



No.A-48/18/10/2013-E.III

Dated:-05.03.2021

MEMORANDUM

Sub: Office Memorandums issued by Govt. of India, Ministry of Personnel, Public Grievances & Pensions, Department of Pension & Pensioners Welfare -reg

The following Office Memorandums issued by Govt. of India, Ministry of Personnel, Public Grievances & Pensions, Department of Pension & Pensioners Welfare on the subject given under are circulated for information and necessary action.

Sl. No.	O.M. No.	Date	Subject
1	OM No. 1/17/2019-P&PW(E)	08.02.2021	Amendment of income criteria for grant of family pension to children/ siblings suffering from mental or physical disability.
2	OM No. 1/1/(2)/2020-P&PW(E) Part-I	12.02.2021	Revision of limits of two family pensions payable to a child in respect of both the parents after the 7 th CPC.

This issues with the approval of Competent Authority

Enc.: As above


(J. SRIVASTAVA)
ASST. DIRECTOR

1. PPS to Director General / Financial Commissioner / CVO for information.
2. PPS to all Insurance Commissioners.
3. All the Regional Directors/ Dir. (I/c)/ Jt. Dir. (I/c) of ROs/ SROs.
4. Dir. (Med.) Delhi/ NOIDA/ K.K. Nagar.
5. Medical Superintendents ESI Hospitals/ ESIC Model Hospitals/ Dean, Medical Education Institutions.
6. Jt. Director/ Dy. Director (Fin.) of all Regions/ Sub Regions/ Hospitals/ Medical Educational Institutions.
7. Jt. Director, E-V / Dy. Director, E-I, Hqrs Office.
8. Fin. & A/c's Branch-IV / III, Hqrs Office.
9. Website Content Manager with the request to upload it on the website of ESI Corporation.
10. ICT Division for necessary changes in ERP Module.
11. Guard File/ Spare Copies.

1/17/2019- पी एंड पी डब्लू (ई)

भारत सरकार

कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय

पेंशन और पेंशनभोगी कल्याण विभाग

(डेस्क-ई)

तीसरी मंजिल, लोक नायक भवन,

खान मार्केट, नई दिल्ली-110003,

दिनांक 8th फरवरी, 2021

कार्यालय ज्ञापन

विषय: Amendment of income criteria for grant of family pension to children/siblings suffering from mental or physical disability-regarding

The undersigned is directed to say that in accordance with sub-rule (6) of Rule 54 of the Central Civil Services (Pension) Rules, 1972, a child/sibling of a deceased Government servant/pensioner, who is suffering from a mental or physical disability, is eligible for family pension for life, if the disability is of such a nature so as to prevent him/her from earning his/her livelihood. Further, as per the said Rule 54, a member of the family is deemed to be earning his/her livelihood, if his/her income, from sources other than family pension, is equal to or more than the minimum family pension and the dearness relief admissible thereon. This income ceiling is also applicable for determining eligibility for family pension of a child/sibling, suffering from a mental or physical disability.

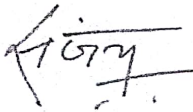
2. The matter regarding income criteria for determining eligibility for family pension in the case of a child/sibling, suffering from mental or physical disability, has been reviewed in this Department, keeping in view the special needs of such a child/sibling, who requires greater medical care and financial assistance. It is considered desirable that the income ceiling for grant of family pension to such children/siblings should commensurate with the amount of the entitled family pension in their case.

3. Therefore, it has now been decided that a child/sibling of a deceased Government servant/pensioner, who is suffering from a mental or physical disability, shall be eligible for family pension for life, if the appointing authority is satisfied that the disability is of such a nature so as to prevent him/her from earning his/her livelihood, as evidenced by a disability certificate obtained from a competent medical authority. Such a child shall be deemed to be not earning his/her livelihood, if his/her overall income from sources other than family pension is less than the entitled family pension at ordinary rate and the dearness relief admissible thereon, payable on death of the Government servant/pensioner concerned.

4. Accordingly, a child/sibling of a deceased Government servant/pensioner, who is suffering from a mental or physical disability, shall be eligible for family pension for life, if he/she fulfils, **among others**, the following conditions:

- i. A disability certificate is issued by the competent medical authority.
- ii. The overall income of the disabled child, from sources other than family pension, remains less than the entitled family pension at ordinary rate (i.e. 30% of the last pay drawn by the deceased Government servant/pensioner concerned) plus the dearness relief admissible thereon.

5. The provisions of Rule 54 of the CCS (Pension) Rules, 1972 shall stand modified to the extent mentioned above only and the amended provisions shall take effect from the date of issue of this Office Memorandum. A formal amendment of Rule 54 shall be notified separately.
6. In cases where a child/sibling, suffering from a mental or physical disability is presently not in receipt of a family pension due to non-fulfillment of the earlier income criteria, family pension may be granted to such a child/sibling, if he/she fulfils the income criteria mentioned in para 3 and 4 above and also fulfills the other conditions for grant of family pension at the time of death of Government servant or pensioner or previous family pensioner. The financial benefits, in such cases, shall accrue from the date of issue of this Office Memorandum and no arrears for the period from the date of death of Government servant/ pensioner/previous family pensioner shall be admissible.
7. This OM is issued with the concurrence of Ministry of Finance, Department of Expenditure vide their ID No. 1(2)/EV/2020 dated 29.12.2020 and 02.02.2021.
8. In its application to persons belonging to Indian Audit and Accounts Department, these orders are issued under Article 148(5) of the Constitution and after consultation with the Comptroller and Auditor General of India vide their यू.ओ.संख्या-28-स्टाफ़ हक.(नियम)/ ए आर./09-2019 dated 25.01.2021.
9. The Administrative Divisions of all Ministries/Departments and attached/subordinate offices are requested to bring the contents of these instructions to the notice of all concerned for compliance.



(संजय शंकर)

भारत सरकार के उप सचिव

Ph. 24644632

- To-
1. All Ministries/Departments of the Government of India
 2. President's Secretariat
 3. Vice President's Secretariat
 4. Prime Minister's Office
 5. Comptroller & Auditor General of India
 6. Cabinet Secretariat
 7. Union Public Service Commission
 8. NIC for uploading in the Website

1/1(2)/2020-P&PW (E) Part-1
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Pension & Pensioners Welfare

3rd Floor, Lok Nayak Bhawan,
Khan Market, New Delhi
Dated 12th February, 2021

OFFICE MEMORANDUM

Subject: Revision of limits of two family pensions payable to a child in respect of both the parents after the 7th CPC.

In accordance with sub-rule (11) of rule 54 of the Central Civil Services (Pension) Rules 1972, in case both wife and husband are Government servants and are governed by the provisions of that rule, on their death, the surviving child/children is/are eligible for two family pensions in respect of the deceased parents. As per the existing rule 54, if one of the parents dies while in service or after retirement, the family pension in respect of the deceased shall become payable to the surviving husband or wife and in the event of the death of the husband or wife, the surviving child or children shall be granted the two family pensions in respect of the deceased parents, subject to the limits specified below:

- (a) (i) If the surviving child or children is or are eligible to draw two family pensions at the rate mentioned in sub-rule (3) of Rule 54, the amount of both the family pensions shall be limited to forty-five thousand rupees per month;
- (ii) If one of the family pensions ceases to be payable at the rate mentioned in sub-rule (3) of Rule 54, and in lieu thereof the family pension at the rate mentioned in sub-rule (2) of Rule 54 becomes payable, the amount of both the pensions shall also be limited to forty-five thousand rupees per month.
- (b) If both the family pensions are payable at the rates mentioned in sub-rule (2) of Rule 54, the amount of two family pensions shall be limited to twenty-seven thousand rupees per month.

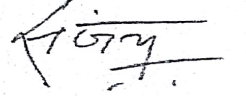
2. The limits of Rs 45,000/- per month and Rs 27,000/- per month in the existing Rule 54(11) were determined at the rate of 50% and 30%, respectively, of the highest pay of Rs. 90,000/- in the 6th CPC and were notified vide Notification No.38/80/2008-P&PW (A) dated 8th June, 2011 (GSR 176 dated the 11th June, 2011).

3. References have been received in this Department in regard to the limits of two family pensions payable to child/children in respect of both the parents, after the 7th CPC.

4. The highest pay in the Government has been revised to Rs. 2, 50,000/-per month after the 7th CPC. Accordingly, it is clarified that, **with effect from 01. 01. 2016**, the amount of Rupees

forty five thousand per month in Rule 54(11)(a)(i) & (ii) shall stand revised to Rupees one lakh-twenty-five thousand per month (being 50% of Rs.2,50,000/-) and the amount of twenty Seven thousand per month in Rule 54(11)(b) shall stand revised to Rupees seventy five thousand per month (being 30% of Rs. 2,50,000/-).

5. Formal amendment to the Central Civil Services (Pension) Rules in this respect shall be notified separately.



Sanjoy Shankar
Deputy Secretary to the Government of India
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