

**BRAHMAPUTRA VALLEY FERTILIZER CORPORATION LIMITED**  
**EMPLOYEES' PROVIDENT FUND TRUST, NAMRUP**  
PO- PARBATPUR-786623, DIBRUGARH, ASSAM.



**UNDERTAKING BY THE MEMBER OF EPS, 1995 SCHEME**

To,  
The Regional Provident Fund Commissioner,  
Employees Provident Fund Organization,  
Regional Office, Tinsukia, NE Region,  
Amar Complex. 2<sup>nd</sup> Floor, Hijuguri,  
Tinsukia-786192, Assam

**Sub: -Undertaking to deposit additional pension contribution along with interest due till date of payment through last employer for members who want to opt the pension on actual salary as per Supreme Court Order dated 04.11.2022 in the matter of SLP( C) No. 8658-8659 of 2019.**

**Ref: EPFO Circular No. Pension/2022/56259/1654 dated 20th Feb 2023**

In terms of Para 43 and Para 44(ii) & (iv) of above said order dated 04th November 2022 of Hon'ble Supreme Court of India and aforesaid circular dated 20.02.2023 of EPFO, I am submitting the joint option under erstwhile proviso to Para 11 (3) of EPS 1995 in the online link hosted by EPFO in Unified Member Portal for entitlement to draw higher pension on actual salary. Particulars of the member are as under.

1.	Name of employee	
2.	Name of Establishment & Estt. Code	
3.	EPF A/C No. in PF Trust of Exempted Establishment	
4.	UAN Number	
5.	EPS A/c Number with last Employer	
6.	Mobile No.	
7.	Aadhaar No.	
8.	Date of Entry in EPS 1995	
9.	Date of Exit (After attaining 58 years)	
10.	PPO Number (if applicable)	

**DECLARATION / UNDERTAKING BY EMPLOYEE**

It is certified that immediately after joining ----- (Name of estt.),I had been contributing towards the Provident 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 limit 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, do hereby opt for diverting 8.33% of my actual salary/wages out of employer's contribution towards Pension Fund (after adjusting the amount already remitted by the employer in EPS'95 on ceiling salary/wages) from the date of joining the EPS'95 till the date of my exit from EPS, 95 scheme after attaining the age of 58 years. I am authorizing my employer (\_\_\_\_\_) to divert from the Employer's Contribution of Provident Fund the differential amount calculated @ 8.33 % of salary exceeding statutory pensionable wage ceiling limit with up to date interest as declared under EPF Scheme 1952 thus making me eligible for drawing Pension on the basis of actual salary/wages instead of ceiling salary/wages in accordance with the aforesaid judgment dt 04.11.2022 of supreme court i.e., based on my Actual salary/wages instead of salary/wages based on the statutory limit.

In case of insufficient balance in my Employer's Contribution fund maintained with exempted EPF Trust of my employer (\_\_\_\_\_) to make up the total arrear dues, I hereby declare that I will deposit the shortfall amount out of my own in UCO bank of BVFCL bearing Account No 07950200000772 (IFSC code-UCBA0000795 ) within the specified period as directed by the employer. The documentary evidence in support of my deposit of balance amount in the Bank will be submitted to the employer in due course.

I do hereby undertake and affirm that neither BVFCL nor BVFCL EPF Trust, Namrup will not be held responsible for the above decision initiated by me to opt for higher pension scheme 95 as mentioned in the above Para.

Place: ----- Signature :-----  
Date: ----- Name :-----  
Address :-----  
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**UNDERTAKING BY THE EMPLOYER**

I, \_\_\_\_\_  
(Name and Designation) being the authorized signatory on behalf of M/s Brahmaputra valley Fertilizer Corporation Limited, do hereby certify that Shri/Smt \_\_\_\_\_ is currently working in our establishment. His/her EPF A/c No. with the Trust of this exempted establishment is AS/620/\_\_\_\_\_. He/She have 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 has been contributed towards his PF by this establishment too. This establishment has no objection if he/she is willing to divert the differential amount @ 8.33% of salary exceeding statutory pension wage ceiling limit from the employers share w.e.f. 16.11.1995 i.e. from the date of commencement of the Scheme or from the beginning of the period of his salary/wages exceeded the statutory limit or become member of EPS, along with due interest as declared under EPF Scheme, 1952 from time to time, thus making him/her eligible for drawing pension on the basis of Pensionable salary based on his actual salary/wages, instead of on the statutory limit as per erstwhile Para 11(3) & Para 11(4) of the EPS'95 Scheme as permitted to do so by the aforesaid judgment of Supreme Court dt. 04.11.2022.

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

Place: \_\_\_\_\_

Date: \_\_\_\_\_ (Signature of authorized signatory with official seal)