

No. 1(9)/89/D(Pen-C)
Government of India,
Ministry of Defence,
New Delhi, the 30th Nov 1995.

To

The Chief of the Army Staff, New Delhi
The Chief of the Naval Staff, New Delhi
The Chief of the Air Staff, New Delhi

Sub :- RATIONALISATION OF PENSION STRUCTURE FOR PRE-1.1.86 LIBERALISED PENSIONARY AWARDS FOR WAR WIDOWS AND WAR DISABLED SERVICEMEN.

Sir,

I am directed to refer to this Ministry's letter No. 200847/Pen-C/71 dated 24 Feb 1972 regarding Liberalised Pensionary Awards for War widows and War disabled servicemen and to state that the question of rationalisation of Liberalised Pensionary Awards in respect of Armed Forces Personnel, from 01 Jan 86 in the light of revised instructions issued vide Department of Pension and Pensioners' Welfare OM No. 2/6/87 - P&PW (P10) dated 18.3.1988, has been under consideration of the Ministry of Defence. The President is pleased to decide that pre-1.1.86 cases of Liberalised Pensionary awards sanctioned under this Ministry's letter dated 24th February 1972 and revised under letter/dated 27th July 1987 ibid shall be regulated w.e.f. 1.1.1986, in the manner indicated in succeeding paragraphs.

2. The Liberalised Pensionary awards sanctioned under this Ministry's letter dated 24th February 1972 shall first be revised w.e.f. 1.1.1986 as indicated in the Col 3 of Table below. The revised awards as indicated in the table below including those in which 'no change' has been shown in Col 3 shall thereafter be updated and consolidated in the manner indicated in paragraph 3 below :-

/ No.1(4)/87/D(Pen/Sers)

Contd:.....

S.No.	Particulars of Pension drawn prior to 1.1.1986	Revised Position with effect from 1.1.1986
1	2	3
(A) Position in respect of Awards made under this Ministry letter dated 24th Feb 1972.		
1.	Where Spl. Family Pension is being drawn equal to 3/4th of the basic pay of deceased service officer under para A(a)(i) of Annexure 1 to Govt. letter dated 24th Feb 1972.	The Spl. Family Pension shall be raised to an amount equal to full basic pay drawn by the deceased officer immediately prior to his death. The said Spl. Family Pension will be admissible to the widow until her death or re-marriage. Children's allowance and Children Education allowance will not be admissible in addition.
2.	Where Spl. Family Pension is being drawn at reduced rates under Paragraph A(a)(ii) of Annexure 1 to the Govt letter dated 24th Feb 1972.	Spl. Family Pension shall be allowed at the same rate as at Sr. No. 1 above. The children's allowance and children education allowance, wherever being paid will cease to be admissible. The enhanced Spl Family Pension shall be admissible until the death or re-marriage of the widow.
3.	Where Spl. Family Pension is being drawn under Note 1 of Para A of Annexure 1 to the Govt. letter dated 24th Feb 72.	No change. The Children allowance and children education allowance in such cases will be regulated as indicated in Paragraph 4 below.

Contd.....

No.	Particulars of Pension drawn prior to 1.1.1986	Revised Position with effect from 1.1.1986
1	2	3
4.	Where Spl. Family Pension is being allowed under Para A(b) (i) of Annexure 1 to the Govt letter dated 24th Feb 1972.	No change.
5.	Where Spl. Family Pension is being drawn under para A(b) (ii) of Annexure 1 to Govt letter dated 24th Feb 1972 read with para 1(a) of Govt letter dated 26th July 1975.	No Change.
6.	Where Spl. Family Pension is being drawn under para A(b) (ii) of Annexure 1 to Govt letter dated 24th Feb 1972 read with para 1(b) of Govt letter dated 26th July 1975. 210392/D(Pen-C)	After the initial period of 7 years the award to be continued, will be equal to half of the Spl Family Pension as calculated vide sub para 5 above subject to the provision of sub para 8 below.
7.	Where Spl. Family Pension is being drawn under para A(b) (ii) of Annexure 1 to Govt letter dated 24th Feb 1972 read with para 1(c) of Govt letter dated 26th July 1975.	The widow on re-marriage with a person other than the real brother of the deceased would get an amount equal to ordinary family pension and second life award will be sanctioned to a parent if still alive at the rate mentioned in sub para 5&6 above depending upon whether the claim has arisen within 7 years or after 7 years of the casualty subject to the provisions of sub para 8 below.

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S.No.	Particulars of Pension drawn prior to 1.1.86	Revised position with effect from 1.1.86
8.	Where Spl. Family Pension is being drawn under para A(b) (ii) of Annexure 1 to Govt letter dated 24th Feb 1972 read with para 1 (d) of Govt letter dated 26th July 1975.	<p>The widow on re-marriage with a person other than the real brother of the deceased would get an amount equal to the ordinary family pension and the original recipient will be entitled to the Spl. Family Pension at the following rates :-</p> <p>(a) If widow remarries within 7 years of the death of her husband, the Spl. Family Pension shall be admissible at the rate as mentioned in sub para 5 above less the amount of ordinary family pension granted to the widow subject to the condition that balance amount should not be less than the amount mentioned in sub para 6 above.</p> <p>(b) If the widow remarries after 7 years of the casualty the Spl Family Pension shall be admissible to the recipient at the rate mentioned in sub para 6 above.</p>
9.	Where Dependent Pension is being drawn under para B of Annexure 1 of Govt letter dated 24th Feb 1972.	<p>The Dependent Pension shall be raised to 3/4th of the pay last drawn by the individual for both parents and 3/4th of the said rate for single parent. On the death of one parent the dependant pension at the latter rate will be admissible to the surviving parent.</p>

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S.No.	Particulars of pension drawn prior to 1.1.86	Revised position with effect from 1.1.86
1	2	3
10.	Where motherless children are in receipt of children allowance at enhanced rates under para C (c) of Annexure to Govt letter date 24th Feb 1972.	All eligible children shall together be entitled to family pension at the following rates :- Pay in pre- Rates of 1.1.86 scales monthly of pay of Spl Family Defence ser- Pension. vice personnel on the date of death. (a) Below Rs 400/- 50% of Pay (b) Rs400/- and above 30% of Pay subject to Min. of Rs 200/- and Max. of Rs320/-. (c) Rs 1200/- and above 24% of Pay subject to a min. of Rs 320/- and a max. of Rs 500/-

The above Spl. Family Pension shall be payable to the children for the period during which they would have been eligible for Spl. Family Pension under Pension Regulation for the Army, Navy & Air Force. The Spl. Family Pension shall be paid to the senior-most eligible child at a time on the line on which Spl. Family Pension is granted under the above regulations. In addition, children allowance will also be admissible and will be regulated as indicated in Paragraph 4 below.

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S.No.	Particulars of pension drawn prior to 1.1.86	Revised position with effect from 1.1.86
1	2	3
11.	Where War Injury Pension is being drawn under Para A of Annexure II to Govt letter dated 24th Feb. 1972.	No change as far as service elements is concerned. The ceiling of disability element shall be raised from Rs 500/- to Rs 1000/-.

3.(a) The entitlements indicated in Col 3 of the table in the preceding paragraph shall be further updated and consolidated from 1.1.1986 in accordance with the consolidation of pension under Min of Def letter No. 1(4)/87/D(Pen/Sers) dated 12th May 87 by adding together -

- (i) Revised entitlement indicated in Col 3 of the table under paragraph 2 above.
- (ii) Appropriate dearness relief thereon at CPI 608;
- (iii) The additional relief in terms of paragraph 4 of Min of Def letter No 1(4)/87/D(Pen/Sers) dated 12th May 1987.

The additional relief at (iii) above, will be regulated under Min of Def letter No 1(4)/87/D(Pen/Sers) dated 12th May 1987 as indicated below :-

Family Pension/Dependent Pension/War Injury Pension as in paragraph 2 above.	The additional relief will be calculated under clause (A) of para 4.1 of Min of Def letter dated 12th May 1987.
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3.(b) In the case of family pensioners who are employed under Government or autonomous bodies etc., the appropriate dearness relief upto CPI 608 which they would have drawn but for their employment will be taken into account in consolidating their pension on 1.1.1986. However, the dearness relief beyond CPI 608 will not be allowed to them so long as they **are employed**.

4. The children allowance and children education allowance wherever being drawn, will be regulated as follows :-

- (a) Children's allowance and children education allowance shall cease to be admissible with effect from 1.1.1986 in the cases falling under S.No. 2 of the table below para 2 above as already indicated in Col 3 thereagainst.

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(b) A composite children allowance comprising the existing children allowance and children education allowance shall be admissible in the following types of cases at the rate mentioned against each :

(i) Where Spl Family Pension is being drawn under Note 1 of para A of Annexure I to Govt letter dated 24th Feb 72.

(a) Rs 100/- per month per child in cases where pay of the deceased Govt. Servant on the date of death was less than Rs 400/-

(b) Rs 150/- per month per child where pay of the deceased Govt. Servant on the date of death was Rs 400/- and above.

(ii) In the case of mother-less children covered by Para (C) (c) of Annexure I to Govt letter dated 24th Feb 1972.

As at Item. (i) above, this will be in addition to the family pension now extended to them.

The composite children allowance shall be admissible to each child during the period of his eligibility to family pension under the FRA 1961 Pt. I as amended for time to time.

5. For the purposes of revising the cases in terms of para 2 & 3 above, the term pay shall have same meaning as contained in para of Def letter No. 20084/Pen-C/71 dated 24th February, 1972 under which the award was sanctioned initially.

6. In view of the special nature of these awards each case shall be reviewed in the light of these orders by the CDA(F) on the basis of an application in the prescribed form (Annexure to this letter) to be submitted by the recipient of these awards through the Pension Disbursing Authorities viz. Bank, Treasury and DPDO to the CDA(F), Allahabad. A revised authority indicating the consolidated amount of pension due from 1.1.86 shall be arranged to be issued through the concerned Account Officers to the Pension Disbursing Authorities from which the recipients are drawing their pension/family pension at present. The Pension Disbursing Authorities shall follow the same channel through which the PFO and/or amendments thereto are routed at present.

Contd.....

7. While reviewing old cases, if there is change in the recipient as on 1.1.86 till review of award, the revised GPO to be issued in terms of para 6 above, will also indicate the entitlement of recipients between 1.1.86 till the date of review of award, so that recipient or their legitimate heirs can claim that amount.

8. This issues with the concurrence of Ministry of Defence (Finance) vide their U.O. No. 2011/Pan of 1995.

Yours faithfully,



(N.N. MATHUR)

Under Secretary to the Government of India

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ANNEXURE TO MINISTRY OF DEFENCE LETTER NO. 1(9)/89/D(PEN-C)
DATED THE 30TH NOVEMBER, 1995

OF
APPLICATION FOR REVISION/LIBERALISED PENSIONARY AWARDS IN
CASE OF BATTLE CASUALTIES.

I hereby apply for revision/^{of} Liberalised Pension Awards already sanctioned to me in terms of Ministry of Defence letter No.. 1(9)89/D(Pen-C).. dated. the. 30th November. 1995.

Requisite particulars are given below:-

1. Name of Pensioner / Family Pensioner with relationship to the deceased.
2. Rank and Regtl. IC No. / Personal No.
3. Original PC/110 No. and Year, D/BC or F/BC as the case may be.
4. Reference to IC/110 No. if 2nd life award sanctioned by CDA(I).
5. Date of death/date of sustaining battle wound/injury.
6. Name of Treasury/Tost Office / DEPO/PSB/IAO from which revised pension is to be drawn.
7. PS/TS/HQ No. / Bank Account No.
8. Details of any other pension in receipt of or due.
9. Certified that - (a) I have not been employed/ reemployed/reenrolled in any State/Central Govt./Department Office/public Sector Undertaking/Autonomous Body, a Scheduled Bank or a Local Body etc. during the period of revision due;

(b) I was employed/reemployed/reenrolled in.....
.....(name of Office) from.....to.....
as.....

Stn.....
Date.....

Signature/Thumb impression of the applicant.
(Name and complete postal address)

P A R T - II

(To be filled in by the PDI)

10. Certified that the above pensioner is drawing Liberalised Pensionary Award from this agency and information furnished is correct

Signature of PDI
with Office Seal