

No.1(5)/93/D(PEN-C),
Government of India/Bharat Sarkar
Ministry of Defence/Raksha Mantralaya,

New Delhi, dated April,16, 1996.

To
The Chief of the Army Staff,
The Chief of the Naval Staff,
The Chief of the Air Staff,

Subject:-Scheme for grant of Ex-gratia Awards in cases of
Death/Disablement of Cadets(direct) due to causes
attributable to or aggravated by Military Training.

Sir,

I am directed to state that the President is pleased to sanction a scheme for grant of ex-gratia awards in respect of Cadets in the event of death/disablement due to causes attributable to or aggravated by the conditions of military training. The rates and other conditions for grant of these ex-gratia benefits shall be as laid down in the succeeding paragraphs.

2. Ex-Gratia Awards in cases of disablement : In cases of invalidment on medical grounds due to disabilities attributable to or aggravated by the conditions of military training, an ex-gratia award at the rate of Rs.375/- per month for life shall be admissible to the ex-cadets (except Service entry). In addition, a Disability Award on ex-gratia basis shall also be admissible to the ex-cadet at the rate of Rs.600/- per month for 100% disability, during the period of disablement. The amount of disability award shall be proportionately reduced when the degree of disablement is less than 100%. No disability award shall be payable in cases where the degree of disablement is less than 20% or the disablement has not been accepted as attributable to or aggravated by the conditions of military training.

3. Ex-gratia Awards in cases of Death : As per terms and conditions of recruitment, majority of the Cadets such as entries through IMA, Ex-NDA and direct entries etc., are required to be bachelors and they cannot marry during the pre-commission training. However, in cases of entries such as Technical graduate entry/post graduate entry/Short Service Commission(tech.and Non-tech), Entry

contd/-

through the Army Cadet College (ACC) etc., marriage prior to pre-commission training is not a bar. In the event of death of a Cadet due to causes attributable to military training, the following ex-gratia awards shall be payable to the Next of Kin of the deceased Cadet depending on his marital status:-

(i) On death of married Cadet during training, Ex-gratia Award at the rate of Rs.600/-per month shall be admissible to the widow/children of the deceased Cadet. This award shall be payable to the widow until her death or re-marriage (with a person other than the real brother of the deceased Cadet), whichever is earlier. After death or disqualification of the widow on account of re-marriage, the ex-gratia award shall be payable to the sons/unmarried daughters (in the order of seniority in age) till they attain the age of 25 years. In case of unmarried daughter(s), the payment of ex-gratia award shall be stopped on her/their getting married.

In the absence of eligible widow/children, ex-gratia award shall be paid to the dependent parents as per rates given in the para 3(ii) below.

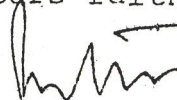
(ii) In case of unmarried/widower cadet with no children, ex-gratia award at the rate of Rs.375/-per month shall be payable to the dependent parent(s) of the deceased Cadet for life. In the absence of parents, the ex-gratia award shall be payable to the dependent brother(s)/unmarried sister(s) in the order of seniority in age, till they attain the age of 25 years. In case of unmarried sister(s), the payment of ex-gratia award shall be stopped on her/their getting married.

(iii) The ex-gratia award shall be payable to only one member of the family at a time.

(iv) In the event of death of an ex-cadet in receipt of disability award under para 2 above, Ex-gratia Awards at the above rates shall be admissible to the family of the deceased cadet provided that the death is caused by the disability sustained during military training which was accepted as attributable to or aggravated by the conditions of military training.

4. Constant Attendance Allowance (CAA) : When the degree of disability is assessed at 100% and is accepted as attributable to or aggravated by the conditions of military service, Constant Attendance Allowance at the rate of Rs.300/- p.m. shall be admissible to the ex-Cadet on the recommendation of the Invaliding Medical Board.
5. No ex-gratia award under these instructions shall be payable if the death/disablement is neither attributable to nor aggravated by the conditions of military service/training.
6. Other rules and procedure regarding assessment/re-assessment of disablement and acceptance of disability/death as attributable to or aggravated by conditions of military service/training in cases of cadets shall be the same as for regular Commissioned Officers of the Armed Forces. The procedure for sanction and conditions for grant of ex-gratia awards to the Next of Kin in case of deceased Cadets shall be same as in cases of casualties of regular Commissioned Officers due to attributable causes.
7. Awards under these instructions are being sanctioned purely on ex-gratia basis and the same shall not be treated as pension for any purpose. However, Dearness Relief shall be admissible on the Ex-gratia Awards sanctioned under para 2 & 3 of these instructions.
8. The provisions of this letter shall be applicable in cases of casualties occurring on or after 1.1.86.
9. This issues with the concurrence of the Finance Division of this Ministry vide their U.O.NO.607/Pen/96 dated 9.4.96.

Yours faithfully,



(P.K.KATARIA)

DEPUTY SECRETARY TO THE GOVERNMENT OF INDIA.

Copy to:-

1. JS (Trg.&CAO), JS (G), JS (N), JS (Air),
2. CGDA, New Delhi.

Para 8 amended vide corr dt 12/5/1997

contd/-

No.1(5)/93/D(Pen-C),
Government of India,
Ministry of Defence,

New Delhi, the 12th May, 1997.

C O R R I G E N D U M

Subject:- Scheme for grant of Ex.Gratia Awards in cases of death/
disablement of Cadets(Direct) due to causes attributable
to or aggravated by Military training.

1. This Ministry's letter No.1(5)/93/D(Pen-C) dated
the 16th April, 1996 on the above subject is amended as under:-

Existing para 8 be amended as follows

"Provisions of this letter are to be deemed to be
effective from 1st January, 1986 and shall be applicable
to all Cadets(Direct) irrespective of date of invalidment
or death. Arrears for a period prior to the said date
will not be admissible".

2. This issues with the concurrence of Ministry of Defence
(Finance/Pensions) vide their U.O.No.783/Pen of 1997.



(N.N. MATHUR)

Under Secretary to the Government of India.

To
The Chief of the Army Staff,
The Chief of the Naval Staff,
The Chief of the Air Staff.

Copy to:-

1. JS(Trg.&CAO), JS(G), JS(N), JS(Air).
2. CGDA, New Delhi.
3. CCDA(P), Allahabad.
4. CDA(PD); CDA(Navy), Bombay; CDA(AF), New Delhi and CDA(O), Pune.
5. R JDAFMS(P).
6. DGADS, New Delhi.
7. Army HQrs/AG/PS-4.
8. NHQ/DPA.
9. AIR HQ/DPP&R.
10. Director General of Resettlement.
11. Deptt. of Pension & Pensioners' Welfare.
12. Deptt. of Expenditure (EV Section).
13. Addl.FA(P)/DFAs(Pen)/Min.of Def(Fin.).
14. D(Pen-A); D(Pen-C); D(Civ.II); D(GS.VI); D(Res); PG Cell;
D(Air.III), D(Navy.I), D(GS.II).
15. D(Hindi.IV) - for Hindi version.