

HAND BOOK

DEFENCE PENSION

FOR

COMMISSIONED OFFICERS

(ICOs)

Year - 2021

Preface



New Pension Code came into force w.e.f 01.06.1953 vide A.I 1/S/53. Since then tremendous changes have taken place in pensionary awards of the Armed Forces Personnel and their families due to the recommendation of the successive Central Pay Commission. These changes are scattered over a number of Govt. letters, memoranda etc. issued from time to time.

2. A need was, therefore, felt to review and update. The same with reference to latest Govt. letters, ruling and clarifications issued over a past these years and to summaries them in a precise manures.

3. Keeping the above facts in view, the efforts have been made to put the important changes made upto 2020 in fundamental principle in pension structure of various kinds of pensionary awards precisely in the form of a Hand Book.

4. I, hope, this Hand Book will be a useful guide to all the dealing staff and officers of this office who are employed on the sanction of various kinds of pensionary awards in their day to day working.

5. For facility, illustrations based on the Seventh CPC are given showing calculation of pension.

Appendices showing changes in rates of the pension etc. with relevant authority have also been given. The Govt. letters mentioned in the Hand Book have also been listed with Group Order No. for necessary check as and when required.

6. The Hand Book has been prepared separately for PBORs and Commissioned Officers.

7. Any suggestion to improve this Hand Book would be gratefully acknowledged.

Rajiv Ranjan, IDAS
Principal Controller of Defence Accounts (Pension)
Prayagraj

Foreword



Changes in pensionary entitlement of Armed Forces Personnel and their families are made by the Govt. from time to time. These changes are being notified by the Govt. in letters, memoranda etc.

Pr.C.D.A (Pension) Allahabad being the Pension Sanctioning Authority in respect of Armed Forces Personnel and circulate these orders in the form of Group Orders for information and guidance of the Staff and Officers in their day to day working.

Since these orders are scattered and not consolidated, the same may loss sight due to the passage of time and the Officers and Staff may sometime feel difficulty to deal with the pensionary entitlement in an effective way.

To overcome the above, an effort had been made to review the important changes made in pensionary entitlements and update them in a precise way and put them in a Hand Book which may be handy.

I hope this Hand Book may be useful to all the Officers and Staff in grant of pensionary awards.

Any suggestion to improve this Hand Book would be gratefully acknowledged.

A handwritten signature in black ink, appearing to read 'A. K. Malviya', with a horizontal line underneath.

A. K. MALVIYA
Senior Accounts Officer (Gts/Tech)

A few words from the writer of the Hand Book



Pension in respect of Armed Forces Personnel is in fact a very complex subject in itself as the orders issued thereon are scattered. Nothing is available on which one can lay his hands for a compact knowledge. This has given me an idea to put all the relevant orders issued on a particular subject at one place in the form of a Handbook.

With this fact in view, I review the Govt. letters issued upto 12/2020 and summarize them precisely on each subject and tried to put them in the Handbook separately for PBORs and ICOs.

For this I got blessings of benevolent Principal Controller Mr. Rajiv Ranjan. I express my heartfelt gratitude to him.

Further, I would also like to convey my sincere thanks to Officer In Charge Grants Tech. Mr. A. K. Malviya and cooperation of his staff at each stage as the same have helped me a lot.

At last, I request esteem readers to ignore the shortcomings, if any, considering the same as my incompetency.

A handwritten signature in black ink, appearing to read 'L.P. Chaurasia'.

L.P. CHAURASIA, IDAS
Retired DCDA (P)

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PENSIONARY AWARDS IN RESPECT OF COMMISSIONED OFFICERS

QUALIFYING SERVICE FOR EARNING RETIRING PENSION

1. (a) The minimum period of qualifying service for earning retiring pension shall be 20 years (15 years in the case of late entrants).
(b) Serving JCOs/ORs granted EC/SSC will be eligible for retiring pension after 12 years of qualifying service actually rendered.
2. The term qualifying service shall mean actual qualifying service rendered. This was subject to total qualifying service not exceeding 33 years. The provision of weightage has been withdrawn w.e.f. 02.09.2008.
3. A fraction of year equal to 3 months and above but less than 6 months shall be treated as a completed $\frac{1}{2}$ year. Similarly, nine months or more but less than one year shall be treated as a completed one year and reckoned as qualifying service. This shall, however, not be applicable for computing minimum qualifying service for pensionary award.

[Authority:- GoI MoD NOs 1(5)/87/D(Pen/Sers) dt. 30.10.1987, 03.02.1998 and 17(4)/2008(2)/D(Pen/Pol) dt. 12.11.2008 and 30.10.2009]

4. PERIODS OF SERVICE QUALIFYING FOR PENSION

- (i) Service as permanent regular Commissioned Officer.
- (ii) Embodied or called out service as an officer of TA or Auxiliary Air Force subject to refund of gratuity, if any.
- (iii) Service in the rank followed by permanent regular Commissioned service without a break subject to refund of gratuity, if any.
- (iv) All leave including study leave with pay.
- (v) Period of suspension from duty when the officer is not brought on trial or court martial with result favorable to the officer.
- (vi) Service rendered in an Office/Department/Ministry of the Central or State Government.
- (vii) Any period of civil service under Central or State Government if followed by military service subject to refund of gratuity, if any.
- (viii) Service rendered in the autonomous bodies.
- (ix) The period of ante-date of commission and the period of Secondment subject to the following maxima-(a) Ante-date of commission-18 months. (b) Secondment-12 months (c) when both ante-date and Secondment granted-24 months.
- (x) Service rendered in aid of civil administration.

5. RETIRING PENSION

Retiring pension of an officer other than the officer of the rank of General will be assessed on the basis of the rank actually held before retirement.

6. DETERMINATION OF AMOUNT OF RETIRING PENSION

The amount of retiring pension will be calculated @ 50% of emoluments last drawn or average of reckonable emoluments drawn during last 10 months whichever is more beneficial subject to the minimum of Rs. 9000/- pm.

The reckonable emoluments for retiring pension shall comprise pay in Pay Matrix, Military Service Pay (MSP) and Non Practicing Allowance (NPA), if any, last drawn by the officer.

The retiring pension of an officer of the rank of Lt. Colonel (TS), Brigadier or Major General shall not be less than the pension which would have been admissible as a Major, Colonel or a Brigadier had he not been promoted to the higher rank.

Note 1 : Rates of retiring pension prior to 01.01.1986 are given in Appendix 1

Note 2 : Evolution of pensionary structure are given in Appendix 7

Note 3: An example showing calculation of retiring pension as per VII CPC is given in Illustration No. 1.

7. RETIREMENT GRATUITY

An officer who is governed by AI 8/S/70 and who has completed 5 years qualifying service and is eligible for retiring/disability/invalid pension or gratuity of any type will be granted retirement gratuity equal to 1/4th of the reckonable emoluments for each completed six monthly period of qualifying service subject to ceiling of Rs. 20 lakhs. This ceiling on gratuity shall be increased by 25% whenever the Dearness Allowance rises by 50% of the basic pay [Auth: MoD letter dated 04.09.2017]. However, prior to 01.01.2006, this ceiling was Rs. 3.5lakhs which was increased to Rs. 10 lakhs w.e.f. 01.01.2006. [Auth: MoD letter dated 12.11.2008]

The term “reckonable emoluments” will include pay in Pay Matrix, Military Service Pay (MSP) and Non Practicing Allowance (NPA), if any, plus dearness allowance last drawn by the officer.

Note :- Maximum amount of retirement gratuity admissible from time to time are given in Appendix 2.

8. COMMUTATION OF PENSION

An officer is entitled to commute for a lump sum payment a fraction not exceeding 50% (prior to 01.01.2006 this limit was 43%) of his/her pension which is sanctioned for life.

Commutation of pension if applied after one year of retirement/invalidment is to be submitted through pension disbursing authority. In such cases, commutation is to be done after medical examination only.

9. CALCULATION OF COMMUTED VALUE OF PENSION

The commutation of pension is calculated as under:-

Portion of monthly pension to be commuted $\times 12 \times$ purchase value applicable to the age next birthday

Note :- The table of commutation of pension is given in A.I. No. 85/71. This Table has been substituted by a new table Annexed with Govt. letter dated 12.11.2008.

10. RESTORATION OF COMMUTED PORTION OF PENSION

The pensioners who have commuted a portion of their pension and on 01.04.1985 or thereafter have completed 15 years or will complete from the respective dates of retirement or from the date on which reduction in pension on account of commutation becomes effective will have their commuted portion restored.

11. DISABILITY PENSION

An Officer who is invalided out from army service on account of disability arising/sustaining under the circumstances mentioned in category B and C of para 12 below which is accepted as attributable to or aggravated by such service shall be entitled a disability pension. The disability pension consists of service element and disability element.

Note :- The condition of minimum assessment of 20% of disability shall, however, be not required in cases of invalidment.

12. For determining the pensionary benefits the circumstances to decide the attributability/aggravation have been categorized under GOI, MOD No. 1(2)/97/1/D(Pen/C) dt. 31.01.2001.

Category “A”

Death or disability due to causes neither attributable to nor aggravated by military service, such as constitutional diseases, chronic ailments, prolonged illness while not on duty.

Category “B”

Death or disability due to causes which are accepted as attributable to/aggravated by military service such as diseases contracted because of continued exposure to hostile work environment subject to extreme weather conditions or occupational hazards.

Category “C”

Death or disability due to accidents while performing duty, such as

- i. Accidents while traveling on duty in Government/Public/Private vehicles or during air journey or mishap at sea.
- ii. Electrocution while on duty.
- iii. Accidents during participation in organized sports events/adventures activities/expeditions/training.

Category “D”

Death or disability due to acts of violence/attack by extremists, antisocial elements, whether on duty or even when not on duty, bomb blasts in public places or transport, indiscriminate shooting incidents in public or disability occurring while employed in aid of civil power in dealing with natural calamities. The following circumstances may also cover in this category :-

- (i) Unintentional killing by own troops.
- (ii) Electrocution/attacks by wild animals.
- (iii) Accidental death/injury sustained due to natural calamities.

Category “E”

Death or disability arising as a result of:-

- i. Enemy action in international war, action during peace keeping mission abroad, border skirmishes.
- ii. During laying/clearance of mines, accidental explosions of mines.
- iii. War like situations, including cases which are attributable to/aggravated by
 - (1) extremist acts, exploding mines, etc while on way to operational area.
 - (2) battle inoculation training exercises which will cover the following
 - (a) Flying operation involved in rehearsing of war plans and implementations of OP instructions inclusive of international exercises.
 - (b) All combat and tactical sorties in preparation of war, or demonstration with live ammunition.
 - (c) Valley flying and missions involving operation at ultra low levels.
 - (d) All operational mission undertaken during peace.
 - (e) Mission undertaken in support of troops & security forces deployed in forward areas.
 - (f) Flying mission involving landing on the ALGs.

[Auth: for (c)to (f) is GoI, MoD No. 1(11)/2006/D(Pen-C) PC dt. 05.03.2010]

- (3) kidnapping by extremist while on operational duty
- iv. An act of violence/attack by extremists and antisocial elements etc. while on operational duty or while employed in aid of civil power in quelling agitation, riots or revolts by the demonstrators.
- v. Operations specially notified by Government from time to time.

- vi. On sustaining injury during trials of indigenously developed weapon system and ammunition.
- vii. Poisoning of water by enemy agent vide GoI, MoD No. 2(1)/2011/D (Pen/Pol) dt. 03.02.2011.

13. PROCEDURE FOR ADJUDICATION OF DISABILITY PENSION CLAIM

(a) Invalidation from service with disablement caused by service factors is a condition precedent for grant of disability pension. However, disability element will also be admissible to personnel who retire or are discharged on completion of terms of engagement in low medical category on account of disability attributable to or aggravated by military service, provided the disability is accepted as not less than 20%.

(b) An individual who is boarded out of service on medical grounds before completion of terms of engagement shall be treated as invalided from service.

(c) PBOR and equivalent ranks in other services who are placed permanently in a medical category other than SHAPE 1 or equivalent and are discharged because (i) no alternative employment suitable to their low medical category can be provided, or, (ii) they are unwilling to accept alternative employment, or (iii) they having been retained in alternative employment are discharged before the completion of their engagement, shall be deemed to have been invalided out of service.

A. Post discharge claims:

Cases in which a disease was not present at the time of the member's retirement/discharge from service but arose within 7 years thereafter, may be recognized as attributable to service if it can be established by the competent medical authority that the disability is a delayed manifestation of a pathological process set in motion by service conditions obtaining prior to discharge.

B. Duty :

For the purpose of these Rules, a person subject to the disciplinary code of the Armed Forces shall be treated on 'duty':

(a) When performing an official task failure to do which would constitute an offence, triable under the disciplinary code applicable to him.

(b) When moving from one place of duty to another place of duty irrespective of the mode of movement.

(c) During the period of participation in recreation and other unit/sports activities organized or approved by service authorities and during the period of travelling in relation thereto.

Note 1 : Personnel of the Armed Forces participating in local/ national/ international sports tournaments as members of service teams; or mountaineering expeditions/gliding organized by service authorities, with the approval of Service HQ's, shall be deemed to be 'on duty' for the purpose of these Rules.

Note 2: Personnel of Armed Forces participating in sports tournaments or in privately organized mountaineering expeditions of indulging in gliding as a hobby in their individual capacity, shall not be deemed to be 'on duty' for the purpose of these Rules, even though prior permission of the competent service authorities may have been obtained by them.

Note 3 : Injuries sustained by personnel of the Armed Forces in impromptu games and sports which are organized by or with the approval of the local service authority and death or disability arising from such injuries, will be regarded as having occurred 'on duty' for the purpose of these Rules.

Note 4 : The personnel of the Armed Forces deputed for training at courses conducted by the Himalayan Mountaineering Institute, Darjeeling and other similar institutes shall be treated at par with personnel attending other authorized professional courses or exercise for the Defence Services for the purpose of grant of disability/family pension on account of disability/death sustained during the courses.

(d) When proceeding on leave/valid out pass from his duty station to his leave station or returning to duty from his leave station on leave/valid out pass.

Note.1: An Armed Forces personnel while travelling between his place of duty to leave station and vice-versa is to be treated on duty irrespective of whether he has availed railway warrant/concession vouchers/cash TA etc or not for the journey. This would also include journey performed from leave station to duty station in case the individual returns early.

Note 2: the occurrence of injury should have taken place in reaching the leave station from duty station or vice versa using the commonly available/adopted route and mode of transport.

(e) When travelling by a reasonable route from one's official residence to and back from the appointed place of duty, irrespective of the mode of conveyance (whether private or provided by the Government)

(f) Death or injury which occurs when an individual is not strictly 'on duty' e.g. on leave, including cases of death/disability as a result of attack by or action against extremists or anti social elements may also be considered attributable to service, provided that it involved risk which was due to his belonging to the Armed Forces and that the same was not a risk faced by a civilian. Death and disability due to personal enmity is not admissible.

Note : For the purpose of these Rules, leave shall include casual leave. Leave/casual leave shall not be treated as 'duty' except in situations mentioned above.

C. Attributability:

(a) Injuries:

In respect of accidents or injuries, the following rules shall be observed:

(i) Injuries sustained when the individual is 'on duty', as defined, shall be treated as attributable to military service, (provided a nexus between injury and military service is established).

(ii) In cases of self-inflicted injuries while 'on duty', attributability shall not be conceded unless it is established that service factors were responsible for such action.

(b) Diseases:

(i) For acceptance of a disease as attributable to military service, the following two conditions must be satisfied simultaneously:-

(a) that the disease has arisen during the period of military service; and

(b) that the disease has been caused by the conditions of employment in military service.

(ii) Disease due to infection arising in service other than that transmitted through sexual contact shall merit and entitlement of attributability and whether the disease may have been contracted prior to enrolment or during leave, the incubation period of the disease will be taken into consideration on the basis of clinical course as determined by the competent medical authority.

- (iii) If nothing at all is known about the cause of disease and the presumption of the entitlement in favour of the claimant is not rebutted, attributability should be conceded on the basis of the clinical picture and current scientific medical application.
- (iv) When the diagnosis and/or treatment of a disease was faulty, unsatisfactory or delayed due to exigencies of service, disability caused due to any adverse effects arising as a complication shall be conceded as attributable.

D. Aggravation:

A disability shall be conceded aggravated by service if its onset is hastened or the subsequent course is worsened by specific conditions of military service, such as posted in places of extreme climatic conditions, environmental factors related to service conditions e.g, Fields, Operations, High Altitudes etc.

E. Competent Authorities:

- (a) Attributability/Aggravation :

- (i) Injury Cases:

Decision regarding attributability/aggravation in respect of injury cases in invalidment/retirement or discharge would be taken by the Service HQrs in case of officers and OIC Records in case of PBORs, for the purpose of casualty Pensionary awards.

- (ii) Disease Cases:

The decision regarding attributability/aggravation in respect of disease cases shall be taken by the Service HQrs in case of officers and OIC Records in case of PBOR on the basis of the findings of the RMB/IMB as approved by the next higher medical authority which would be treated as final and for life

F. Assessment -

The assessment with regard to the percentage of disability in both injury and disease cases as recommended by the Invaliding Medical board/Release Medical board as approved by the next higher medical authority would be treated as final and for life unless the individual himself requests for a review except in the cases of disability which are not of a permanent nature.

G. Re-Assessment of Disability

There should be no periodical review by Re-survey Medical Board for re-assessment of disabilities except for disabilities which are not of a permanent nature, for which there shall be only one reassessment of the percentage by a Re-assessment medical board. The percentage of disability assessed/recommended by the Re-assessment medical board shall be final and for life unless the individual himself asks for a review.

[Authy: Entitlement Rules vide GoI, MoD No. 1(3)/2002/III/D(Pen/Pol) dt. 18.01.2010]

14. Disability pension on Invalidment

The amount of service element and disability element of disability pension in case of invalidment are determined as under:-

- (i) **Service Element** - The amount of service element shall be equal to the retiring pension determined as per Para 6 above subject to minimum of Rs. 9000/- p.m.

There shall be no condition of minimum qualifying service for earning this element.

(ii) **Disability Element** – The amount of disability element shall be 30% of emolument last drawn for 100% disability and it depends on the assessed degree of disablement by invaliding Medical Board and approved by the next higher authority. Disability lower than 100% shall be reduced with reference to percentage as laid down in clause (iii) below

(iii)

| Percentage of disability as finally accepted | Percentage to be reckoned for computing of disability element. |
|--|--|
| Less than 50 | 50 |
| Between 50 and 75 | 75 |
| Between 76 and 100 | 100 |

[GoI MoD No. 1(2)/97/D(Pen-C) dt. 31.01.2001]

Note 1: Rounding off benefit is not admissible where disability is assessed at nil percent by the Invaliding Medical Board.

Note 2: The concept of broad bonding of percentage of disability/war injury shall be extended to cases prior to 1.1.1996 also provided they are in receipt of disability/war injury pension as on 01.07.2009 *vide* GoI MoD No. 10(01)/D(Pen/Pol)/2009/II dt. 19.01.2010.

15. DISABILITY ELEMENT ON RETIREMENT

Where a Commissioned Officer is retained in service despite disability arising/sustained in the circumstances mentioned in category “B” and ‘C’ of Para 12 above and is subsequently retired on attaining age of retirement or on completion of tenure or voluntarily or otherwise he shall be entitled to disability element at the rate prescribed in Para 16 below for 100% disablement.

For disabilities less than 100% but not less than 20% the rate will be proportionately reduced.

No disability element shall be payable for disabilities less than 20% rounding off benefit as admissible in case of invalidment as per clause (iii) of Para 14 above, shall also be applicable in such cases.

16. RATE OF DISABILITY ELEMENT

The rate of disability element for 100% disability shall be 30% of emoluments last drawn, for disability less than 100% it shall be reduced proportionately. In case where permanent disability is not less than 60% the disability pension (service element +disability element) shall not be less than 60 % of the emoluments last drawn subject to a minimum of Rs. 18000/- p.m.

Note :- Rates of disability element prior to 01.01.1996 are given in Appendix 3.

17. CONSTANT ATTENDANCE ALLOWANCE

Constant Attendance Allowance is sanctioned to an officer for 100% disablement, if in the opinion of IMB/RSMB subject to acceptance by the pension sanctioning authority; he needs the services of Constant Attendant for at least a period of 3 months subject to the condition that the pensioner actually employs a paid attendant to look after him.

The Constant Attendance Allowance will not be payable for:

- (i) Any period during which the pensioner was an inmate or inpatient of a government institution or Hospital.
- (ii) Any period for which a constant and paid attendant was not actually employed to look after him.
- (iii) for the period of re-employment of the pensioner.

18. RATE OF CONSTANT ATTENDANCE ALLOWANCE

Constant Attendance Allowance shall be admissible @ Rs. 6750/- p.m. irrespective of the rank. This is paid on monthly basis during the period of disability or war injury pension.

19. LUMP-SUM COMPENSATION IN LIEU OF DISABILITY ELEMENT

In case a service officer is found to have a disability which is sustained under the circumstances mentioned in category 'B' and 'C' of Para 12 above, and is assessed at 20% or above for life but is retained in service despite such a disability and opts for lump sum compensation in lieu of disability element, he shall be paid a compensation lump sum (in lieu of disability element) equal to the capitalized value of disability element on the basis of disability actually assessed. The rate of disability element shall be as per para 16 above.

Note: Provision of rounding off benefit as per clause (iii) of Para 14 shall not apply.

20. For the above purpose, the age next birth day will be reckoned with reference to the date of onset of disability with loading of age, if any, recommended by the Disability Compensation Medical Board.

21. Once compensation has been paid in lieu of disability element, there shall be no further entitlement to the disability element for the same disability. Such disability shall also not qualify for grant of any pensionary benefits or relief subsequently. This is a onetime payment, no restoration of disability shall be permitted.

22. The payment of compensation in lieu of disability element will be made through IRLA on the basis of payment authority issued by Pension Sanction Authority.

INVALID PENSION

23. When an officer is invalided out of service on account of a disability which is neither attributable to nor aggravated by military service, he will be entitled to invalid pension, if service actually rendered is 10 years or more and invalid gratuity, if it is less than 10 years.

Note : w.e.f. 04.01.2019, Invalid Pension would also be admissible to an Armed Forces Personnel with less than 10 years of qualifying service where personnel are invalided out of service on account of any bodily or mental infirmity and which permanently incapacitates them from military service as well as civil reemployment.

[Vide GoI, MoD No. 12(06)/2019 (D Pen/Pol) dated 16.07.2020 (GO 1755)]

24. The amount of invalid pension will be equal to the service element of disability pension that would have been, admissible in case the causes were attributable to or aggravated by military service. Ranks for assessment of qualifying service reckonable towards invalid pension will be the same as for assessment of retiring pension.

25. The invalid pension will be subject to the minimum of Rs. 9000/- p.m. but in no case it will be less than the normal rate of ordinary family pension i.e. 30% of pay last drawn.

INVALID GRATUITY

26. The amount of invalid gratuity shall be calculated at half a month's reckonable emoluments last drawn including dearness allowance, for each completed six monthly, period of qualifying service. Invalid gratuity shall be calculated for actual qualifying service rendered and the reckonable emoluments will be the same as mentioned in Para 6 above. The maximum limit of invalid gratuity shall be Rs. 20 lakhs.

WAR INJURY PENSION ON INVALIDMENT

27. Where an officer is invalided out of service on account of disability sustained under circumstances mentioned in category "E" of Para 12 above, he shall be entitled to war injury pension consisting of service element and war injury element as follows.

(i) Service Element - Equal to retiring pension to which he would have been entitled on the basis of his pay on the date of invalidment. There shall be no condition of minimum qualifying service for earning this element.

(ii) War Injury Element - Equal to reckonable emoluments last drawn for 100% disablement.. For lower percentage of disablement, war injury element shall be reduced and will be computed as per clause (iii) of Para 14 above.

However, prior to 01.07.2009, there was a provision that in no case aggregate of service element and war injury element should exceed last pay drawn. **This cap on war injury pension with reference to emoluments last drawn in cases of disabled pensions Pre-96, Post-96 and Post-2006** and drawing war injury pension on 01/07/2009 stands removed from 01.07.2009. The implication of this is that the aggregate of service element and war injury element may exceed emoluments last drawn.

[Vide GoI, MoD No. 10(1)/D (Pen/Pol)/2009/II dt. 19.01.2010]

Note : An example showing War Injury Pension on invalidment as per VII CPC is given in Illustration No. 2.

WAR INJURY PENSION ON RETENTION IN SERVICE

28. An officer who is retained in service despite the disability due to war injury sustained under circumstances mentioned in category 'E' of Para 12 above and retire subsequently shall have an option as follows.

(a) to draw lump sum compensation in lieu of war injury element foregoing war injury element at the time of subsequent retirement. **OR**

(b) to draw war injury element at the retirement in addition to retiring pension admissible on retirement, foregoing lump sum compensation.

Note : w.e.f. 01.01.2006, Armed Forces Personnel who are retained in service despite disability which is accepted as attributable to or aggravated by military service and have foregone lumpsum compensation in lieu of that disability may be given disability element/war injury element at the time of retirement/discharge whether voluntarily or otherwise in addition to Retiring/Service Pension or Retiring/Service gratuity.

[vide GoI, MoD No. 16(5)/2008/D(Pen.Policy) dt. 29.09.2009]

LUMP SUM COMPENSATION IN LIEU OF WAR INJURY PENSION

29. In case an officer is found to have a disability which is sustained under the circumstances mentioned in category E of para 12 above which is assessed at 20% or more for life but the officer is retained in service despite such disability and opts for lump sum compensation, he shall be paid the lump sum compensation in lieu of war injury element.

30. The rate for calculation of lump sum compensation in lieu of war injury element for 100% disability for life will be 60% of emolument drawn at the time of injury. Prior to 01.01.2006, this rate was Rs. 5200/- p.m for 100% disability. For disability due to war injury of less than 100% the rates shall be proportionately reduced.

31. The one time compensation in lump sum in lieu of war injury element will be equal to the capitalized value of war injury element.

32. Age next birth day will be reckoned with reference to the date of onset of disability with loading to age, if any, recommended by the Competent Medical Board.

33. Once the compensation in lieu of war injury element due to disability for life has been paid, there shall be no further entitlement on account of such disability at the time of retirement from Armed Forces, since this is one time payment of compensation, no restoration will be permitted. Provision of Para 10.1(a) & (b) of Govt. letter of 31.01.2001 is also applicable to EC/SSC officers who otherwise fulfill the conditions for entitlement to W.I.P.

[GoI MoD No. 1(2)/97/D(Pen-c) dt. 31.01.2001 as amended vide the Ministry's letter No. 858/2001/D(Pen/Pol)dt. 21.02.2008 and 1(7)/2011 (D/Pen/Policy) dt. 01-07-2011. (GO 1598)]

WAR INJURY ELEMENT ON SUBSEQUENT RETIREMENT

34. Where an officer is retained in service despite injury/disability sustained under the circumstances mentioned in Category 'E' of Para 12 above and does not opt for lump sum compensation in lieu of war injury, he shall be entitled to the payment of war injury element on a monthly basis at the rate @ 60% of reckonable emolument last drawn for 100% disability. However, the cap on war injury pension i.e. in no case the aggregate of service element and war injury element should not exceed emoluments last drawn has been withdrawn w.e.f 01.07.2009.

[vide GoI, MoD No. 16(6)/2008(2)/2008/D (Pen/Pol) dt. 05.05.2009 and 19.08.2009]

For disabilities less than 100% the above rate shall be proportionately reduced. No war injury shall be payable for disabilities less than 20%.

LIBERALIZED DISABILITY PENSION

35. An officer sustaining disability under the circumstances mentioned in category 'D' of Para 12 above shall be entitled to same benefits as admissible to war injury cases on invalidment/retirement including lump sum compensation, However, on invalidment they shall be entitled to disability element instead of war injury element in addition to service element.

The service element will be equal to retiring pension to which he would have been entitled on the basis of his pay on the date of invalidment but counting service up to the date on which he would retired in that rank in normal course.

There shall be no condition of minimum qualifying service for earning this element.

The rate of disability element will be 30% of last pay drawn (prior to 01.01.2006, this rate was Rs. 2600/- p.m.) for 100% disability. For lower percentage of disablement, this amount shall be proportionately reduced.

However, in no case aggregate of service element and disability element shall be less than 80% of the reckonable emoluments last drawn.

EX-GRATIA LUMP-SUM COMPENSATION IN CASE OF INVALIDMENT

36. The Ex-gratia lump sum compensation to Defence Service personnel who are boarded out of service on account of disability/war injury attributable to or aggravated by military service shall be paid Rs. 20 Lakh for 100% disability. For disability/war injury less than 100% but not less than 20%, the amount of Ex-gratia compensation shall be proportionately reduced.

No Ex-gratia lump-sum compensation shall be payable for disability War injury less than 20%.The proportionate compensation would be based on actual percentage of disability as certified by the Invaliding Medical Board without applying broad banding provisions as contained in Para 7.2 of *GoI MoD letter No. 1(2)/97/D(Pen-C) dated 31.01.2001*.

BROAD BANDING OF PERCENTAGE OF DISABILITY/WAR INJURY ON DISCHARGE

37. Where an Armed Forces Personnel is discharged/retired under the circumstances in Para 12 above (i.e Para 4.1 of *GOI,MOD No. 1(2)/97/D(Pen-C) dt. 31.01.2001*) with disability including PMR cases covered under the Ministry's letter No. 16(5)/2008/D(Pen/Policy) dated 29.09.2009 and the disability/war injury has been accepted as 20% and more, the extent of disability or functional

incapacity shall be determined in the manner prescribed (broad bonding/rounding off of disability) in Para 7.2 of said letter dated 31.01.2001 for the purpose of computing disability/war injury w.e.f 01.01.2016.

[Auth:- GoI, MoD NO. 17(02)/2016-D(Pen/Policy) dt. 04.09.2017]

Ex-gratia Award to Cadets (Direct in Case of disablement)

38. Ex-gratia awards (except service entry) in respect of Cadets in the event of disablement due to causes attributable to or aggravated by conditions of military training shall be admissible @ Rs. 9000/- p.m. with effect from 01.01.2016 for life.

In addition, a disability award on ex-gratia basis shall also be admissible to the ex-cadets @ Rs. 16200/- p.m. with effect from 1.1.2016 for 100% disability during the period of disability.

[Auth:- GoI, MoD NO. 17(02)/2016-D(Pen/Policy)dt. 04.09.2017]

The amount of disability award shall be proportionately reduced when the degree of disablement is less than 100%. No disability award shall be payable when degree of disablement is less than 20%.

In case of death, Ex-gratia amount of Rs. 12.5 Lakhs.

Note : The Ex-gratia awards to Cadets (Direct) shall be sanctioned purely on ex-gratia basis and the same shall not be treated as pension for any purpose. Dearness relief shall be granted on monthly ex-gratia as well as ex-gratia disability award.

APPEAL

39. An officer may submit two appeals against rejection of disability pension. He may prefer first appeal to the Service HQrs (Director PS-4) within six months from the date on which decision on the entitlement is communicated to him.

The officer can make a second appeal within six months from the date of rejection of Service HQrs. The second appeal is considered by the second Appellate Committee on pension (DMACP).

ORDINARY FAMILY PENSION

40. Ordinary family pension is payable to the widow and children of the officer who died/die while in service or after retirement with a Retiring/Disability/Invalid pension on account of causes which are neither attributable to nor aggravated by service.

ELIGIBLE MEMBERS OF FAMILY FOR ORDINARY FAMILY PENSION

41. (i) Wife lawfully married before or after retirement.

(ii) A judicially separated wife.

(iii) Son/daughter below the age of 25 years (including those illegitimate and adopted legally before or after retirement) till marriage or the date of earning livelihood which is earlier.

(iv) Widowed/divorced daughter till she attains the age of 25 years or up to the date of re-marriage or the earning minimum family pension whichever is earlier.

Note 1: Furnishing of NOC in favour of younger daughter does not disqualify the elder daughter as clarified by CGDA.

[vide their letter No. 5608/AT-P-XXXI, dt. 07.03.2016]

Note 2: Family pension to a divorced daughter where the divorce proceeding had been filed during the life time of the employee/pensioner but divorce took place after their death, family pension will commence from the date of divorce.

[MoD No. 1(9)/2013-D (Pay-Policy) dt. 17.11.2017. (GO 1697)]

(v) Unmarried/widowed/divorced daughter beyond 25 years of age shall also be eligible for family pension.

Note 1: Grant of family pension to unmarried/widowed/divorced daughter shall be payable in order of date of birth and younger of them will not be eligible for family pension unless the next above her has become ineligible for grant of family pension.

Note 2: The family pension to unmarried/widowed/divorced daughter above the age of 25 years shall be payable only after the other eligible children below the age of 25 years have ceased to be eligible to receive family pension and that there is no disabled child to receive the family pension.

[GoI, MoD No. 1(3)/2007 (D. Policy) dated 25.10.2007. (GO 1543)]

(vi) Parents wholly dependent at the time of death of personnel/pensioner and he has not left behind a widow/widower or eligible son or a widowed/divorced daughter. The beneficiary is required to furnish income certificate by themselves.

Note 1: The family pension to parents will be admissible with effect from 01.01.1998 but will cover cases where death occurred even prior to 01.01.1998.

Note 2: In case of parents, the mother will receive the pension first.

In addition to above, the following members are also eligible for ordinary family pension.

(i) Handicapped children, son or daughter, dependent disabled brothers/sisters (GoI MoD No. PN/7995/D(Pen/Pol) 2010 dt. 01.10.2010) suffering from any disorder of disability of mind or physically crippled or disabled so as to render him unable to earn a livelihood even after attaining the age of 25 years. w.e.f. 29.11.2005, in the case of mentally retarded son or daughter, the family pension shall be payable to a person nominated by the pensioner. In case, no such nomination has been furnished during his life time, to the person nominated by the spouse of the deceased personnel or pensioner. Hence forth, the name of the handicapped child will be indicated in the PPO to be issued for grant of service/family pension.

[GoI, MoD No. PC-MF-AIRHQ/24229/788/FPHC/PP&R-3(I)/582/AID(Pers/Sers) dt. 29.11.2005]

(ii) Post retiral spouses.

(iii) Children born out of void or voidable marriage.

- (iv) Children born from divorced wife where conception took place before divorce.
- (v) Disabled brothers/sisters of Govt. servants/pensioners

[vide GoI, MoD 1(15)/2008 (P&PW) of Min of PPG & Pension on 07/08/2009]

ORDINARY FAMILY PENSION IN CASE OF MISSING PERSONNEL/ PENSIONERS/KIDNAPPED BY INSURGENTS/TERRORISTS

42. Ordinary family pension in such cases is admissible to the eligible member of the family from the date of six months after the date of lodging FIR or expiry of leave of the officer who has disappeared, whichever is later.

[GoI, MoD No. 1(1)/2010-D(Pension/Policy) dated 23.12.2014. (GO No. 1651)]

43. Rates of ordinary family pension

- (i) **Enhanced Rate:** Enhanced rate of ordinary family pension is equal to 50% of emolument last drawn. This is payable up to 7 years or 67 years of age of individual whichever is earlier where death of pensioner occurred after retirement. In case of death during service the enhanced rate is payable up to 10 years. Prior to 01.10.2019 minimum 7 years of continuous service is required for grant of enhanced rate of ordinary family pension.
- (ii) **Normal rate:** Normal rate of ordinary family pension is 30% of the emoluments last drawn. It is payable after cessation of enhanced rate and up to death or disqualification of eligibility.

44. Minimum and Maximum ceiling of ordinary family pension

The amount of ordinary family pension shall be subject to a minimum of Rs. 9000/-pm. The maximum amount of normal rate and enhanced rate of ordinary Family pension shall be 30% and 50% respectively of highest pay in the Govt. which is Rs. 2.5 Lakh w.e.f. 01.01.2016.

The minimum ceiling of special family pension is Rs. 18000/-pm and the maximum ceiling is however not applicable in the cases of Special Family/Liberalised Family pension, etc. applicable under casualty pensionary awards.

[GoI, MoD No. 17(02)/2016-D/Pen/Policy) dt. 04.09.2017]

Note 1: An example showing calculation of normal rate and enhanced rate of ordinary family pension based on the provisions of Vth CPC is given in Illustration No. 3.

Note 2: The rates of ordinary family pension prior to 01.01.1996 are given in Appendix 4.

Note 3: W.e.f. 01.01.2006, the revised consolidated enhanced rate of family pension in r/o pre 2006 Armed Forces family pensioners shall not be less than 50% of the minimum of the fitment table for the rank in the revised pay band.

[GoI, MoD No. 1(14)/2012-D/(Pen/Policy) dt. 14.06.2016. (GO 1669)]

SPECIAL FAMILY PENSION

45. Special Family Pension is admissible if the death of an officer whether during service or after retirement is caused due to the circumstances mentioned in category 'B' or 'C' of Para 12 above. There shall be no conditions of minimum service on the date of death for grant of special family pension. Decision regarding attributability/aggravation in r/o death in injury cases for grant of special family pension shall be taken by service HQrs in case of Officers. Decision regarding attributability/aggravation shall be taken by service HQrs, on the basis of medical opinion of DGAfMS or such medical authorities as prescribed by him vide Entitlement rules as prescribed by *GoI, MoD No. (3)/2002/Vol-III/D(Pen/Pol.) dt. 18.01.2010*.

ELIGIBLE MEMBERS FOR SPECIAL FAMILY PENSION

46. (i) Wife (lawfully married before or after retirement) including a judicially separated life.

(ii) Sons/Un-married daughters/widowed/divorced daughters (including those illegitimate and adopted legally) till he/she attains the age of 25 years or up to the date of his/her marriage/remarriage whichever is earlier. In case the eligible child is physically or mentally handicapped and unable to earn livelihood. The Special Family pension would be admissible for life.

(iii) Father

(iv) Mother

(v) Brother

(vi) Unmarried Sister.

RATES OF SPECIAL FAMILY PENSION

47. Special Family Pension shall be calculated @ 60% of reckonable emoluments drawn at the time of death of the officer subject to a minimum of Rs. 18000/- p.m. Prior to 01.01.2016 this minimum ceiling was Rs. 7000/- p.m. w.e.f. 01.01.2006. There shall be no maximum ceiling on Special Family Pension. Emoluments will comprise pay in the pay matrix, MS Pay and NPA, if any, last drawn by the officer.

Note-1: An example showing calculation of Special Family Pension based on provisions of VIIth CPC is given in Illustration no. 4.

Note-2: The rates of special family pension prior to 01.01.1996 are given in Appendix 5.

48. SPECIAL FAMILY PENSION ON RE-MARRIAGE OF WIDOW

(i) if widow has children.

(a) If she continues to support children Full special Family Pension continues to after re-marriage. widow.

- (b) If she does not support children after re-marriage. Ordinary family pension equal to 30% of the last pay drawn to the re-married widow. & 50% of the Special Family Pension to eligible children.

(ii) If widow has no children. Full Special Family Pension to widow.

49. DEPENDANT PENSION TO PARENTS AND BROTHERS/SISTERS

A claim for dependant pension arises in favour of parents/eligible brothers and sisters (in the absence of parents) of the deceased officers who die under circumstances mentioned in Category B or C of Para 12 above as a bachelor or widower without children.

CONDITIONS OF ELIGIBILITY TO DEPENDANT PENSION

50. (i) The parents/eligible brothers/sisters were largely dependent on the officer for support and are in pecuniary need.

(ii) In case of parents, up to the date of death or in the case of mother who re-marries up to the date of re-marriage.

(iii) In the case of brothers/sisters up to the date he/she attains the age of 25 years or until she gets married, whichever is earlier. The dependant pension may be continued beyond 25 years if they are incapable of self-support by reason of mental or physical infirmity.

Note 1: The dependency criteria for the purpose of family pension shall be continued to the minimum family pension along with Dearness Relief thereon.

[vide GoI, MoD No. 17(2)/2016-D(Pen/Policy) dated 04-09-2017]

Note 2: An example showing calculation of dependent pension (special) based on the provision of VIIth CPC is given in illustration no. 6.

RATE OF DEPENDANT PENSION

51. At a rate equal to 50% of the notional Special Family Pension that would have been admissible as per Para 47 above subject to a minimum of Rs. 9000/- p.m.

LIBERALIZED FAMILY PENSION

52. In case of an officer who die under the circumstances mentioned in Category 'D' or 'E' of Para 12 above, eligible members of the family shall be entitled to liberalized family pension equal to Reckonable emoluments last drawn. The awards shall be decided by the pension sanctioning authority based on the casualty report published by the authorities concerned as per Entitlement Rules.

Reckonable emoluments include pay in pay matrix, MS pay and NPA if any, last drawn

53. Liberalized Family Pension shall be granted to the widow until death or disqualification. If the officer is not survived by the widow but is survived by child/children only, all children together shall be eligible for Liberalized Family Pension at the rate equal to Special Family Pension. Liberalized Family Pension (subject to minimum of Rs. 7000/- p.m. w.e.f. 01.01.2006, vide GoI, MoD No. 16(6)/2008(2)/2008/D (Pen/Pol) dt. 05.05.2009) shall be payable to child/children for the period during which they would have been eligible as in the case of Special Family pension. It shall be paid to the senior most eligible child at a

time. On his/her death/disqualification, it will pass on to the next eligible child. The rate have been revised to Rs 18000/- pm w.e.f 01.01.2016 vide *GoI, MoD No. 16(03)/2017/D(Pen/Policy) dated 29.01.2019*.

Note : An example showing calculation of Liberalized Family Pension based on provisions of VIIth CPC is given in illustration no. 5.

LIBERALIZED FAMILY PENSION ON RE-MARRIAGE OF WIDOW

54.

- | | |
|---|--|
| (i) If widow has children. | |
| (a) If she continues to support children after re-marriage. | Full Liberalised Family Pension continues to widow. |
| (b) If she does not support children after re-marriage. | Ordinary family pension equal to 30% to widow and 60% Special Family pension to eligible children. |
| (ii) If widow has no children. | Full Liberalised Family Pension to continue to widow. |

DEPENDANT PENSION (LIBERALIZED)

55. Where an officer dies as a bachelor or as a widower without children under the circumstances in Category 'D' or 'E' of Para 12 above, dependant pension (liberalized) shall be admissible to parents without reference to their pecuniary circumstances at the rate of 75% of Liberalized Family Pension for both parents and at the rate of 60% of Liberalized Family Pension for single parent. On the death of one parent dependant pension at the latter rate shall be admissible to the surviving parent. In the absence of parents, dependant pension shall be admissible to dependent brother(s)/sister(s), if otherwise eligible, at the rate of 60% of Liberalized Family Pension.

Note 1: Condition of age and marriage as laid down in Para 46 above shall equally apply to dependent brother/sister for grant of dependant pension which shall be paid to the senior most eligible brother/sister at a time.

Note 2: An example showing calculation of dependant pension to parent based on the provisions of VIIth CPC is given in illustration No. 7.

[Auth: GoI, MoD No. 1(20/97/D (Pen-C) dt. 31.01.2001]

EX-GRATIA LUMP-SUM COMPENSATION WHO DIE IN HARNESS

56. Ex-gratia lump-sum compensation is admissible to the families of the commissioned officers who dies in harness in the performances of their official duties as under :-

| Sl. No. | Circumstances | Initial Rate | Revised w.e.f. 01.01.06 vide GoI, MoD No. 20(1)/98/D (Pay/Sers) dt. 21.10.2008 & 20(5)/2009/D(Pay/Sers) dt.0 4.06.10 | Revised w.e.f. 01.01.2016 vide GoI, MoD No. 20(2)/2016/D(Pay/sers) dt. 02.11.2016 |
|---------|--|---------------|--|---|
| (a) | Death occurring due to accidents | Rs. 5 lakhs | Rs. 10 lakhs | Rs. 25 Lakhs |
| (b) | Death occurring due to acts of violence by terrorists, anti-social elements etc. | Rs. 5 Lakhs | Rs. 10 Lakhs | Rs. 25 Lakhs |
| (c) | Death occurred in enemy action in war or border skirmishes and action against militants, terrorists etc. | Rs. 7.5 Lakhs | Rs. 15 Lakhs | Rs. 35 Lakhs |
| (d) | Death occurring while on duty in the specified high altitude, | ---- | Rs. 15 Lakhs (new clause added vide GoI | Rs. 35 Lakhs |

| | | | | |
|-----|--|---------------|----------------------------------|--------------|
| | in accessible border posts, ets on a/c of natural disasters, extreme weather conditions. | | letter of 04.06.10 (GO No. 1578) | |
| (e) | Death occurred in enemy action in international war or such war like engagements which are specifically notified by Ministry of Defence and death occurring during evacuation of Indian Nationals from a war torn zone at foreign country. | Rs. 10 lakhs. | Rs. 20 Lakhs | Rs. 45 Lakhs |

Note 1: The conditions and guidelines to be observed governing the payment of ex-gratia lump-sum compensation are laid down in Government of India, Ministry of Defence letter No. 20(i)/98/D (Pay/Sers) dt. 22.09.98 as amended. However, wef 01.01.2006, there will be no ceiling for grant of ex-gratia lump-sum compensation paid from different sources vide the Ministry's letter of even no. dt. 17.08.2010.

Note 2: A casual connection between the death of a personnel and Govt. service may be counted as entitled case for grant of ex-gratia to N.O.Ks vide GoI, MoD No. 20(i)/2014/D(Pay-Policy) dt. 01.09.2014.

DEATH GRATUITY

57. If an Army officer dies while in service, his family will be entitled to death gratuity. The quantum of death gratuity will be determined on the basis of length of qualifying service and the emoluments drawn at the time of death, which are as under.

| | Length of qualifying service | Rate of Death gratuity |
|-------|---|---|
| (i) | Less than 1 year | 2 times of emoluments. |
| (ii) | 1 year or more but less than 5 year | 6 times of emoluments. |
| (iii) | 5 years or more but less than 11 years | 12 times of emoluments |
| (iv) | 11 years or more but less than 20 years | 20 times of monthly emoluments Half of reckonable emoluments for each completed six monthly period of qualifying service subject to a minimum of 12 times of reckonable emoluments and a maximum of 33 times of reckonable emoluments. |

Note 1: W.e.f. 01.01.2006, death gratuity shall be calculated for actual service vide GoI, MoD no. 17(40)/2008 (2)/D (Pen/Pol) dt. 12.11.2008 as amended vide their letter of even no. dt. 30.10.2009.

Note 2: The reckonable emoluments include Pay in the pay matrix/MS Pay and NPA, if any last drawn plus Dearness Allowances admissible on the date of death.

Note 3: In respect of death occurring on or after 01.01.1996, the amount of death gratuity shall in no case exceed Rs. 3.5 lakhs which has been increased to Rs. 10 lakhs w.e.f. 01.01.2006 vide GoI, MoD no. 17(4)/2008 (2)/D (Pen/Pol) dt. 12.11.2008 w.e.f 01.01.2016 the amount has been increased to Rs. 20 lakh. The ceiling of Death Gratuity shall be increased by 25% whenever, the DA rises by 50% of the basic pay vide GoI, MoD No. 17(02)/2016-Pen/Pol) dated 04.09.2017.

Note 4: If deceased officer fails to nominate any member of his family, the payment of death gratuity shall be paid as per provision of Para 48 above.

MONETARY ALLOWANCES ATTACHED TO GALLANTRY AWARDS

58. The scheme of Gallantry Awards for Armed forces Personnel can be broadly divided into two categories i.e. Pre-Independence Awards and Post-Independence Gallantry Awards. The Pre-Independence Gallantry Awards include Indian order of Merit, Military Cross, etc After independence different series of Gallantry Awards were introduced. The Vir Chakra series of awards are given for acts of conspicuous bravery/gallantry in presence of the enemy and the Ashok Chakra series for bravery other than in the face of enemy.

These awards carry a monetary allowance with them which is payable for two lives.

59. RATES OF MONETARY ALLOWANCE ATTACHED TO GALLANTRY DECORATIONS

Revised rates vide GOI,
MOD No. 7(32)/2007/D
/AG dt 14.05.2008

| | | | |
|-----|------------------|--------------------|-----------------|
| i | Param Vir Chakra | Rs. 1500.00/- p.m. | Rs. 3000/- p.m. |
| ii | Ashok Chakra | Rs. 1400.00/- p.m. | Rs. 2800/- p.m. |
| iii | Mahavir Chakra | Rs. 1200.00/- p.m. | Rs. 2400/- p.m. |
| iv | Kirti Chakra | Rs. 1050.00/- p.m. | Rs. 2100/- p.m. |
| v | Vir Chakra | Rs. 850.00/- p.m. | Rs. 1700/- p.m. |
| vi | Shaurya Chakra | Rs. 750.00/- p.m. | Rs. 1500/- p.m. |
| vii | Sena Medal | Rs. 250.00/- p.m. | Rs. 500/- p.m. |

Note 1: The award at the above rates is applicable w.e.f. 01.02.99.

Note 2: Monetary allowance to Jangi Inam (a Pre-Independence Gallantry Award) has been enhanced to Rs. 500/- pm wef 30.03.2011 *vide MoD No. 7(119) 2008-D (AG) dt. 30.3.2011 (GO 1597)*

Note 3: The Monetary allowance will not be taken into account for computing dearness relief.

Note 4: The rates of monetary allowance attached to post independence Gallantry decorations prior to 01.02.1999 are given in Appendix 6.

LUMP-SUM MONETARY AWARDS TO NEPALESE GORKHAS RECIPIENT OF INDIAN GALLANTRY DECORATIONS

60. Gorkhas of Nepalese domicile who are awarded the gallantry decoration will get special lump sum monetary awards w.e.f. 01.08.2003 as per the scale given below *vide GoI MoD No. F3(5)/98/D(Cer) dt. 05.09.2003.*

| Gallantry Decoration | Lump sum amount in Rs. |
|-----------------------------|-------------------------------|
| Param Vir Chakra | 1,50,000 |
| Ashok Chakra | 1,25,000 |
| Mahavir Chakra | 1,00,000 |
| Kirti Chakra | 75,000 |
| Vir Chakra | 50,000 |
| Shaurya Chakra | 40,000 |
| Sena Chakra | 20,000 |

PENSIONARY AWARDS IN RESPECT OF NON-REGULAR COMMISSIONED OFFICERS (SSC, TC, EC, AND SSRC)

61. The pensionary awards in respect of non-Regular Commissioned Officers (SSC, TC, EC and SSRC) are regulated in terms of provisions contained in AI 6/S/65, as amended.

Serving JCOs/Ors granted emergency commission will have the option either:

- (i) to accept any pension/gratuity earned for pre commissioned service.
- (ii) To forego the terminal gratuity/pension/gratuity in substantive rank held before grant of emergency commission.

RETIRING PENSION

62. Serving JCOs/ORs granted emergency Commissioned and short service Regular Commissioned will be eligible for retiring pension after rendering 12 years qualifying service actually rendered vide Govt. letter dated 03.02.1998.

INVALID PENSION

63. Eligible for invalid pension if officers retired with 10 years or more but less than 12 year of qualifying service.

DISABILITY PENSION

64. **Service element** - equal to service pension as admissible under Paras 6 and 7 of A.I 6/S/65, disability element admissible at the same rate as for regular Commissioned Officers.

CONSTANT ATTENDANCE ALLOWANCE

65. Constant Attendance Allowance is admissible at the same rate and under the same conditions as far regular Commissioned Officers.

FAMILY PENSION

66. Ordinary/Special/Liberalized family pension and death gratuity shall be admissible at the same rates and subject to same general conditions as are applicable to permanent regular Commissioned Officers.

COUNTING OF PAST SERVICE

- 67.** Pre-Commissioned service may pertain to the following
- i. Military service
 - ii. Govt. Civil service
 - iii. Central Government autonomous bodies.

Pre-commissioned service pertaining to above may count towards qualifying service as under:

COUNTING OF PRE-COMMISSIONED MILITARY SERVICE

68. Full rank service and full Commissioned Service shall be taken into account for determining total qualifying service for those opted for JCOs/Ors pension whereas in case of officers who opted for pension of Commissioned Officers in their cases qualifying service shall be reckonable by counting rank service as under *vide GoI MoD No. 10(1)/59/5935/1/D(Pen/Sers) dt. 30.08.1966 and 1(5)/87/D(Pen/Sers) dt. 30.10.1987.*

| | |
|---|-------------------|
| Service rendered as Non Regular Officers | Full |
| Service rendered as JCO prior to 01.07.66 | Half |
| Service rendered after 01.07.66 | 2/3 rd |
| Service rendered after 01.01.86 | Full |

69. COUNTING OF PRE-COMMISSIONED CIVIL SERVICE

| | |
|--|-------------------|
| (i) All former pensionable gazetted service | Full |
| (ii) All pensionable non-gazetted service where the initial pay of which is Rs. 60/- p.m. or more (pay limit was raised to Rs. 137/- and Rs. 200/- with effect from 01.07.66 | Full |
| (iii) All pensionable non-gazetted service where the initial pay is less than Rs. 80/- p.m. the pay limit was raised to Rs. 130/- p.m. with effect from 01.07.99 | Half |
| (iv) With effect from 01.07.66, non gazetted civilian service where the initial pay is less than Rs. 200/- p.m. | 2/3 rd |

70. COUNTING OF PRE-COMMISSIONED SERVICE CENTRAL GOVT. AUTONOMOUS BODIES

| | |
|---|-------------------|
| With effect from 01.12.77, service rendered in an appointment, the initial pay of which is Rs. 200/- p.m. or more | Full |
| Service rendered in an appointment, the initial pay of which is less than Rs. 200/- p.m. | 2/3 rd |

Note: Total qualifying service rendered in autonomous bodies will not exceed one-half of the Commissioned service counting for pension.

CONDONATION OF BREAK IN SERVICE

71. Interruption between two spells of service will be treated automatically condoned and pre interruptions service treated as qualifying service for pension provided that interruption was not caused due to resignation, dismissal or removal from service or participation in strike.

PRO-RATA PENSION

72. An officer who has rendered not less than 10 years qualifying service without weightage prior to his absorption in Public Sector Undertaking/Autonomous Bodies, etc shall be granted pro-rata monthly pension from the date of such absorption with an option to commute 43% (50% w.e.f 01.01.2006) of pension.

RETIREMENT GRATUITY

73. Retirement Gratuity based on the length of qualifying service of an officer till the date of absorption will be admissible.

74. Every absorbee will be required to exercise an option within six months for either of the alternatives indicated below:-

(a) receiving pro-rata pension and retirement gratuity.

(b) receiving Retirement Gratuity and lump-sum amount in lieu of monthly pro-rata pension.

Note: Facilities of receiving capitalized value equivalent to 100% Commutation of pension on absorption have been withdrawn with effect from 10.11.1996 *vide GoI MoD No. B/38029/AG/620/A/D(PEN/Sers) dt. 10.01.1996.*

RESTORATION OF COMMUTED PORTION OF PENSION IN CASES OF ABSORPTION

75. The officers who had drawn lump-sum payment on absorption and have become entitled to restoration of 1/3rd commuted portion of pension shall, apart from payment of revised restored amount of 1/3rd commuted portion of pension, be also entitled to dearness relief on notionally revised full pension from the date of restoration instead of dearness relief on the revised restored amount of 1/3rd commuted portion.

However, the officers who have opted for lump sum commuted value of their total pro-rata pension may get their pension restored to the extent of 100%.

GRANT OF FAMILY PENSION UNDER EMPLOYEES PENSION SCHEME 1995 AND FAMILY PENSION SCHEME 1971 IN ADDITION TO FAMILY PENSION FROM MILITARY SIDE

76. A Family Pensioner who are re-employed in the organization/establishments where Employees Pension Scheme, 1995 and Family Pension Scheme, 1971 are in force shall also be eligible for grant of ordinary family pension from military side with effect from 27.07.2001 *vide GoI, MoD No. 2/cc/B/D (Pen/Sers) dt. 28.08.2001.* This will also cover the cases where retirement/death took place prior to 27.07.2001 but the benefit will be admissible w.e.f 27.07.2001 *vide* that ministry's letter of even No. dt. 05.09.2002.

ILLUSTRATION NO. 1

(See Para -6, 7, 9)

Retiring Pension, Gratuity, CVP and Joint Notification of Ordinary Family Pension

I. DATA

| | | |
|-----|--|---|
| 1. | Name | “X” |
| 2. | I.C. No. | SSS |
| 3. | Rank | Colonel |
| 4. | Date of Birth | 12.05.1969 |
| 5. | Date of Commission | 06.06.1991 |
| 6. | Date of Retirement | 10.11.2020 |
| 7. | Net Qualifying Service | 29 years 5 months 3 days |
| 8. | Pay | Rs. 197600/- |
| 9. | MS Pay | Rs. 15500/- |
| 10. | Total | Rs. 213100/- |
| 11. | CALCULATIONS Retiring Pension Formula- 50% of the emoluments last drawn or average of reckonable emoluments drawn during last 10 months whichever is more beneficial. | 213100 X 50% = 106550/- |
| 12. | Commutation of pension = 50% of the retiring pension | 106550 X 50% = 53275/- |
| 13. | Age next birth day | 52 years |
| 14. | Purchase value | Rs. 8.768 |
| 15. | Amount of commuted value of pension | 53275 X 12 X 8.768 = Rs. 5605383/- |
| 16. | Gratuity- | (213100 + 17% DR) X (29.5 / 2) = 249327 X 14.75 = 3677573/- Restricted to Rs. 20 lakhs |
| 17. | Entitlement of Family Pension | To Smt. YYY (Wife) |
| 18. | Enhanced rate of OFP (formula- 50% of the reckonable emoluments) for a period of 7 years from the date following the date of death or 11/05/2036 whichever is earlier. | 213100 X 50 % = 106550/- |
| 19. | Normal rate of OFP (Formula-30% of reckonable emoluments) After expiry of Enhance Rate. | 213100 X 30% = 63930/- |

ILLUSTRATION NO. 2

(See Para -27)

WAR INJURY PENSION ON INVALIDMENT

| | | |
|-----|---|---|
| 1. | Name | “P” |
| 2. | I.C. No. | XXX |
| 3. | Rank | Capt. |
| 4. | Date of Birth | 22.05.1993 |
| 5. | Date of Commission | 10.06.2016 |
| 6. | Date of Invalidment | 17.04.2019 |
| 7. | Revised pay Scale introduced wef 01.01.2016 | |
| 8. | Basic Pay in pay matrix | Rs. 67000/- |
| 9. | M S Pay | Rs. 15500 /- |
| 10. | NPA | Rs. 16500/- |
| | Total | Rs. 99000/- |
| | II. CALCULATION | |
| 11. | (a) Amount of Service Element – (50% of the emoluments last drawn or average of reckonable emoluments drawn during last 10 months whichever is more beneficial.) | 99000 X 50 % =Rs. 49500/- |
| | (b) War Injury Element- % of disability = 50% (after broad banding) (Equal to reckonable emoluments for 100% disability.) (c) War Injury Pension (Service Element + War Injury Element) | 99000 X 50 % =49500/- 49500 + 49500 =Rs. 99000/- (W.e.f. 18.04.2019) |

ILLUSTRATION NO. 3

(See Para - 44)

ORDINARY FAMILY PENSION (DEATH IN SERVICE)

(Where enhanced and normal rate admissible)

I - DATA

| | | |
|-----|--|---|
| 1. | Name | "M" |
| 2. | I.C. No. | XXX |
| 3. | Rank | Lt. Col. |
| 4. | Date of Birth | 02.09.1972 |
| 5. | Date of Commission | 11.06.2005 |
| 6. | Date of Death | 03.03.2021 |
| 7. | Qualifying Service | 15 years 8 months 22 days |
| 8. | Whether cause of death accepted as attributable to or aggravated by military service | No. |
| 9. | Revised Pay Level | 12A |
| 10. | Pay Details Basic Pay MS Pay Total Pay | Rs. 132400/- Rs. 15500/- Rs. 147900/- |
| 11. | Details of Family | Wife |
| 12. | Name of Widow | Smt. YYY |
| 13. | Date of Birth | 23.03.1977 |
| | CALCULATION | |
| 14. | (a) Enhanced rate – (50% of the reckonable emoluments) Period - Ten years from the date following the date of death or up to the date on which the officer would have attained the age of 67 years | 147900 X 50% =73950/- w.e.f. 04.03.2021 to 03.03.2031 or remarriage or death whichever is earlier. |
| | (b) Normal rate of ordinary Family Pension – (30% of reckonable emoluments) After expiry of Enhance Rate | 147900 X 30% = Rs. 44370/- w.e.f. 05.03.2021 till widowhood or death whichever is earlier. |
| 15. | Death Gratuity (Formula – For service exceeding 20 years or more Half of amount for every completed six monthly period of qualifying service subject to a minimum of 12 times and maximum of 33 times of emoluments restricted to Rs. 20 lakhs) | 147900 X 12 = Rs.1774800/- |
| 16. | Less- ECHS | Rs. 120000/- |
| 17. | Death Gratuity (to be paid) | Rs.1654800/- |

ILLUSTRATION NO. 4

(See Para - 47)

SPECIAL FAMILY PENSION TO WIFE**I- DATA**

| | | |
|------------|--|---|
| 1. | Name | “Y” |
| 2. | I.C. No. | XXX |
| 3. | Rank | Colonel |
| 4. | Date of Birth | 20.06.1967 |
| 6. | Date of Death | 18.10.2018 |
| 7. | Whether cause of death accepted as attributable to or aggravated by Military service | Yes |
| 8. | Pay in the Pay matrix | Rs. 186200/- |
| 9. | MS Pay | Rs. 15500/- |
| | Last Pay drawn | Rs. 201700/- |
| 10. | Details of Family | Wife |
| 11. | Name of Wife | “Z” |
| 12. | Details of Children | NIL |
| II. | CALCULATION | |
| 13. | Formula for Special Family Pension- (60% of reckonable emoluments.) | 201700 X 60% = Rs. 121020/- |
| 14. | Amount of Special Family Pension | Rs. 121020/- |
| 15. | Period of Grant | w.e.f. 19.10.2018 till death or re-marriage whichever is earlier. |

Note: Amount of death gratuity shall be calculated as per illustration No. 3.

[Authority: Regn. 85, PRA Part-I read with GoI, MoD letter No. 1(2)/97/D (Pen-C) dated 31.01.2001]

ILLUSTRATION NO. 5

(See Para -52)

LIBERALIZED FAMILY PENSION

I-DATA

| | | |
|-----|---|--|
| 1. | Name of the deceased | “X” |
| 2. | I.C. No. | ZZZ |
| 3. | Rank | Captain |
| 4. | Date of Birth | 05.04.1991 |
| 5. | Date of Commission | 08.12.2012 |
| 6. | Date of Death | 09.02.2019 |
| 7. | Cause of death | Battle casualty |
| 8. | Total qualifying Service | 06 Years 2 month and 2 days |
| 9. | Pay last drawn | Rs. 69000/-. |
| 10. | MS Pay | Rs. 15500/- |
| 11. | Total Pay last drawn | Rs. 84500/- |
| 12. | Details of Family - Name of widow Date of birth | “Y” 07.02.1991 |
| II. | CALCULATION. | |
| 13. | Formula for grant of Liberalized Family Pension – (Equal to reckonable emoluments last drawn.) | 84500 X 100%= Rs. 84500/- |
| 14. | Amount of liberalized Family Pension | Rs. 84500/- |
| 15. | Period of grant | Wef 10.02.2019 till widowhood or death whichever is earlier. |
| 16. | Whether nomination executed for Death Gratuity, if so, in whose favour | Yes, in favour of widow 75% |
| 17. | Death Gratuity (12 times of pay drawn) | = (84500+12%DA)*12 =94640*12 = Rs.1135680/- |
| 18. | Amount of death gratuity to widow – 75% share | =1135680*75% = Rs. 851760/- |

ILLUSTRATION NO. 6

(See Para -50)

DEPENDANT PENSION (SPECIAL)

I-DATA

| | |
|---|---|
| 1. Name | “Z” |
| 2. I.C. No. | YYY |
| 3. Rank | Lt. |
| 4. Date of Birth | 21.08.1996 |
| 5. Date of Commission | 07.09.2019 |
| 6. Date of Death | 21.09.2020 (QS 1 year 14days) |
| 7. Pay level | 10 |
| 8. Pay last drawn | Basic Pay= Rs. 59500/- M S Pay = Rs. 15500/- Total pay = Rs. 75000/- |
| 9. Whether married | No |
| 10. Details of parent | Mother |
| 11. Whether death accepted as attributable to or aggravated by military service | Yes |
| II. CALCULATION. | |
| 12. Formula | 50% of notional special Family Pension |
| 13. Amount of dependant pension | SFP = Last pay drawn*60% = 75000*60% = Rs 45000/- Dependant Pension = SFP*50% = 45000 X 50 % = Rs. 22500/- p.m. |
| 14. Period of grant | W.e.f. 22.09.2020 till death or re-marriage whichever is earlier. |
| 15. Death gratuity (for more than one year but less than five years = to six times of pay last drawn) | = (75000+ 17% DA)*6 = 87750*6 = Rs. 526500/- |
| 16. Less- ECHS | Rs. 120000/- |
| 17. Death Gratuity to be paid | Rs. 406500/- |

ILLUSTRATION NO. 7

(See Para -55)

DEPENDANT PENSION (LIBERALISED)**I-DATA**

| | |
|---------------------------------|--|
| 1. Name | “K” |
| 2. I.C. No. | SSS |
| 3. Rank | Lt. |
| 4. Date of Birth | 03.06.1995 |
| 5. Date of Death | 19.04.2019 |
| 6. Cause of death | Battle casualty |
| 7. Total qualifying service | 4 Months 12 Days |
| 8. Whether married | No |
| 9. Details of parents | Father and Mother alive |
| 10. Revised pay | Rs. 56100/- |
| 11. MS Pay | Rs. 15500/- |
| 12. Total Pay | Rs. 71600/- |
| <u>II. CALCULATION</u> | |
| 13. Formula | 75% OF LIBERALISED family Pension for both parents |
| 14. Amount of dependant pension | 71600*75% = Rs. 53700/- p.m. |
| 15. Period of grant | W.e.f. 20.04.2019 for life or till change in position of the parents whichever is earlier. |

APPENDIX-1

(See Para 8)

I. Rates of retiring pension and standard service periods of P.R.C. officers (other than SL officers).

Rates of retiring pension and standard service periods of PRC officers (other than SL officers) admissible from time to time are given as under:-

| Rank | Standard service periods for the rank | Pension Between 1.6.53 and 16.4.56 AI 2/S/58 & Regn. 29a PRA Pt-I (1961) as amended vide CS No. 13/67 | Pension between 17.4.56 and 30.9.61 Regn. 29(a) PRA Pt-I/1961/as amended vide CS No. 13/67 | Pension between 1.10.61 and 31.12.72 not governed by post DCRG Regn 29 (a) PRA Pt-I (1961) as amended vide CS No. 13/67 | Pension between 10.7.70 and 31.12.70 (Post DCRG) AI S/S/70 | Pension on or after 12.10.70 Regn 29 (a) as amended vide CS No.125/67 |
|-----------------------|---------------------------------------|---|--|---|--|---|
| | | Rs. p.m. | Rs. p.m. | Rs. p.m. | Rs. p.m. | Rs. p.m. |
| 2 nd Lt/Lt | 20 | 275 | 275 | 300 | 272 | 300 |
| Capt. | 20 | 350 | 350 | 425 | 377 | 425 |
| Maj. | 22 | 475 | 475 | 550 | 482 | 550 |
| Lt. Col(S) | 24 | 625 | 625 | 675 | 587 | 640 |
| Lt. Col(TS) | 26 | -- | -- | -- | 557 | -- |
| Col. | 26 | 675 | 675 | 750 | 638 | 675 |
| Brigadier | 28 | 725 | 800 | 825 | 696 | 825 |
| Maj. Gen. | 30 | 800 | 875 | 875 | 735 | 875(a) |
| Lt. Gen. | 30 | 900 | 900 | 900 | 756 815 (a) | 975 |
| General | 30 | 1000 | 1000 | 1000 | 840 | 1000 |

* Rate of Pension upto 11.10.70

| Rank | Pension between 01.01.78 and 31.03.79 | Pension w.e.f. 1.4.79 (along with DCRG GOI MOD No. B/40728/AG/ PS4/1816/A/D Pen/ Sers dt. 28.09.79 Section Order No. 14 of 79. | Pension between 30.06.82 and 31.03.84 | Pension on or after 01.8.85 but prior to 31.08.85 without merger of ADA | Pension on or after 01.03.85 with merger of ADA | Pension on or after 31.3.85 GoI MoD No. B/42114 /AG/PS4/2871/A/D/ Pen/Sers/ dt. 13.09.85 Section Order No. 27 of 85. |
|-----------------------|---------------------------------------|---|---------------------------------------|---|---|--|
| | Rs. p.m. | Rs. p.m. | Rs. p.m. | Rs. p.m. | Rs. p.m. | Rs. p.m. |
| 2 nd Lt/Lt | 350 | 525 | 575 | 600 | 650 | 950 |
| Capt. | 575 | 750 | 800 | 825 | 875 | 1200 |
| Maj. | 675 | 875 | 925 | 975 | 1000 | 1400 |
| Lt. Col (S) | 775 | 950 | 975 | 1025 | 1075 | 1575 |
| Lt. Col(TS) | 700 | 900 924© | 1000 | 1050 | 1100 | 1525 |
| Col. | 900 | 1100 | 1150 | 1225 | 1242 | 1850 |
| Brigadier | 1000 | 1125/1175© | 1250 | 1325 | 1875 | 2025 |
| Maj. Gen. | 1050 | 1275 | 1425 | 1425 | 1500 | 2275 |
| Lt. Gen. | 1100 | 1875 1475(d) | 1500 1500 | 1500 1500 | 1500 1500 | 2400/2500 |
| General | 1000 (for CCAS) | 1700 (For COAS) | 1700 | 1700 | 1700 | 2525 |

(x) Rate of pension upto 11.10.1970

(a) Rate of pension w.e.f. 12.10.1970

(b) Rate of pension w.e.f. 02.07.79

(c) Rate of pension on w.e.f. 01.05.79

(d) Rate of pension w.e.f. 01.08.79

Note 1 : The retiring pension of an officer of the rank of a Major General shall not be less than pension which would have been admissible to him as a Brigadier, had he not been promoted to the rank of Major General.

Note 2 : Chiefs of the staff of the three services who had retired and were alive on 1.4.79, irrespective of the date of retirement, and the rank held on the date of retirement would be entitled to retiring pension of Rs. 1700/- per mensem *vide GOI MOD letter No. (s)/84/3229/A/D (Pen/sers) dated 24.10.1985.*

Note 3 : Rate of deduction from the standard rates of pension where an officer's qualifying service is less than the standard service period for his rank, the amount of retiring pension is the standard rate for that rank reduced by one deduction according to the table below for each year or part of year of the deficiency.

| Retiring Pension | Rate of deduction |
|-------------------------|--------------------------|
| <u>Rs. p.m.</u> | <u>Rs. p.m.</u> |
| 2501-3000 | 85 |
| 2001-2500 | 75 |
| 1501-2000 | 60 |
| 1201-1500 | 45 |
| 1001-1200 | 35 |
| 1000 to 751 | 30 |
| 750 to 601 | 20 |
| 600 to 401 | 15 |
| 400 to 301 | 10 |
| 300 to 201 | 05 |
| 200 and below | 2.50 |

Deduction shall be made successively until the number of deductions due to be made has been completed, and each deduction in turn shall be at the rate appropriate to the amount remaining after preceding month.

II. Rates of retiring pension and standard service periods Special List Officers

| Rank | Standard service period | Pension between 01/06/58 and 30/09/61 (Regn. 29 (c) PFA Pt I (1961 as amended vide os no. 18/67) | Pension between 01/10/61 and 31/12/72 (If not governed by post DCRG) |
|-----------------------|-------------------------|--|--|
| 2 nd lu/Lt | 20 | 250 | 275 |
| Captain | 20 | 325 | 400 |
| Major | 22 | 450 | 525 |
| Lt. Col (Selection) | 24 | 575 | 625 |
| Lt. Col. (TS) | 26 | -- | -- |
| Col. | 26 | -- | 700 |

| Rank | Pension between 10/09/70 and 31/12/72 (governed by post DCRG) AI 8/S/70 | Pension between 01/01/73 and 31/03/79 with DCRG | Pension w.e.f. 01/04/79 with DCRG |
|-----------------------|--|---|-----------------------------------|
| 2 nd lu/Lt | 247 | 350 | 525 |
| Captain | 352 | 575 | 750 |
| Major | 457 | 675 | 875 |
| Lt. Col (Selection) | 587 | 775 | 950 |
| Lt. Col. (TS) | ' | 700 | 900-925 wef 02.07.79 |
| Col. | 26 | 900 | 1000 |

Note 1 : The rates of pension as shown in Para-1 above are also applicable to special list officers with effect from 01.07.1982.

Note 2 : The provision of Note-3 below Para (1) above regarding rate of deduction from the standard rate of pension shall apply.

III. Rates of retiring pension and standard service periods: MNS Officers

| Rank | Standard service periods | Pension between 01.10.1961 and 31.10.1972 Not governed by Post DCRG A1 8/S/65 | Pension between 10.09.1970 and 31.12.1970 Not governed by Post DCRG A1 0/S/70 | Pension between 01.10.1973 and 31.03.1979 Not governed by Post DCRG A1 0/S/77 | Pension w.e.f. 1.4.79 with DCRG GOI MOD No. B/0725/AG/PS4/C/31/A/D/Pen/sers Dtd. 10.1.00 reproduced in Section order No 4 of 00 | Pension w.e.f. 31.3.05 | Personal Pension |
|-----------------------------|--------------------------|---|---|---|---|------------------------|------------------|
| Captain | 20 | 175 | 150 | 350 | 500 | 925 | 100 |
| Major | 22 | 275 | 230 | 450 | 600 | 1025 | 100 |
| Lt. Col | 24 | 375 | 321 | 550 | 725 | 1150 | 100 |
| Col common principal Matron | 26 | 450 | 370 | 650 | 825 | 1325 | 250 |
| Col chief principal Matron | 28 | 525 | 444 | -- | -- | -- | -- |
| Eng Matron in-chief | 28 | 575 | 480 | 750 | 950 | 1550 | -- |
| Maj Gen | 30 | -- | -- | 825 | 1025 | 1700 | -- |

Note - The provisions of Note 3 below Para (I) above regarding rate of deduction from the standard rate of pension shall apply.

APPENDIX-2

(Referred to in Para 9)

Maximum amount of retirement gratuity (DCRG) as admissible from time to time

| Date of retirement | Maximum ceiling of retirement gratuity (DCRG) | Authority |
|----------------------------|---|--|
| (i) 10.09.70 to 31.12.72 | Rs. 24,000/- | A.I.S./S/70 |
| (II) 01.01.73 to 31.01.82 | Rs. 30,000/- | A.I. 2/S/78 |
| (III) 01.02.82 to 31.03.85 | Rs. 36000/- | GoI, MoD No. B/38055/AG/PS4/(a)/2574/C/D/(Pen/Sers) dt. 18.12.82 |
| (iv) 01.04.85 to 31.12.85 | Rs. 50,000/- | GoI, MoD No. 5(3)/85-D(Pen/Sers) dt. 11.6.85 |
| (v) 01.01.86 to 31.03.95 | Rs. 1,00,000/- | GoI, MoD No. 1(5)/87/D/(Pen/Sers) dt. 30.10.87 |
| (vi) 01.04.95 to 31.10.95 | Rs. 2,50,000/- | GoI, MoD No. 5(1)95/D (Pen/Sers) dt. 08.08.95 |
| (vii) 01.01.96 onwards | Rs. 3,50,000/- | GoI, MoD No. 1 6 98/D(Pen/Sers) dt. 03.02.98 |

APPENDIX-3

(See Para -16)

Rates of disability element in respect of Commissioned officers (other than those of the MNS) sanctioned from time to time

| Sl No. | Period | 100% | 90% | 80% | 70% |
|--------|----------------------|-------------------|-------------------|-------------------|-------------------|
| 1 | 2 | 3 | 4 | 5 | 6 |
| 1 | 01.06.53 to 24.04.67 | Rs. p.m. 150/- | Rs. p.m. 135/- | Rs. p.m. 120/- | Rs. p.m. 105/- |
| 2 | 25.04.67 to 31.12.72 | 142/50 | 128/25 | 114/- | 99/75 |
| 3 | 01.01.78 to 31.12.85 | 170/- | 153/- | 136/- | 119/- |
| 4 | 01.01.86 to 31.12.95 | 750/- | 675/- | 600/- | 525/- |

| 60% | 50% | 40% | 30% | 20% | Authority |
|------------------|------------------|------------------|------------------|------------------|--|
| 7 | 8 | 9 | 10 | 11 | 12 |
| Rs. p.m. 90/- | Rs. p.m. 75/- | Rs. p.m. 60/- | Rs. p.m. 45/- | Rs. p.m. 30/- | Regn. 60, PRA Part I (1961) |
| 55/50 | 71/25 | 57/- | 42/75 | 28/50 | A.I. No. 90/67 |
| 102/- | 85/- | 68/- | 51/- | 34/- | A.I. No. 4/S/75 |
| 450/- | 375/- | 300/- | 225/- | 150/- | GoI, MoD letter No. 1 (4)/87/D(Pen/Sers) dt. 27.07.87 The rate is applicable to officers including those of MNS. |

APPENDIX-4

(Referred to in Para - 44)

Rates of Ordinary Family Pension

The rates of ordinary family pension admissible from time to time are as under:-

(A) Prior to 01.06.1953

The rates of ordinary family pension for the widow of an officer was a fixed rate per annum for each rank and the same were as under:-

| Rank | Rs. Per annum |
|---------------------------------------|---------------|
| 2 nd lieutenant/lieutenant | 600/- |
| Captain | 670/- |
| Major | 935/- |
| Lieutenant colonel | 1200/- |

[Authority- Regn. 88, PR (INDIA) Part II (1940)]

(B) From 01.06.1953

The rate of ordinary family pension for the widow of an officer was half the rate of special family pension laid down for appropriate rank in paragraph 18 of special Army Instruction 2/S/53.

[Authority:- SAI 2/S/53 and Regn. 96 PRA Pt I (1961)]

(C) From 01.01.1964 but before 01.01.1973

Family pension was admissible at the following rates:-

| Pay of the deceased | Monthly pension of the widow. |
|---|---|
| Below Rs. 200/- p.m. | 30% of pay subject to a minimum of Rs. 25/- (where pension is less than Rs. 40/- p.m. the same has to be raised to Rs. 40/- pm w.e.f. 1.8.1970) |
| Rs. 200/- p.m. and above but below Rs. 800/- p.m. | 15% of pay subject to a minimum of Rs. 60/- p.m. and maximum of Rs. 96/- p.m. |
| Rs. 800/- and above | 12% of pay subject to a maximum of Rs. 150/- p.m. |

(D) From 01.01.1973 (including those who died on 31.12.1972)

| | |
|---|--|
| Below Rs. 400/- | 30% of the pay subject to a minimum of Rs. 60/- and maximum of Rs. 100/- |
| Rs. 400/- and above but below Rs. 1200/- p.m. | 15% of pay subject to a minimum of Rs. 100/- and maximum of Rs. 160/- |
| Rs. 1200/- p.m. and above | 12% of pay subject to a minimum of Rs. 160/- and a maximum of Rs. 250/- |

[Authority: Army Instruction 51/80)]

(E) From 01.01.1986 and upto 31.12.1995

| Reckonable emoluments | Rate of family pension |
|--|--|
| (i) Not exceeding Rs. 1500/- p.m. But not exceeding Rs. 3000/- p.m. | 30% of reckonable emoluments subject to a minimum of Rs. 375/- p.m. |
| (ii) Exceeding Rs. 1500/- p.m. but not exceeding Rs. 3000/- p.m. | 20% of reckonable emoluments, subject to a minimum of Rs. 450/- p.m. |
| (iii) Exceeding Rs. 3000/- p.m. | 15% of reckonable emoluments subject to a minimum of Rs. 600/- p.m. and a maximum of Rs. 1250/- p.m. |

[Authority:- GoI, MoD, No. 1(5)/87/D(Pension/Services) dt. 31.10.1987]

APPENDIX-5

(See Para - 47)

Rates of Special Family Pension

The rates of Special Family Pension admissible from time to time are as under:-

(A) Prior to 01.06.1953

The rates of special family admissible to widow was a fixed rate per annum for each rank and the same were as under:-

| Rank | Rs. per annum |
|---|---------------|
| 2 nd Lieutenant and lieutenant | 1200 |
| Captain | 1300 |
| Major | 1870 |
| Lieutenant Colonel | 2400 |

[Authy: Regn. 88 PR (Indian) Part-II (1940)]

(B) From 01.06.1953

| Rank | Rs. Per annum |
|--|---------------|
| 2 nd Lieutenant /Lieutenant | 150 |
| Captain | 160 |
| Major | 180 |
| Lieutenant Colonel | 220 |
| Colonel | 240 |
| Brigadier | 260 |
| Major General | 300 |
| Lieutenant General | 350 |
| General | 400 |

[Authy: SAI 2/S/53 and Regn. 95 PRA Part-I (1961)]

(C) From 01.03.1968

| Rank | Rs. Per annum |
|--|---------------|
| 2 nd Lieutenant /Lieutenant | 170 |
| Captain | 170 |
| Major | 220 |
| Lieutenant Colonel | 270 |
| Colonel | 300 |
| Brigadier | 330 |
| Major General | 350 |
| Lieutenant General | 360 |
| General | 400 |

[Authy: Regn. 88, PRA Part-I (1961) as amended vide MoD letter 197829/68/Pen-C/IV dated 30.10.68]

(D) From 01.01.1973

| Pay of the deceased | Monthly pension of the widow |
|--|---|
| Rs. 400 and above but below Rs. 1200/- | 25% of pay subject to a maximum of Rs. 250/- and a minimum of Rs. 125/- |
| Rs. 1200/- and above | 20% of pay subject to a maximum of Rs. 460/- and a minimum of Rs. 270/- |

[Authy: Regn 95 of PRA Pt-I (1961) as amended vide GoI, MoD No. 213486/76/Pen-C) dated 24.03.77]

(E) From 01.01.1978

Special Family pension would be payable to the widow at double the rate of ordinary family pension or 50% of pay of deceased officer whichever is less of the deceased officer had rendered a qualifying service of 7 years or more.

[Authy: GoI, MoD No. A/38708/II/AG/PS-4(d)/826/Pen-c dt. 11.02.81]

(F) From 01.01.1986

| | Rate of special Family Pension (pm.) |
|--|---|
| (a) If widow is childless | |
| (i) Not exceeding Rs. 1500/- | 50% of reckonable emoluments |
| (ii) Exceeding Rs. 1500/- but not exceeding Rs. 3000/- | 40% of reckonable emoluments subject to a minimum of Rs. 750/- |
| (iii) Exceeding Rs. 3000/- | 30% of reckonable emoluments subject to a minimum of Rs. 1200/- and maximum of Rs. 2500/- |
| (b) If widow has child /Children | |
| In all cases | 60% of reckonable emoluments subject to a minimum of Rs. 750/- and maximum of Rs. 2500/- |

Note 1 : The special family pension or the above rates shall be admissible irrespective of whether the deceased officer had completed 7 years of service or not.

Note 2 : The reckonable emoluments for the above purpose will comprise of pay plus NPA and rank pay, if any, last drawn by the officer.

[Authy: GoI, MoD letter No. 1(S)87/D(Pension/Service dated 30.10.1987)]

APPENDIX-6

(Referred to in Para 59)

(I) Rates of monetary allowance attached to Post-independence gallantry decorations

| Gallantry Decorators | 01.01.72 to 31.12.81 GoI, MoD No. F.3/32/72/D/ Cer. Dt. 30.10.72 | 01.01.82 to 30.4.85 GoI, MoD No. 3/9/80/D/Cer. /dt. 10.11.82 | 01.05.85 to 31.12.86 GoI, MoD No. 3/8/ 83/D/CORR/dt . 09.05.85 | 01.01.87 to 31.12.94 GoI MoD No. 3/21/85/D(Cer)dt. 12.04.88 | 01.01.95 to 31.12.95 GoI MoD No. 3/6/98 (Cer) dt. 31.01.95 | 01.01.96 to 31.01.99 GoI MoD No. 3/8/98 (Cer) dt. 08.06.1998 |
|-------------------------------|--|--|--|--|--|--|
| Param Vir Chakra | 100 | 150 | 150 | 200 | 350 | 1500 |
| Each Bar | 40 | 60 | 150 | 200 | 350 | 1500 |
| Mahabir chakra | 75 | 115 | 115 | 160 | 275 | 400 |
| Each Bar | 25 | 40 | 115 | 160 | 275 | 400 |
| Vir Chakra | 50 | 75 | 75 | 120 | 200 | 300 |
| Each Bar | 20 | 30 | 75 | 120 | 200 | 300 |
| Ashok Chakra | 90 | 135 | 135 | 180 | 325 | 450 |
| Each Bar | 35 | 55 | 135 | 180 | 325 | 450 |
| Kirti Chakra | 55 | 100 | 100 | 140 | 260 | 350 |
| Each Bar | 20 | 30 | 100 | 140 | 250 | 350 |
| Sauraya Chakra | 40 | 60 | 60 | 100 | 175 | 250 |
| Each Bar | 16 | 25 | 60 | 100 | 175 | 250 |
| Sena/Nao Sena Vayu Sena Medal | -- | -- | -- | -- | -- | 250 w.e.f. 01.02.99 |

(II) Rates of monetary allowances attached to Pre-Independence gallantry decorations

| Gallantry Decorations | 1.1.86 to 28.2.94 GoI MoD No. 7/240/84/D (AG) dt. 8.7.86 | 1.3.94 to 18.4.99 (GoI MoD No. 7/67/92/D (AG) dt. 30.3.94) | 19.4.99 onwards (GoI MoD No. 7(67)/92/D/(AG) dt. 19.4.99 |
|------------------------------------|--|--|--|
| (a) Indian Order of Merit | 100 | 175 | 350 |
| Each Bar | 100 | 175 | 350 |
| (b) Indian Order of Merit Class I | 85 | 100 | 375 |
| Each Bar | 85 | 100 | 375 |
| (c) Indian order of Merit Class II | 85 | 100 | 200 |
| Each Bar | 85 | 100 | 200 |
| (d) Distinguished Service | 60 | 100 | 200 |

| | | | |
|--|----|-----|-----|
| Each Bar | 60 | 100 | 200 |
| (e) Military Cross | 60 | 100 | 200 |
| Each Bar | 60 | 100 | 200 |
| (f) Distinguished Flying Bar | 60 | 100 | 200 |
| Each Bar | 60 | 100 | 200 |
| (g) Conspicuous Gallantry Medal | 60 | 100 | 200 |
| Each Bar | 60 | 100 | 200 |
| (h) Military Medal | 25 | 45 | 90 |
| Each Bar | 25 | 45 | 90 |
| (i) Indian Distinguished Service Medal | 20 | 35 | 70 |
| Each Bar | 20 | 35 | 70 |
| (j) Distinguished Flying Medal | 15 | 25 | - |
| Each Bar | 15 | 25 | - |

Note : Payment of monetary allowance attached to Pre and Post Independence Gallantry decorations are subject to guidelines prescribed in Para 224 of OM IV Volume III.

(III) Lump-sum monetary awards to Nepalese Gorkha recipients of Indian Gallantry decoration

Gorkhas of Nepalese domicile in the Army, Navy and Air Force who are awarded the gallantry decorations will get special lump-sum monetary awards as per the scale given below.

| Gallantry Decorations | Wef 03.12.71 vide GoI MoD No. F-3 (32)/72/D (Cer) dt. 13.11.72 | Wef 01.08.2003 vide GoI, MoD No. F-3 (5) /98 / D (Cer) dt. 05.09.2003 |
|-----------------------|--|---|
| Param Vir Chakra | Rs. 15,000/- | Rs. 1,50,000/- |
| Ashok Chakra | -- | Rs. 1,25,000/- |
| Mahavir Chakra | Rs. 10,000/- | Rs. 1,00,000/- |
| Kirti Chakra | -- | Rs. 75,000/- |
| Vir Chakra | Rs. 5,000/- | Rs. 50,000/- |
| Sauraya Chakra | -- | Rs. 40,000/- |
| SM/NM/VM(G) Chakra | -- | Rs. 20,000/- |

Note 1 : The award of Bar to the Medal will not entitle the recipient of the same to a further monetary award.

Note 2 : In the case of posthumous awardees and awardees who died before the receipt of the reward, the lump-sum monetary rewards will be paid to the heirs in the order mentioned below.

- The widow of the deceased (in case the recipient leaves two or more widows, the amount will be paid in the manner prescribed in Rules 240(b) of Pay and Allowances Regulations (Revised Edition)
- The male lineal descendants of the deceased in the male line of descent.
- The unmarried daughters of the deceased.
- Parents of the deceased.

Note 3 : The expenditure on this account will be debited to Major Head 2071 Minor Head 02 (2.11.4) Civil Estimates Non-effective charges.

APPENDIX-7

EVOLUTION OF PENSIONARY STRUCTURE OF COMMISSIONED OFFICERS

History of Pension for Armed Forces personnel may be traced in olden days since British Periods. However, it was in different shape. However, the concept of Pension was defined clearly when Pension Act, 1871 was introduced. Prior to 01.06.1953 (the date from which New Pension Code was introduced), pension structure in respect of Commissioned Officers was governed under Old pension Codes vide A.R.1918 PR-1928 and 1940 (Edns). The special features for grant of Pension for ICOs **prior to 01.06.1953** were as under:-

1. Minimum qualifying service required for earning a retiring pension was 15 years and for a retiring gratuity was 10 years.
2. Only complete years of qualifying service were taken into account.
3. Retiring pension was consisting of a service element based on the officer's length of qualifying service and a rank element, for Majors and Lieutenant Colonels according to qualifying service in the substantive rank from which an officer retires.
4. Officers who retire with less than one complete year qualifying service in rank from which he retires was eligible for pension for the lower rank.
5. Period of ante-date and any service forfeited by a special order were not treated as qualifying service.
6. Service for gratuity was calculated in the same manner as service for pension.
7. An award on account of disability was not admissible in case of voluntary retirement.
8. The officer pronounced permanently unfit on account of a disability attributable to military service was eligible for disability element at the rate appropriate to his degree of disability.
9. The disability element was in addition to pension for rank and service, if any.
10. No disability element was admissible for disability less than 20%.
11. Officers who had completed 5 years qualifying service were eligible for service and rank element of pension permanently.
12. Officers who had completed less than 5 years qualifying service were eligible for service and rank elements of pension so long as the disability was at least 20%.
13. Officers with 10 to 14 years qualifying service retired due to disability not attributable to military service were eligible for gratuity only.
14. Officers with 15 years qualifying service and retired due to disability not attributable to military service were eligible at the ordinary rate of retiring pension.
15. Ordinary family pension and/or children's allowance was admissible to the widows and legitimate children, under 18 years of age, of officers who die while on the active list or retired list otherwise than through wound, injury or disease directly attributable to the conditions of military service subject to fulfillment of certain condition specified in Regn. 83, PR (INDIA) Part-II (1940).
16. Special rates of family pension was admissible to the widow, parents, brothers or sisters of an officer or a special children's allowance to legitimate children under 18 years of age, if death was due to wounds, injuries or disease directly attributable to military service subject to fulfillment of condition specified in Regn. 85, PR (INDIA) Part-II (1940).

17. Pension not exceeding one-half was commutable.
18. Provision of “Temporary Increase” was made w.e.f. 01.11.1943 to compensate the pensioner due to increase in cost of living.
19. There was no provision for invalid pension, DCRG, liberalized family pension, benefit of ½ years qualifying service and rounding of pension.
20. No Medical Adviser (Pensions) was posted to Principal CDA(P) for adjudication of re-assessment of disability pension.

From 01.06.1953 A new pension structure, called New Pension Code, came into force w.e.f. 01.06.1953 for the Armed Forces vide Army Instruction 2/S/53. The structure was based on the recommendations of the Armed Forces Pension Revision Committee [AFPRC]. In new pension structure, there was no direct correlation between emoluments and length of qualifying service. The rates of pension were, however, revised from time to time.

THE SALIENT FEATURES OF THE NEW PENSION CODE ARE AS UNDER:-

- (1) The minimum qualifying service for retiring pension was raised to 20 years for regular commissioned officers and 15 years in case of late entrants.
- (2) Rank for assessment of retiring pension was substantive rank held by the officer on his retirement.
- (3) Rate of retiring pension was standard rate as per standard service fixed for each rank. The officers who have since more than or equal to standard service, on their retirement, were granted pension as for standard service.
- (4) If an officer has less qualifying service than the standard service, the reduction in pension was not proportionate. Instead, the reduction followed a slab basis under which rate of deduction for shortfall of one year below standard service were prescribed for different ranges of pension.
- (5) The pension for standard service was rounded off to the next multiple of 25.
- (6) The reckonable service for pension was so much of an officer’s qualifying service as was rendered after attaining the age of 20 years.
- (7) Minimum qualifying service for retiring gratuity was 10 years.
- (8) Disability pension in case of invalidment consist of service element and disability element. Service element was to be calculated as per retiring pension and the disability element as per degree of disablement.
- (9) Rank for assessment of service element of disability pension was to be assessed on the substantive rank held by the officer on the date of invalidment from service.
- (10) Special family pension was admissible if the cause of the officer’s death was attributable to or aggravated by military service.
- (11) Ordinary family pension was admissible if the cause of the officer’s death was neither attributable to nor aggravated by military service.
- (12) Rank for the purpose of assessment of family pensionary awards will be the substantive rank held by the officer on the date of his death, if death occurs in service or the date of invalidment from service, if death takes place after invalidment.

(13) Dependents pension in respect of the parents of an officer whose death was attributable to or aggravated by military service was admissible at the rate of $\frac{3}{4}^{\text{th}}$ of the widows special family pension and $\frac{1}{2}$ of the widow's special family pension in the case of brothers and sisters collectively subject to means limit.

(14) With effect from 22.04.1960, service rendered 180 days or more was taken as $\frac{1}{2}$ year for qualifying service. Similarly, with effect from 28.06.1983, service rendered 3 months and above shall be treated as a complete one half year and reckoned as qualifying service for determining the amount of pension/DCRG.

(15) Prior to 12.04.1966, pension was sanctioned in Rupees and Paise if the actual calculation works out in rupees and paise. Pension was rounded to next 5 paise from the date decimal coinage system was introduced in 1955. But with effect from 12.04.1966, pension is rounded off to the next higher rupee.

(16) With effect from 12.12.1985 payment of retirement gratuity and the commuted value of pension is rounded off to the next higher rupee.

(17) The scheme of DCRG (now termed retirement gratuity and death gratuity) was introduced with effect from 10.09.1970 vide Army Instruction 8/S/70.

(18) The maximum percentage of pension which could be commuted after introduction of DCRG was reduced from 50% to 43%.

(19) The concept of war injury pay was introduced to all war injured personnel who were/are invalided out of service in an international war/war like operations/border skirmishes since 1947-48. However, this benefit was made available to past pensioners with effect from 01.02.1972 under Government of India, Ministry of Defence letter No. 200847/Pens/71 dated. 24.02.1972.

(20) The pension structure underwent a change on implementation of recommendations of IIIrd Pay Commission with effect from 01.01.1973.

The changes were as under.

- (a) Retiring pension was calculated at the rate of $\frac{1}{80}^{\text{th}}$ of emoluments for each year of service.
- (b) The reckonable qualifying service was to the "standard" service plus weightage, ranging from 3 to 9 years, for each rank, subject to a maximum of 33 years.
- (c) For reckonable emoluments, maximum pay of the rank was taken.

(21) Dearness pay was introduced with effect from 30.09.1977.

(22) In pursuance of Supreme Court landmark judgment in DS Nakra's case, benefit of 10 months rank rule was INTRODUCED WITH EFFECT FROM 01.04.1979. According to this, pension was to be revised with reference to emoluments drawn during last 10 months regardless of whether it is held in a substantive or paid acting capacity.

(23) After 01.01.1986, there had been a change in the method of determining retiring pension. The concept of standard service of rank has been dispensed with and the pension was related to the actual qualifying service together with weightage appropriate to the rank last held and the average emoluments. Accordingly, w.e.f. 01.01.86, retiring pension was calculated at 50% of the reckonable emoluments drawn during last 10 months.

(24) With effect from 01.01.1986, addition of 5 years to actual qualifying service for determining DCRG subject to a maximum of 33 years was allowed.

(25) The term of War Injury Pay was changed to War Injury Pension with effect from 01.01.86 in pursuance of IVth Central Pay commission recommendations. This will now not consist of service element and disability element but will be a consolidated amount. War Injury Pension for 100% disability shall be equal to reckonable emoluments last drawn. Where the disability is less than 100%, the amount of War Injury Pension shall be proportionately reduced but in no case, it shall be less than 80% of the reckonable emoluments last drawn.

(26) The concept of compensation in lieu of disability element/war Injury element was introduced w.e.f. 01.01.86 in pursuance of IVth Central Pay commission recommendations. According to this, lump-sum compensation equal to capitalized value in lieu of disability/war injury element is admissible when the officer is retained in service despite disability/war injury, which is assessed at 20% or more for life.

(27) W.e.f. 01.01.86 means limit for dependant's pension was done away.

(28) In order to shorten the gap between pension rates between pre-86 and post-86 retirees, Government had introduced the scheme for payment of One Time Increase (OTI) w.e.f. 01.01.92 to all pre-73 retirees. This is not payable to those who were re-employed or in receipt of two pensions (for details see para-32)

(29) Minimum amount of retiring pension and Family Pension:-

Various dates on which minimum pension and Family Pension were raised increased and the amount of pension are as under:-

| <u>Dates</u> | <u>Rs. P.m.</u> |
|--------------|-----------------|
| 1.1.1964 | 25/- |
| 1.3.1970 | 40/- |
| 1.1.1973 | 150/- |
| 1.4.1983 | 160/- |
| 1.1.1986 | 375/- |
| 1.1.1996 | 1275/- |
| 1.1.2006 | 3500/- |
| 1.1.2016 | 9000/- |

Consolidation of pension in respect of Pre-96 pensioners/family pensioners:

(30) In pursuance of recommendations of VCPC, Government of India, Ministry of Defence issued orders for consolidation of existing pension/Family Pension of all the pre-96 pensioners/Family Pensioners w.e.f. 01.01.1996 by adding together the following:- Existing pension/Family Pension- It includes basic pension before commutation, One Time Increase.

(ii) Dearness relief up to CPI 1510@ 148%, 111% and 96% of basic pension.

(iii) Interim Relief I and II

(iv) Fitment weightage @ 40% of existing pension/Family Pension. The amount which will be worked out as above will be the revised and consolidated pension (RCP) with effect from 01.01.96 and revised dearness relief will be payable with effect from 01.07.96 on this revised consolidation pension (RCP).

Consolidation of Pension where individual is in Receipt of Two pensions:

(31) Provisions for consolidation of pension are laid down in Government of India, Ministry of Personnel, Public Grievances Pensions, & PW OM No. 2/187-P & PW (PIC) dated 08.03.1988. According to this, w.e.f. 01.01.86, Armed Forces pensioners who are in receipt of more than one pension, their pensions will be consolidated in terms of provisions contained in Government of India, Ministry of Defence letter No. 1(4)/87-D(Pen-C) dated 12.05.1987 and even No. dated 27.07.1987. For example, if an Armed Forces pensioner who is in receipt of a second pension as a civilian pensioner, the pension sanctioned first will remain undisturbed at the consolidated amount as on 01.01.1986 and the pension sanctioned second will be increased by so much amount that the total of both consolidated pension is Rs. 375/-. However, in cases where a pensioner is in receipt of pension/family pension from the State Government/Public Sector undertaking/Autonomous body shall not be taken into account for consolidation as well as for applying the minimum limit of Rs. 375/-.

However, with the issue of Government of India, Ministry of Personnel, Public Grievances & pensions,. OM No. 38/38/02-P & PW(A) dated 23.04.2003, both Military and Civil pensions will be consolidated separately under that Ministry's OM No. 45/86/97-P & PS (A) Part-II dated 27.10.1997 and Ministry of Defence letter No. 1(2)/97/D(Pen/Sers) dated 24.11.1997, if it falls short of Rs. 1275/- p.m. The floor ceiling of Rs. 1275/- p.m. taking the two pensions (Military and Civil) together will not apply.

One Time Increase (OTI)

32. W.e.f. 01.01.1992, one time increase is payable to Armed Forces pensioners who were discharged prior to 01.01.1986 at the rates prescribed in Government of India, Ministry of Defence letter No. 1(2)/92/D (Pension/Services) dated 16.03.1992 and 1(3)/93/D (Pension/Services) dated 25.02.1994.

2. The salient features of one time increase are as under:-

- (i) the amount of OTI is based on the rank and qualifying service and pension.
- (ii) It is admissible as a separate element. However, dearness relief is payable on OTI.
- (iii) The Ad-hoc ex-gratia amount sanctioned to pre 01.01.1973 w.e.f. 01.09.1984 will continue to be paid as a separate element in addition to pension and the OTI but no dearness relief is, however, payable on that ad-hoc ex-gratia amount.
- (iv) Personal pension sanctioned to personnel who retired on or after 31.03.1985 but before 01.01.1986 will be absorbed in the OTI. Where the OTI is less than Personal Pension, the unabsorbed portion of Personal Pension will continue to be paid as unadjusted Personal Pension w.e.f. 01.01.1992 but no dearness relief is payable on this amount.
- (v) No part of OTI is commutable.

(vi) The provisions of OTI shall not be applicable to the categories of pensioners mentioned in Para 4.1 of Ministry of Defence letter dated 16.03.1992 as amended vide that Ministry's letter dated 25.02.1994.

(vii) The pension disbursing authorities are authorized to pay the OTI without any further authorization from Pension Sanctioning Authorities. In cases, where obtaining authorization of the correct amount of OTI becomes necessary due to non-matching/non availability of basic information, the same may be obtained from the PCDA(P).

(viii) Pensioners who are entitled for OTI are to apply to their respective pension disbursing authority in the prescribed Application form appended to Government letter of 16.03.1992.

3. The payment of one time increase has been discontinued with effect from 01.01.1996 under Vth CPC orders since existing pension including OTI has been consolidated under Government of India, Ministry of Defence letter No. 1(2)/97D(Pen/Sers) dated 24.11.1997.

Modified Parity

(33) This is a unique feature of Vth Central Pay Commission, which stipulates that w.e.f. 01.01.96, pension of all Armed Forces Pensioners irrespective of their date of retirement shall not be less than 50% of the minimum pay in the revised scale of pay. Introduced w.e.f. 01.01.96 of the rank last held by the pensioner. This will be the pension for 33 years service. If the service is less than 33 years including admissible weightage, the pension will proportionately be reduced. Similarly, w.e.f. 01.01.96 Family Pension shall not be less than 30% of the minimum pay in the revised scale introduced w.e.f. 01.01.96 of the rank last held by the pensioner/deceased individual.

Note : Non Practicing Allowance in respect of Pre-86 retirees will not be taken into account for purpose of Modified Parity.

Revision of pension-Post and Pre 01.01.96:

(34) Pension shall continue to be calculated at 50% of the average emoluments in all cases and shall be subject to a minimum of Rs. 1275/- pm and a maximum of up to 50% of the highest pay applicable to Armed Forces personnel but the full pension in no case shall be less than 50% of the minimum of the revised scale of pay introduced with effect from 01.01.96 for the rank last held by the commissioned officer at the time of his/her retirement even if the rank held for less than 10 months before retirement. However, such pension shall be reduced proportionately, where the pensioner has less than the maximum required service for full pension.

Similarly, Ordinary Family Pension, so calculated/consolidated under Para 8 of Government of India, Ministry of Defence letter dated 27.05.98 shall not be less than 30% of the minimum of the revised scale of pay introduced with effect from 01.01.96 for the rank held by the pensioner/deceased commissioned officer.

Note 1: The family pension of an officer of the rank of Major General and equivalent shall not be less than family pension which would have been admissible to the family of the officer as a Brigadier or equivalent, had he not been promoted to rank of Major General and equivalent.

Note 2: Non-Practicing Allowance (NPA) granted to medical officers is not to be taken into consideration after re-fixation of pay on notional basis on 01.01.96. It is also not to be added to the minimum of the revised scale of pay as on 01.01.96 in cases where consolidated pension/Family Pension is to be stepped up to 50% / 30% respectively in term of Government of India, Ministry of Defence letter no. 1(1)/99/D(Pen/Sers) dated 07.06.99 as clarified vide that Ministry's letter No. 11(1)/99/D(Pen/Sers) dated 11.09.2001.

Rank Pay

35. Rank pay is admissible to the commissioned officers of the three services, holding their rank either in a substantive or acting capacity. It is that element of their pay identified with their Rank, which in turn, has a relationship with their scale of pay. It is granted separately in recognition of the specific needs of their conditions of service and command structure. It will consequently be taken into account for determining their entitlement to such of those financial benefits, concessions etc. including retirement benefits as are directly related to the basic pay of their pay scale.

Payment of Dearness Relief to Employed Family Pensioners

36. All family pensioners in receipt of family pension from the Central Government and who were/are employed under the Central Government or State Government or a corporation/Company/Body/Bank under them in India or abroad shall be eligible to draw dearness relief at rates applicable from time to time on the amount of Family Pension with effect from 18.07.97 through their pension disbursing authorities. In all other cases of employed Commissioned Officers pensioners no dearness relief shall be admissible on pension during the period of their re-employment for the reasons that

- (i) the pension is taken into account in such cases and is not entirely ignored.
- (ii) the pay on reemployment is not required to re-fix at the minimum of the scale in all cases and
- (iii) dearness relief is also admissible on the pay fixed. Payment of dearness relief in these cases shall become admissible only with effect from the date they cease to be re-employed. The pension disbursing authority shall require such a pensioner to produce a certificate of cessation of re-employment from the office in which he had been reemployed.

Medical Allowance

37. Every existing Armed forces pensioner/family pensioner with effect from 01.12.97 will be entitled for payment of fixed medical allowance of Rs. 100/- pm in lieu of outdoor patient that he/she is residing in an area where no Military Hospital/M.I. room facilities exist the rate has been revised to Rs. 300/- w.e.f. 01.09.2008 and Rs. 500/- w.e.f. 19.11.2014 vide MOD No. 1(1)/98/D (Pen/Sers) dt. 15.06.98 & of Even No. dt. 05.05.2015 respectively. The option and

undertaking are to be given to the pension disbursing authority where from the pensioner is drawing his/her pension. The specimen of option and undertaking are given in Annexure-I and II at the end of the Appendix. Similarly, all the prospective pensioner/family pensioners will also be entitled to it subject to option and undertaking as above, in their cases, fixed medical allowance will be notified in the Pension Payment Order itself. As and when grant of medical allowance is authorized by the PDA intimation to this effect shall be sent to the PCDA(P) in the prescribed proforma as per Annexure-III of this Appendix.

Note 1: Only one change in the lifetime of the pensioner/family pensioners shall be allowed.

Note 2: If any pensioner or family pensioner is in receipt of two pensions, medical allowance @ Rs. 100/- pm would be admissible only on one pension, if he/she does not avail of the medical facilities provided by the respective organization.

Note 3: Where medical allowance is shared by two widows/claimants, same criteria as in the case of dearness relief is to be adopted.

Note 4: Lifetime arrears of Medical Allowance would be admissible to the Nominated heir.

38. Medical allowance is Not admissible to the following Categories:

- (i) Re-employed pensioners/employed Family Pensioners as medical facilities are provided by his/her organization.
- (ii) The beneficiaries of the ex-gratia and compassionate allowance as they are not treated as defence pensioners/family pensioners.

W.e.f 01.04.2004, DA equal to 50% of the existing basic pay shall be merged with the basic pay which would be counted for retirement benefits.

39. Ex-Servicemen Contributory health scheme (ECHS)

Service Personnel who are transferred to pension establishment on or after 01.04.2003 will compulsorily become a member of Ex-servicemen contributory Health Scheme (ECHS) by contributing his/her share and the scheme would be applicable for life time. Similarly, ex-servicemen already retired can become members by making a onetime contribution. There would be no restriction on age or medical condition. However, war widows have been exempted to make the contribution. The rates of lump-sum contribution are indicated below.

| Pension/Family Pension | Lump-sum contribution |
|-------------------------------|------------------------------|
| Upto Rs. 1500/- | Rs. 1800/- |
| Rs. 1501/- to Rs. 3000/- | Rs. 4800/- |
| Rs. 3001/- to Rs. 5000/- | Rs. 8400/- |
| Rs. 5001/- to Rs. 7500/- | Rs. 12000/- |
| Rs. 7501/- and above | Rs. 18000/- |

The amount of lump-sum contribution will be recovered from the pensionary benefits and compiled to Code Head 0/0471/02.

The amount so recovered will be indicated in the PPOs as proof of recovery to enable the pensioner to produce the same if required for issue of identity card to avail the facility. Wherever

the recovery of ECHS contribution is not indicated in the PPO of the Defence Service Personnel transferred to pension establishment, w.e.f 01.04.2003, the lump-sum contribution will have to be remitted into the treasury for credit to Government by the individual/ECHS beneficiary. The pensioners would be making similar onetime payment towards ECHS contribution as the civilian pensioners making payment for availing CGHS facilities by contributing 10 times the annual contribution payable at the time of retirement.

The personnel who retired on or after 01.04.2004, the amount of ECHS contribution was to be paid as per revised rates issued vide GoI, MoD letter dated 15.01.2005 and slab will be regulated as under:-

(a) Where a pensioner is in receipt of normal pension (Service pension)

Where a pensioner is in receipt of normal pension (Service pension), the amount of ECHS contribution required to be paid by him will be determined by taking into account un-commuted basic pension (normal pension) plus 50% dearness pension.

(b) Where a pensioner is in receipt of disability pension

Where a pensioner is in receipt of disability pension which consists of two elements viz. Service Element and Disability Element, the amount of ECHS contribution will be determined by taking into account the amount of pension pertaining to Service Element plus Dearness pension @50% of basic service element pension only.

[vide GoI, MoD No. 22(34)/05/US/(WE)/D(Res.) dt. 27.03.2006 (Go 1528)]

Retired personnel joining the scheme will forfeit the medical allowance of Rs. 100/- presently admissible to them and those who do not join the scheme would continue getting medical allowance as hitherto. Such persons would not be entitled to any Medical facility from Armed Forces Clinics/Hospitals or Polyclinics setup under the scheme.

[Authority: GoI, MoD letter No. 22(1)/01/US(WE)/D(Res) dated 30.12.2002 and CGDA New Delhi letter No. AT/IV/4807/ECHS dated 02.04.2003]

Retirement gratuity and other gratuities:-

(xviii) All types of gratuities w.e.f 01.01.1996 will now be calculated taking into account the last pay, classification allowance, stagnation increment (if any) and full dearness relief drawn/admissible at the time of retirement.

[Authority:- Govt. of India, Min. of Def. Letter No. 1(6)98/D(Pen/Sers) date 03.02.98]

IMPORTANT CHANGES AS PER VI CPC W.E.F. 01.01.2006

Reckonable Emoluments - Pay means pay in the Pay Band, Grade Pay, M.S. pay, and NPA last drawn.

Service Element of Disability/Liberalized/War injury Pension

Minimum service element shall be Rs. 3500/- there shall be no condition of minimum qualifying service.

Disability Element of Disability Pension/Liberalized Disability Pension

30% of emoluments last drawn subject to the minimum of Rs. 3100/- pm (Revised to Rs. 5880/-) is Govt. letter of 04.05.2009) for 100% disability. For disability less than 100% it shall be reduced proportionately. Where disability is not less than 60%, the disability pension shall not be less than 60% of the reckonable emoluments last drawn subject to a minimum of Rs. 7000/- pm.

War injury Element of War Injury Pension- War injury element for 100% disability shall be equal to the emoluments last drawn.

Constant Attendance Allowance - At uniform rate of Rs. 3000/- pm it will be increased by 25% when dearness allowance goes up by 50%

[Auth: GoI, MoD No. 16(6)/2008(2)/2008/D(Pen/Policy) dated 05.05.2009]

Note : The minimum rate of disability element for 100% disability Rs. 3500/- increased to Rs. 3510/- and war injury element of Rs. 7000/- increased to Rs. 7020/- *vide the Ministry No. 17(6)/2010-D(Pen/Policy) dated 19.08.2010.*

Grant of retiring pension to the commissioned officers retired/invalided out during 01.01.2006 to 01.09.2008 will also be calculated at 50% of last pay drawn or average of last 10 months reckonable emoluments whichever is more beneficial. This will be pension for 33 years of service including weightage. For lesser period, it shall be proportionately reduced.

[Auth: GoI MoD No. 17(4)/2008/D(Pen/Policy) dated 20.01.2009]

IMPORTANT CHANGES AS PER 7TH CPC EFFECTIVE FROM 01.01.2016

Revision of Pension (for Pre 2016 pensioners)

For existing pensioners, who have retired/died before 01.01.2016, The revised pension/family pension w.e.f. 01.01.2016 shall be determined by multiplying the basic Pension (before commutation)/Basic Family Pension (exclusive of Dearness Relief) as had been drawn as on 31.12.2015 by 2.57 to arrive at revised pension under 7th CPC. The amount so arrived at shall be rounded off to next higher rupee.

The revised pension/family pension includes dearness relief sanctioned from time to time by the Govt. The existing regulation of Dearness Relief shall continue to apply.

The minimum, pension w.e.f. 01.01.2016 shall be Rs. 9000/- p.m. and the maximum pension will be 50% and 30% respectively of the highest pay in the Govt. This ceiling is not applicable in the case of Disability/Liberalised Disability/war injury element.

Following elements will continue to be paid as separate elements.

- (i) Monterey Allowance attached to Gallantry Decorations.
- (ii) Constant Attendant Allowance (CAA).

Additional Pension for pensioners of Age 80 years and above

The quantum of Additional Pension/Family pension available to the old pensioners/family pensioner shall be as follows:-

| Age of pensioner/Family pensioner | Additional quantum of pension |
|--------------------------------------|--|
| From 80 years to less than 85 years | 20% of revised basic pension/family pension |
| From 85 years to less than 90 years | 30% of revised basic pension/family pension |
| From 90 years to less than 95 years | 40% of revised basic pension/family pension |
| From 95 years to less than 100 years | 50% of revised basic pension/family pension |
| 100 years or more | 100% of revised basic pension/family pension |

Note 1: Date of birth are invariably indicated in the P.P.O. by P.S.A. Dearness relief shall also be admissible on additional pension. The additional pension shall also be admissible to War Injury Pension/ Disability Pension/ Liberalised family pension/Special family Pension *vide GoI MoD No. 17(02)/2016-D(Pen/Policy) dated 04.09.2017.*

Note 2: No commutation will be admissible for the revised pension.

Note 3: Revision of pension/family pension will not affect the amount of Retirement/Death gratuity already determined and paid. (GO 1671)

Ex-gratia lump sum compensation in case of invalidment shall be paid @ Rs. 20 lakhs for 100% disability. For disability/war injury less than 100% but not less than 20%, the amount of ex-gratia compensation shall be proportionately reduced. The proportionate compensation would be based on actual percentage of disability as certified by the Invaliding Medical Board without applying broad banding provisions.

[Authy:- GoI, MoD No. 17(01)/2016-D (Pen/Policy) dt. 29.10.2016]

(for pensioners on 31.12.2015)

W.e.f. 01.01.2016 disability element of disability pension shall also be revised by multiplying the existing rate of disability element as had been drawn on 31.12.2015 by factor of 2.57 to arrive at revised rate of disability element as on 01.01.2016.

Before applying the multiplication factor of 2.57, the disability shall be re-computed as under to arrive at revised disability/war injury element as on 01.01.2016.

| Accepted percentage of disability | Percentage to be seek on for computing of disability element |
|-----------------------------------|--|
| 20% or more but less than 50% | 50% |
| Between 50% to 75% | 75% |
| Between 76% to 100% | 100% |

w.e.f. 01.01.2016, a minimum amount of Rs. 18000/- p.m. shall be admissible in r/o the under mentioned casualty pensionary awards:-

- (i) The disability/Liberalised disability /War injury Pension (i.e. total service element plus disability/liberalized Disability/War injury element as the case may be)
- (ii) Disability pension where permanent disability is not less than 60%, the disability pension (i.e. total of service element plus disability element)
- (iii) Special Family pension.
- (iv) Liberalized family pension, admissible to the child/children.

[Auth: MoD No. 16(3)/2017/D(Pen/Sers) dated 20.01.2019 (G.O 1732)]

Gratuity- Maximum limit of all types of gratuity shall be Rs. 20 lakhs. This ceiling on gratuity shall be increased by 25% wherever the Dearness Relief raised by 50% of the basic pay.

Ex-gratia lump sum compensation in cases of invalidment- This shall be Rs. 20 lakhs for 100% disability for disability less than 100% but not less than 20% the amount of ex-gratia shall be proportionately reduced. No Ex-gratia for less than 20% disability.

W.e.f. 01.07.2017, the special security allowances to NSG, PDG and RAF has been sanctioned as under:-

| Granted to Personnel of | Rates |
|----------------------------------|------------------|
| National Security Guard (NSG) | 40% of basic pay |
| Parliament duty Group (PDG) CRPF | 20% of basic pay |
| Rapid Action Force (RAF) CRPF | 10% of basic pay |

The above will be applicable to those employees who were already in Receipt of the allowance except in case of PDG employees. No new categories will be made eligible for this allowance. No deputation allowance will be applicable along with this allowance.

[MHA No. II-2702/34/CF-3396431/2017-PF-I dt. 03.08.17 (GO 1692)]

APPENDIX - 8

List of Govt. letters referred to in the Hand Book with Group Order No. under which reproduced

| Relevant Para | Govt. Letter No. | Date | Group Order No. |
|-------------------------|--|--|--------------------------------------|
| 3, 69 | 1(5)/87/D(Pen/Sers) | 30-10-1987 | 1343 |
| 3 | 1(6)/98D(Pen/Sers) | 03-02-1998 | 1391 |
| 7 | 17(4)/2008(2) D/(Pen/Policy) | 30-10-2009 | 1567 |
| 7, 37, 38, 44, 50 & 57 | 17(02)/2016-D(Pen/Pol) | 04-09-2017 | 1683 |
| 3, 7, 9 & 57 | 17(4)/2008/2/D(Pen-C) | 12-11-2008 | 1554 |
| 12, 14, 33, 36, 37 & 55 | 1(2)/97/ D(Pen-C) | 31-01-2001 | 1430 |
| 12 | 2(1)/2011- D(Pen-C) | 03-02-2011 | 1589 |
| 12 | 1(11)/2006/D(Pen-C) PC | 05-03-2010 | 1574 |
| 13 & 45 | 1(3)/2002/III/ D(Pen-Policy) | 18-01-2010 | 1572 (Entitlement Rule) |
| 34 & 53 | 16(6)/2008(2)/2008/D(Pen/Policy) | 05-05-2009 | 1557 |
| 14 & 27 | 10(1)/D(Pen/Policy)/2009-II | 19-01-2010 | 1570 |
| 23 | 12(06)/2019/ D(Pen-Policy) | 16-07-2020 | 1755 |
| 28 & 37 | 16(5)/2008/D(Pen Pol) | 29-09-2009 | 1617 |
| 33 | 858/2001/D(Pen Pol) | 21-02-2008 | 1598 |
| 33 | 1(7)/2011/ D(Pen Pol) | 01-07-2011 | 1598 |
| 41 | 1(3)/2007- D(Pen-Policy) | 25-10-2007 | 1543 |
| 41 | CGDA No. 5608/AT-P/Vol-XXXI | 07-03-2016 | 1665 |
| 41 | 1(9)/2013-D(Pen-Policy) | 17-11-2017 | 1697 |
| 41 | PN/7995/D(Pen-Policy)/2010 | 01-10-2010 | 1583 |
| 44 | 1(14)/2012- D(Pen-Policy) | 14-06-2016 | 1669 |
| 41 | Air HQ/24229/788/FPHC/PP&R 3(I)/5&2/A/D (Pen/Sers) | 29-11-2005 | 1529 |
| 42 | 1(1)/2010/D/(Pen/Policy) | 23-12-2014 | 1651 |
| 53 | 16(3)/2017/ D/(Pen/Policy) | 29-01-2019 | 1732 |
| 56 | 2(1)/98-D(Pay/Sers) 20(1)/98-D(Pay/Sers) 20(5)/2009/D/Pay/Sers 20(2)/2016/D/Pen/Sers) | 22-09-1998 21-10-2008 04-06-2010 02-11-2016 | Circular 228 1562 1578 1675 |
| 56 | | 17-08-2010 | |
| 56 | 20(i)/2014/(Pen/Policy) | 01-09-2014 | 1656 |
| 57 | 17(4)/2008(2) D/(Pen/Policy) | 30-10-2009 | 1567 |
| 57 | 17(4)/2008(2)/D (Pen/Policy) | 12-11-2008 | 1554 |
| 59 | 7(32)/2007/D(AG) 7(119)/2008/D(AG) F3(5)/98/D (ser) | 14-05-2008 30-03-2011 05-09-2003 | 1597 |
| 69 | 10(i)/59/5935/1/D(Pay/Sers) | 30-08-1966 | |
| 75 | B/38029/AG/620/A/D(Pay/Sers) | 10-01-1996 | |
| 77 | 2/CC/B/D(Pay/Sers) | 28/08/2001 | 1446 |