank and Branch	
16	Bank Account Number where Pension is being credited with IFSC Code & MICR No.	

**Declaration by Ex-employee**

1. It is certified that immediately after joining Gujarat Mineral Development Corporation Limited, I had been contributing towards the Provident Fund on my actual wage/salary 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 limit i.e. Rs. 15,000/- pm (earlier Rs. 5,000 / 6500) out of the Employer's Contribution has been remitted by my employer every month towards EPS, 1995 since 16/11/1995 / the date of my joining, whichever is later.
2. Since I have already withdrawn the entire amount of Provident Fund on my retirement / resignation (after attaining 58 years of age on or after 01/09/2014) / optional retirement, etc. I am ready to return / pay back the due differential amount (after adjusting the amount already transferred to the Pension Fund up the Prescribed wage ceiling under the Act) from the date of Joining EPS, 1995 till my attaining the age of 58 Years / resignations etc. with due interest to make me eligible for drawing pension on the basis of actual salary/wages instead of on the ceiling salary/wages.
3. I understand that the Joint Option Form submitted by me sGMDCI be subject to acceptance by EPFO. I further understand that the Option exercised is irrevocable at any later date, and no claim for change of Option shall be entertained or considered under any circumstances.
4. I undertake that the Option exercised herein is subject to the EPFO instructions / guidelines / directives that may be issued from time to time.

Place:

Date:

Signature

**UNDERTAKING BY THE EMPLOYER**

I, \_\_\_\_\_ (Name & Designation) being the  
Authorized Signatory of M/s. \_\_\_\_\_  
\_\_\_\_\_ (location) with Establishment PF Code Number \_\_\_\_\_

Do hereby certify that Shri/Smt./Ms. \_\_\_\_\_, who is the holder of PPO no. \_\_\_\_\_ is an ex-employee of this establishment. He/She had attained the age of 58 years as on \_\_\_/\_\_\_/\_\_\_\_\_(DD/MM/YYYY). The member had been contributing towards Provident Fund on his actual salary/wages, as per the terms of Para 26(6) of the EPF Scheme, 1952. Equal share is also contributed by this Establishment too. This Establishment has no objection if he/she deposit/returns the differential amount @ 8.33% of the employers share w.e.f. 16/11/1995 or from his/her date of joining or when his/her salary/wages exceeded the statutory limit, whichever is later, alongwith due interest as declared under EPF Scheme, 1952 from time to time, thus making him/her eligible for drawing pension on his/her actual salary/wages, instead of on the statutory limit as per erstwhile Para 11(3) & 11(4) of EPS, 1995. This exercise is being carried out in consonance with the Judgment of the Hon'ble Supreme court dated 04/11/2022.

I certify that the particulars furnished above are correct as per the available office record.

Place:

Date:

Signature with Name  
(Designation & Office Seal)