

WESTERN RAILWAY

P.S.No.17/2011

Headquarter Office,  
Churchgate, Mumbai-20

No. E(S)789/0

Date: 27.1.2011

All DRMs / CWMs & Units Incharge,  
C/- Genl.Secy., WREU-GTR / WRMS-BCT.  
C/- GS-All India SC/ST Rly Employees.Assn, 'W' Zone, Mumbai  
C/- GS-All India OBC Rly Empl.Assn, Mumbai.

Sub: Special benefits in cases of death and disability in service -  
payment of Disability Pension/Family pension - relaxation of  
qualifying service


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A copy of Railway Board's letter No F(E)III/2008/PN1/20 dt. 31.12.2010  
(RBE No. 190/2010 ) is sent herewith for information, guidance and  
necessary action. Boards letters referred to therein was circulated as under:

Rly Bd's letter No. & date	This office letter No. & date
i) F(E)III/2000/PN1/16 dt. 8.3.2008	E(S)789/0 Vol. XXI t. 23.3.2000 (P.S. No. 51/2000)
ii) F(E)III/2000/PN1/16 dt. 25.11.2008	E(S)789/0 Vol. XXI t. 18.2.2008 (P.S. No. 185/2008)

Hindi version of Board's letter has not been received. On receipt, the  
same will be circulated.

Encl: As above

  
( S. Kademani )  
For General Manager(E)

Copy of Railway Board's letter No. No F(E)III/2008/PN1/20 dt. 31.12.2010  
(RBE No. 190/2010) addressed to the General Managers, All Indian Railways  
and others.

Sub: Special benefits in cases of death and disability in service -  
payment of Disability Pension/Family pension - relaxation of  
qualifying service.

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A copy of Department of Pension & Pensioners' Welfare (DOP&PW)'s  
O.M. No. 33/3/2009-P&PW(F) dt. 10th December 2010 on the above subject  
is enclosed for information and compliance. These instructions shall apply  
mutatis mutandis on the Railways also. Rule 50 of the CCS (Pension) Rules  
1972 corresponds to Rule 70 of the Railway Services (Pension) Rules, 1993  
and CCS (Extraordinary Pension ) Rules corresponds to Railway Services  
(Extraordinary Pension) Rules, 1993. DOP&PW's O.M. dt. 3.2.2000 and  
18.11.2008, referred to in the enclosed O.M. were circulated or

the Zonal Railways etc. vide this office letter No. F(E)III/2000/PN1/16 dt. 8.3.2000 and letter of even number dated 25.11.2008 respectively.

2. Please acknowledge receipt.

No. 33/5/2009-P&PW(F)

Government of India

Ministry of Personnel P.G. and Pensions

Department of Pension and Pensioners Welfare

3rd Floor, Lok Nayak Bhawan,  
Khan Market, New Delhi 110 003

Dated 10th December, 2010

**OFFICE MEMORANDUM**

Sub: Special benefits in cases of death and disability in service – payment of Disability Pension/Family pension –relaxation of qualifying service.

The undersigned is directed to say that the scales of disability pension admissible under CCS(EOP) Rules were laid down in para 3 of Department of Pension & Pensioners Welfare's O.M. No 45/22/97-P&PW(C) dated 3.2.2000. The said O.M. dated 3.2.2000 was modified vide Department of Pension & Pensioners' Welfare O.M No. 45/3/2008- P&PW(F) dated 18.11.2008

2. The service element of the disability pension under Categories 'B' and 'C' of this Departments' O.M. No. 45/22/97-P&PW(C) dated 3.2.2000 is regulated by the CCS (Pension) Rules, 1972 and CCS(EOP) Rules, according to which only service gratuity is admissible to Government servants with less than 10 years qualifying service and pension is admissible for qualifying service of 10 years or more. The matter has been reviewed by the Government considering the hardships being faced by the disabled Govt. servant, who have less than 10 years qualifying service at the time of discharge and it has been decided that the disability pension of Govt. servants who are discharged from Govt. service will be regulated as under:-

**Disability Pension – for cases covered under categories 'B' and 'C'**

1) Disability pension comprising a service element equal to the retiring pension (@ 50% of the emoluments or average emolument received during the last 10 months, whichever is more beneficial to the Government servant) and gratuity admissible under the CCS(Pension) Rules, 1972, plus disability element equal to 30% of basic pay for 100% disability. There shall be no condition of minimum qualifying service for earning service element. No service gratuity would be admissible. The condition of minimum of qualifying service of 5 year for payment of gratuity would continue to be admissible/applicable in accordance with Rule 50 of CCS (Pension) Rules, 1972.

- 2) For disability less than 100%, disability element of disability pension shall be reduced proportionately. In cases of disability pension where permanent disability is not less than 60%, the disability pension (i.e. total of service element plus disability element) shall not be less than 60% of the reckonable emoluments last drawn subject to a minimum of Rs. 7000/- per month.

Disability Pension – for cases covered under category "D"

- 1) Disability pension comprising a service element equal to the retiring pension (@ 50% of the emoluments or average emolument received during the last 10 months, whichever is more beneficial to the Government servant) and gratuity to which the employee would have been entitled to on the basis of his pay on the date of invalidation but counting service up to the date on which he would have retired in the normal course and disability element equal in amount to normal family pension subject to the condition that the aggregate of the service and disability element shall not be less than 80% of the pay last drawn, for 100% disability. There shall be no condition of minimum qualifying service for earning service element. No service gratuity would be admissible.
- 2) For lower percentage of disability, the disability element shall be proportionately lower as at present subject to the broad banding of percentage of disability as in OM dated 3.2.2000.

Disability Pension – for cases covered under category "E"

- 1) Disability pension comprising a service element equal to the retiring pension (@ 50% of the emoluments or average emolument received during the last 10 months, whichever is more beneficial to the Government servant) and gratuity to which the employee would have been entitled to on the basis of his pay on the date of invalidation but counting service up to the date on which he would have retired in the normal course and disability element equal to pay last drawn. There shall be no condition of minimum qualifying service for earning service elements. No service gratuity would be admissible.

The condition that the aggregate of the service and disability elements shall not exceed the pay last drawn for 100% disability – stands withdrawn w.e.f. 1.7.2009

- 2) For lower percentage of disability, the disability element shall be proportionately lower as at present subject to the broad banding of percentage of disability as in OM dated 3.2.2000.
3. Other terms and conditions in the CCS (EOP) Rules and Liberalised Pensionary Awards Scheme which are not specifically modified by these orders shall continue to remain operative.

4. These orders will be effective from 1.1.2006.
5. This issues with the concurrence of the Ministry of Finance, Department of Expenditure vide their U.O. No. 515/EV/2010 dated 26.10.2010.
6. In so far as persons belonging to the Indian Audit & Accounts Department, these orders issue after consultation with the Comptroller & Auditor General of India.

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2) For lower percentage of disability the disability element shall be proportionately lower as at present subject to the broad banding of percentage of disability as in OM dated 2.2.2000

1) Disability Pension containing a service element equal to the pension @ 50% of the emoluments of average emoluments received during the last 10 months whichever is more beneficial, with Government service and gratuity in which the employee would have been entitled to on the basis of his pay on the date of invalidation but counting service up to the date on which he would have retired in the normal course and disability element equal to pay last drawn. The condition that the aggregate of the service and disability elements shall not exceed the pay last drawn for 100% disability - stands withdrawn w.e.f. 1.1.2006

3) Other terms and conditions in the O.S. (BOP) Rules and Liberalised Pendency Awards Scheme which are not specifically modified by these orders shall continue to remain operative.

2) For lower percentage of disability the disability element shall be proportionately lower as at present subject to the broad banding of percentage of disability as in OM dated 2.2.2000