

No 1(7)/2014-D(Pen/Pol)
Government of India
Ministry of Defence
D(Pension/Policy)

New Delhi, Date: 31st July 2015

To

The Chief of Army Staff
The Chief of Naval Staff
The Chief of Air Staff

Sub: - Revision of pension of Pre-2006 pensioners- inclusion of non-practicing Allowance (NPA) for revision of pension for Armed Force Pensioners/Family pensioners.

Sir,

The undersigned is directed to refer provisions contained in this Ministry's letter No 1(1)/99(Pension/Services) dated 7.6.1999 and even number dated 11.9.2001. The MoD's letter dated 7.6.1999 provides that with effect from 1.1.1996, pension/family pension of all Armed Forces pensioners, irrespective of their date of retirement, shall not be less than 50% / 30% respectively, of the minimum pay in the revised scale of pay introduced with effect from 1.1.1996 of the rank, and rank Group (in case of PBOR) held by the pensioner. MoD letter dated 11.9.2001, however, stipulates that Non Practicing Allowance (NPA) shall not be added to minimum of revised scale of pay introduced with effect from 1.1.1996 of the rank held by the pensioner at the time of retirement. It was also clarified vide this Ministry letter No 17(4)/2008(1)/D(Pen/Policy) dated 16.3.2010 that while revising pension of pre-2006 retirees Medical officers of Armed Force from 1.1.2006, NPA element shall not be added to determine the emoluments for minimum guaranteed pension in terms of Para 5 of this Ministry's letter No 17(4)/2008(1)/ D(pen/Policy) dated 11.11.2008.

2. In implementation of Hon'ble Supreme Court order dated 27.11.2013 in Civil Appeal No 10640-46/2013, Government of India, Ministry of Personnel, Public Grievances & Pension, Department of Pension and Pensioner Welfare, in consultation with Ministry of Finance, Department of Expenditure and Ministry of Law, Department of Legal Affairs, has issued three OMs bearing No 38/31/11-P&PW(A) (Vol-IV) dated 14.10.2014, dated 21.10.2014 and dated 18.02.2015. It has been decided therein that while determining minimum guaranteed pension of past retirees from 1.1.1996 in terms of DP&PW OM dated 17.12.1998, with effect from 1.1.2006 in terms of DP&PW OM dated 1.9.2008, and with effect from 24.09.2012 in terms of DP &PW OM dated 18.02.2015, the NPA element, shall be added to the minimum of the revised pay scale subject to maximum ceiling prescribed from time to time.

3. Matter was under consideration of the Government for quite some time to extend the said provisions for Armed Forces personnel also who were drawing



