

R.B.E. No. 133/05

**GOVERNMENT OF INDIA (BHARAT SARKAR)
MINISTRY OF RAILWAYS (RAIL MANTRALAYA)
RAILWAY BOARD.**

No. F(E)III/ 2003/PN1/43.

NEW DELHI

Dt. 10.08.2005

**The GMs/ FA&CAOs,
All Indian Railways/Production Units,
(As per Mailing List)**

Sub: Grant of life long family pension to mentally retarded or physically crippled or disabled MARRIED sons and daughters of deceased Railway servants - Clarification reg.

In terms of Explanation (2) below Rule 75 (6) of Railway Services (Pension) Rules, 1993 read with para 7.2 (b) of Board's letter No. F(E)III/97/PN1/22 dt. 5.11.1997 dependent sons and daughters of deceased Railway servants shall be eligible for family pension in their turn till they attain the age of 25 years or upto the date of their marriage/remarriage, whichever is earlier. However, as per the proviso to the said rule, such of the sons or daughters as are suffering from any disorder or disability of mind including mentally retarded or are physically crippled or disabled so as to render them unable to earn a living even after attaining the age of 25 years, family pension shall be payable to them for life subject to fulfilment of certain conditions stipulated thereunder. In this context, a query has been raised by one of the Railways about admissibility of family pension to a mentally retarded MARRIED son. The matter has been examined in consultation with the Department of Pension & Pensioners' Welfare and it is clarified that the MARRIED sons and daughters, who are suffering from any disorder or disability of mind, including mentally retarded or are physically crippled or disabled shall NOT be eligible for family pension.

2. The receipt of this letter may be acknowledged.


(S.SREERAM)
Joint Director Finance (Establishment)
Railway Board.

भारत सरकार
रेल मंत्रालय (रेलवे बोर्ड)

आर बी ई सं. 83/

नई दिल्ली, दिनांक 10.8.2005

सं. एफ (ई) III/2003/पी एन 1/43

महाप्रबंधक/विस एवं मुलेधि,
सभी भारतीय रेलें/उत्पादन इकाइयां
(डाक सूची के अनुसार).

विषय :

दिवंगत रेल सेवकों के मानसिक रूप से विक्षिप्त या शारीरिक रूप से अपंग या निःशक्त शादीशुदा बेटे और बेटियों को आजीवन कुटुंब पेंशन की स्वीकृति के संबंध में स्पष्टीकरण.

बोर्ड के दिनांक 5.11.1997 के पत्र सं. एफ (ई) III/97/पी एन 1/22 के पैरा 7.2 (ख) के साथ पठित रेल सेवा (पेंशन) नियम, 1993 के नियम 75 (6) के नीचे दिए गए स्पष्टीकरण (2) के अनुसार दिवंगत रेल सेवकों के आश्रित बेटे और बेटियां उनके 25 वर्ष की आयु प्राप्त करने या उनके विवाह/पुनर्विवाह की तारीख, जो भी पहले हो, तक अपनी बारी से कुटुंब पेंशन के हकदार होंगे. बहरहाल, उक्त नियम के प्रावधान के अनुसार ऐसे बेटे और बेटियां, जो मानसिक विकार या निःशक्तता से ग्रस्त हैं जिनमें मंदबुद्धि व्यक्ति भी शामिल हैं अथवा शारीरिक रूप से अपंग या निःशक्त हैं जिससे वे 25 वर्ष की आयु पूरी करने के पश्चात भी आजीविका कमाने में अमसर्थ हैं तो उन्हें आजीवन कुटुंब पेंशन देय होगी जो इसके तहत निर्धारित कतिपय शर्तों को पूरा करने के अधीन होगी. इस संदर्भ में एक रेलवे ने मानसिक रूप से विक्षिप्त शादीशुदा बेटे को परिवार पेंशन की ग्राहता के संबंध में शंका उठायी है. इस मामले की पेंशन एवं पेंशन भोगी कल्याण विभाग के परामर्श से जांच की गई है और यह स्पष्ट किया जाता है कि शादीशुदा बेटे और बेटियां जो मानसिक विकार या निःशक्तता से ग्रस्त हैं जिनमें मंदबुद्धि व्यक्ति भी शामिल हैं अथवा शारीरिक रूप से अपंग या निःशक्त हैं, कुटुंब पेंशन के हकदार नहीं होंगे.

2. कृपया पत्र की पावती दें.

सुसंजीव

(एस. श्रीराम)

संयुक्त निदेशक/वित्त (स्था)
रेलवे बोर्ड.

No. F(E)III/ 2003/PN1/43.

NEW DELHI

Dt. 10.08.2005

Copy to Deputy Comptroller and Auditor General of India (Railways), Room No. 224, Railway Bhavan, New Delhi (40 spares).


(S. SREERAM)
for Financial Commissioner/Railways.

No. F(E)III/ 2003/PN1/43.

NEW DELHI

Dt. 10.08.2005

Copy forwarded to:

1. The General Secretary, NFIR (with 35 spares)
2. The General Secretary, AIRF (with 35 spares)
3. The Members of the National Council, Departmental Council and Secretary Staff Side, National Council, 13-c, Feroze Shah Road, New Delhi (with 60 spares).
4. The Secretary General, FROA (with 5 spares).
5. The Secretary, RBSS, Group "A" Officers Association.
6. The Secretary, RBSS Group "B" Officers' Association.
7. The Secretary General, IRPOF (with 5 spares)
8. The Secretary, Railway Board Ministerial Staff Association.
9. The Secretary, Railway Board Class IV Staff Association.
10. The Secretary General, All India RPF Association, Room No. 256-D, Rail Bhavan, New Delhi-110 001. (5 spares)


for Secretary/Railway Board

No. F(E)III/ 2003/PN1/43.

NEW DELHI

Dt. 10.08.2005

1. The G.M, N.F Railway (Const.).
2. The Director General and Ex.officio General Manager, RDSO/Lucknow.
3. The Director General and Ex.officio General Manager, Metro Railway/Kolkata.
4. The General Manager and FA&CAO, Metro Railway/Kolkata.
5. The CAO and FA&CAO, COFMOW/New Delhi.
6. The General Manager and FA&CAO, CORE/Allahabad.
7. The Director General, Railway Staff College/Vadodara.
8. The Executive Director, CAMTECH/Gwalior-474020
8. The Director, IRICEN/Pune, IRIEN/Nasik Road, IRIMEE/Jamalpur, IRISSET/Secunderabad.

9. The Managing Director, IRCON, IRFC, MRVC, IRWO, IRC&TC, CONCOR of India Limited, Executive Director, CRIS.
10. The Chairman -cum- Managing Director, KRC Limited/New Delhi
11. Office of the Chief Project Administrator(Telecom), Indian Railway Central Organisation for Telecom(IRCOT) Consultancy, Shivaji Bridge/New Delhi.
12. The Director(Movement) Railways/Kolkata.
13. The Joint Director, Mil Rail, Ministry of Defence.
14. The Joint Secretary, Iron & Steel, 5 Koila Ghat Street/Kolkata.
15. Chief Mining Advisor, Ministry of Railway, Dhanbad, Bihar
16. The Chairman, RCC, Lok Sabha Secretariat/New Delhi.
17. The Chairman, RCT/Delhi.
18. The Chairman, RRT, Chennai.
19. The Chairman, RRB/Ajmer, Ahmedabad, Allahabad, Bangalore, Bhopal, Bhubaneshwar, Chandigarh, Chennai, Kolkata, Jammu, Gorakhpur, Guwahati, Malda, Mumbai, Muzaffarpur, Patna, Ranchi, Secunderabad, and Trivandrum.
20. The Editor, " Bharatiya Rail"
21. The Editor " Indian Railways"
22. Chairman, Passsenger Services Committee.
23. Member, Passenger Amenities Committee.
24. The Pay & Accounts Officer, Ministry of Railways(Railway Board)
25. The General Secretary, IRCA/New Delhi.
26. The Chief Commissioner of Railway Safety/Lucknow.
27. Chairman, RITES
28. Chairman, CAT.
29. Computerised Facilitation Counter, Room No.5, Near Gate No.1, Rail Bhavan, New Delhi.
30. Rail Vikas Nigam Ltd., C-2/10, Safdarjung Development Area, Aurobindo Marg, New Delhi.

Copy to:-

1. Shri V.K. Sthanunathan, National President, National Federation of Railway Pensioners, 36, Venkatanarayana Road, T. Nagar, Chennai-600 017.
2. Shri K. Gopinath Menon, The Secretary General, National Federation of Railway Pensioners, Kunnathurmedu, Palghat- 678 013.
3. Shri Y.N.Sastry, President, AIRRF, Rly Block-303, Railway Colony High School, Chilkalguda, Secunderabad-500 025.
4. B. Jayajaya Rao, President, All India Retired Railway Officer's Association, 12-13-268 (505) New, Street-2, Lane 9, Tarnaka, Secunderabad-500 017.
5. The General Secretary, Railway Pensioners' Council Kiran Kutir, Larkania Tola, Katihar.
6. The General Secretary, All India Federation of Pensioners Association, T.P.M Hall, 22, Kavirai Street, Saidapet West, Chennai-600 015.
7. Shri S.S.Ramachandra, Secretary General, All India Central Committee of Pensioners Association. Flat No.144, New Suryakiran Apartments, Plot No. 65, Patparganj, New Delhi-110 092.

8. Shri M.S.Solanki, General Secretary, Central and AIS Pensioners Association, E-i/164, Arena Colony, Bhopal(M.P) 462 016
9. Shri Nirmal Dass Gupta, Vice President, Federation of Central Government Pensioners' Organisation, P-24C, Sagar Manna Road, Kolkata. 700 060
10. Shri B.S Dard, Secretary General, Central Government Pensioners' Association, 1874/2, Sector-64, S.A.S Nagar, Chandigarh 160 061.
11. Shri C.R. Chatwani, Central Government Pensioners' Association, "SHIVANAND", 11/13, Krishna Kunj Society, Chhotunagar-7, Raiya Road, Rajkot 360 001.
12. Secretary General, Bharat Pensioners' Samaj, Post Box 3303, Jangpura Extension, New Delhi-110 014.
13. M/s. Bahri Bros., Publishers, Booksellers and Distributors, 742, Lajpat Rai Market, Delhi-110 006.

Copy to:-

Sr. PPSs/ PPSs/PSs/PAs to: CRB,FC, MT,ME,MS,MM, ML, DG(RHS),DG(RPF), Adv. (S), All Additional Members, Secretary, All Executive Directors, IG/RPSF, JS, JS(G), DS(D), JS(E), DS(G),EDE(N), JDMPP), DE(G), DPC, DE(N), JDE(N), DE (Rep), DE(Res) I & II, DE(GC), JDE(Rep),JDPC-I, JDPC-II, JDE(G),JDE(D&A),DPC-I,II, JDE(Gaz),JDE(W), JDE(GP), JDE(Res), DDF(E)-I,II, JDE(L), JDE(LR), DDE(LR)I,II, DDE(R)II,DDE(D&A), DDE(D&A), US(A), US(E), W.O./Railway Board.

Cash-I,II,III,IV,E(P&A)I/II, E(G), E(NG)I&II, PC-V,IV,III, E(Trg),E(MPP), E(LR)I&II, F(E)-II,I, F(E)Spl, Security(E), Security(ABE), Accounts-III(with 10 spares), Accounts (Insp.), ERB-I,II,III,IV,V&D, G(Pass),G(Acc), E(Welfare), E(SCT) I & II, E(O)I,II,III&III(CC), E(GR)I,II, E(GP),E(GC), PR, E(D&A), Budget, O&M, Code Revision Cell(with 2 spares), Acs-II, PG, E(Rep)-I,II,III Railway Board.

(Dolapw's O.N. no. 1/10/05 - P&PW (E) dt 23-6-2005)

FAX : 011-3012432 (N.B.)
011-3013142 (E.O.)
011-4604665 (L.N.B.)
011-6107962 (Trg. Div.)
011-4361230 (P.E.S.B.)

No.1/15/05-P&PW(E)
भारत सरकार

GOVERNMENT OF INDIA
कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय
MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS
पेंशन और पेंशन भोगी कल्याण विभाग
DEPARTMENT OF PENSION AND PENSIONERS WELFARE

नई दिल्ली
NEW DELHI

Lok Nayak Bhavan, 3rd floor
Khan Market, New Delhi - 110 003
Dated : 22nd June, 2005

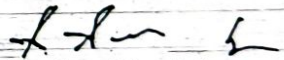
OFFICE MEMORANDUM

23 JUN 2005

Subject:- Clarification regarding permissibility of family pension to a mentally retarded son at the age of 47 years.

....

The undersigned is directed to refer to the Ministry of Railways O.M.No.F(E)III/2003/PN1/43 dated 21.3.05 on the above subject and to say that the question of grant of family pension to mentally retarded married son of the Railway servants may be examined under the relevant rules applicable to Railway employees. However, in the case of such sons of Central Government employees where CCS (Pension) Rules, 1972 apply, married sons or daughters, including mentally retarded son/daughter are not entitled to family pension in terms of Explanation (b) below Rule 54(6) of the said Rules read with this Department's O.M. No.45/68/97-P&PW (A)-Part - I dated 27.10.1997.


(Sukar Singh)

Under Secretary to the Government of India

Shri S. Sreeram,
Deputy Director Finance(Estt.)III
Ministry of Railways
(Railway Board)
Rail Bhavan
New Delhi.





Mrs. A.S.