

MOST IMPORTANT CIRCULAR

OFFICE OF THE PCDA (PENSIONS), DRAUPADI GHAT ALLAHABAD

Circular No.429

Dated: 04.03.2010.

To,

1. **The Chief Accountant, RBI, Deptt. of Govt. Bank Account Central Office, C-7 IInd Floor Bandre Kurla Complex, P.B. No. 8143 Bandre East, Mumbai-400051.**
2. **All CMDs of Public Sector Banks**
3. **CMD of ICICI Bank**
4. **CMD of IDBI Bank**
5. **CMD of Axis Bank**
6. **CMD of HDFC Bank**
7. **Military and Air Attache, Indian Embassy Kathmandu Nepal.**
8. **The Defence Pension Disbursing Officers.**
9. **The Treasury officers.**
10. **The Pay and Accounts Office.**
11. **Pay and Accounts Office, Government of Maharashtra, Mumbai.**
12. **The Post Master Kathua (J & K), Camp Bell Bay (Andaman & Nicobar)**

Subject:- Revision of Disability/War Injury Element of Pension in respect of Armed Forces Officers and PBOR Pensioners – Cabinet Secretary Committee Report.

Reference:- GOI, MOD letter No. No. 10(01)/D (Pen/Policy)/2009/Vol-II dated 19.01.2010.

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A Xerox copy of the Government of India, Ministry of Defence letter No. letter No. 10(01)/D(Pen/Pol)/2009/Vol-II dated 19.01.2010 is forwarded herewith for information and necessary action.

BACK GROUND

2. Consequent upon issue of letter No.1 (2)/97/D (Pen-C) dated 31.01.2001 the benefit of Broad Banding i.e. Rounding of Disability, 50% (for disability less than 50%) and 75% (for disability between 50% to 75%) and 100% (for disability from 76% to 100%) has been given for those who have been invalided out from the service on medical ground due to military service on or after 01.01.1996. The demand of this benefit for Pre-96 defence pensioners has been pending with Govt. which has been considered by Cabinet Secretary Committee and recommended for extension of this benefit to Armed Forces Officers and PBOR who were invalided out of service prior to 01.01.1996 and are in receipt of disability/war injury pension as on 01.07.2009. The Govt. has accepted the above said recommendations and issued

order vide MOD letter No. 10(01)/D (Pen/Pol)/2009/Vol-II dated 19.01.2010 quoted above.

AFFECTED CASES

3. With effect from 01.07.2009, the concept of broad banding of percentage of disability / war injury, as provided in Para 7.2. of MOD letter dated 31.01.2001 quoted above, shall be extended to Armed Forces Officers and PBOR who were **invalided out** of service prior to 01.01.1996 and are in receipt of disability / war injury pensions as on 01.07.2009. Wherever, the disability element / war injury element of pension in Pre 01.01.1996 cases was not allowed for disability being accepted as less than 20 % at initial stage or subsequent stage on reassessment of disability, the same will continue to be disallowed and such cases will not be re – opened.

4. Further, as per above Govt. letter the cap on war injury pension with reference to emoluments last drawn in cases of disabled pensioners belonging to category 'E' of para 4.1 of this Ministry's above mentioned letter dated 31.01.2001 shall stand removed with effect from 01.07.2009 for Armed Forces Officers and PBOR pensioners. The provisions contained in para 8 of MOD letter dated 16.05.2001, para 10.1(b) of MOD letter dated 31.01.2001 and para 6.4 and 7.4 of letter No. 16(6)/2008(2)/D (Pen/Pol) dated 05.05.2009 shall stand modified to that extent.

5. In other words the cap on war injury pension with reference to emoluments last drawn in cases of disabled pensioners Pre 1996, Post 1996 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.

APPLICATION TO BE SUBMITTED

6. For this purpose, each affected Armed Forces pensioner who is in receipt of disability/war injury pension as on 01.07.2009 will submit an application in the format enclosed as Annexure to MOD letter 19.01.2009 to the PSAs concerned through their Pension Disbursing Agencies/Record Offices. The PBOR pensioner's applications are to be submitted to the PSA Concerned through their respective Record Officer whereas in the case of Commissioned Officers the application is to be submitted to the concerned PSA directly through their PDA for revision of disability/war injury pension in terms of para 1 and 2 above, as the case may be.

ACTION ON THE PART OF THE PDA

7. Therefore, all Pension Disbursing Authorities are requested that the affected cases of disability/war injury pension where Armed Forces Officers and PBOR who were invalided out from service prior 01.01.1996 and are still drawing disability/war injury element of pension as on 01.07.2009 may be reviewed and application obtained in triplicate from them may be endorsed and submitted to the concerned Record Office in the cases of PBOR and directly to the PSA in the cases of

Commissioned Officer so that the necessary Corr. PPO for Broad Banding can be issued by the PSA concerned.

REVISION OF WAR INJURY ELEMENT OF WAR INJURY PENSION

8. The revision of service element of war injury pension under Sixth CPC orders is to be carried out vide this office Circular No. 397 dated 18.11.2008 (MOD letter dated 11.11.2008) and revision of war injury element of war injury pension is to be carried out as per this office Circular No. 410 dated 13.05.2009 (MOD letter dated 04.05.2009). It has come to the notice in the most of cases of war injury pension that total amount of war injury pension (i.e. sum of service element and war injury element) were notified in the PPOs of these cases and the amount of service element and war injury element is not known to the PDAs. Hence, Pension Disbursing Agencies have been facing problem for revising their war injury pension as per the above circulars.

9. It is therefore requested that all cases of war injury pension notified till date (irrespective of date of invalidment) and where composite award of service element plus war injury element has been notified in PPO may also please be forwarded to concerned PSAs on application form enclosed with the Govt. letter dated 19.01.2010 dully completed in all respect through Record Office concerned in case of PBOR and direct to the PSA in case of Commissioned Officers for revision as per Sixth CPC Order, for giving Broad Banding and as well as Cap Removal.

10. This may please be given wide publicity.

11. This circular has been uploaded on PCDA (P) website www.pcdapension.nic.in for disseminated across the Defence pensioners and PDAs.

R. K. SAROJ
(R. K. SAROJ)
Dy CDA (P)

Gts/Tech/0165/XVI
Dated:04.03.2010

Copy to:

- 01 All Record Offices/Regiment. Corp.
- 02 Bureau of Sailors, Cheetah Camp, Mumbai.
- 03 Air Force Record, Dhaula Kunwa, Delhi Cantt.

A Xerox copy of the MOD letter dated 19.01.2010 is enclosed. It is requested that as soon as the applications received from the PDAs concerned the same may please verified and all eligible cases forwarded to the concerned PSAs with actual percentage of disability for further necessary action.

LPC Cum Data Sheet and other subsidiary instructions in this regard to follow shortly.

04. The Dy. Secretary, Govt. of India, Ministry of PPG & P (Deptt. of P & PW), Lok Nayak Bhawan, New Delhi.
05. Director (Pensions), Govt. of India, Ministry of Defence D (Pen/Sers), Sena Bhawan, Wing 'A' New Delhi.
06. Army HQrs AG's Branch, PS-4(b) DHQ, PO New Delhi – 110011.
07. AHQ GS Branch, TA Directorate, DHQ PO New Delhi – 110011.
08. Naval HQrs, PP & A, DHQ PO New Delhi.
09. DPA, Vayu Bhawan, New Delhi – 11.
10. Air HQrs Ad PP & P – 3, West Block-VI, R. K. Puram, New Delhi – 110066.
11. Sr. Dy. CGDA(AT-II), O/O the CGDA, Ulan Batar Road, Palam Delhi Cantt– 110010.
12. PCDA (Navy) No.-1, Cooperage Road, Mumbai – 400039.
13. PCDA (WC), Chandimandir, Chandigarh
14. CDA (AF), West Block-V, R. K. Puram, New Delhi – 110066.
15. CDA, Chennai
16. CDA (PD), Meerut
17. JCDA (AF) Subroto Park, New Delhi – 110010.
18. Director of Audit, Defence Service, New Delhi
19. Director MP8(I of R)Integrated HQ of MOD(Army)AG's Branch, Addl Dte Gen of MP/MP8(I of R) West Block-III, RK Puram ,N-Delhi 110066
20. All Addl CsDA/Jt. CsDA in Main Office.
21. All GOs in Main Office.
22. The OI/C, G-1(M), AT(ORs)-Tech. & G-1/Civil (Tech.)
23. All SAOs/AOs/AAOs in Gts/Ors Complex.
24. The OI/C, EDP Manual.
25. The OI/C, EDP Centre.
26. Defence Pension Liaison Cell.
27. All Sections in Main Office.
28. Spare copies in file No. Gts/Tech/0148, 148, 0162 & 0158
29. OIC,G -2 Section
30. OI/C, G - 3 Section.
31. OI/C, G - 4 Section
32. OI/C O & M Cell
33. OI/C Complaint Cell
34. The OI/C, Reception Centre
35. The OI/C, EDP Centre (Website)
36. The OI/C, DPTI Cell
37. Spare


(ALOK PATNI)
Sr. A.O. (P)

No.10 (01)/D (Pen/Pol)/2009/Vol.II
Government of India
Ministry of Defence
Department of Ex-Servicemen Welfare
New Delhi

Dated 19th Jan., 2010

To,

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

Subject: Revision of Disability/War Injury Element of pension in respect of Armed Forces Officers and PBOR pensioners based on the recommendations of Cabinet Secretary Committee Report.

Sir,

The undersigned is directed to state that in order to consider various issues on pension of Armed Forces Pensioners, Government had set up a Committee headed by the Cabinet Secretary. The recommendations of the said Cabinet Secretary's Committee on disability/war injury pension have been considered by the Government and the President: is pleased to decide that with effect from 1.7.2009, the concept of broad banding of percentage of disability/war injury, as provided in Para 7.2 of this Ministry's letter No I(2)/97/D(Pen-C) dated 31.01.2001, shall be extended to Armed Forces Officers and PBOR who were invalided out of service prior to 1.1.1996 and are in receipt of disability/war injury pension as on 1.7.2009. Wherever, the disability element/war injury element of pension in pre-1.1.1996 cases was not allowed for disability being accepted as less than 20% at initial stage or subsequent stage on reassessment of disability, the same will continue to be disallowed and such cases will not be re-opened.

2. Further, the President is also pleased to decide that the cap on war injury pension with reference to emoluments last drawn in the case of disabled pensioners belonging to category 'E' of Para 4.1 of this Ministry's above mentioned letter dated 31.1.2001, shall stand removed with effect from 1.7.2009 for Armed Forces Officers and PBOR pensioners. The provision contained in Para 8 of this Ministry's letter no. PC I(2)/97/ D(Pen-C) Dated 16.5.2001, Para 10.1(b) of this Ministry letter No. 1 (2)/97/D(Pen-C) dated 31.1.2001 and para. 6.4 & 7.4 of this Ministry's letter No. 16(6)/2008(2)/D(Pen / Pol) dated 5.5.2009, shall stand modified to that extent.

3. The disability/war injury element of pension in all such cases shall be recomputed accordingly under these orders by the Pension Sanctioning Authorities (PSAs) concerned for regulating payment under this Ministry's letter No. 16(6)/2008(1)/D(Pen/Policy) dated 4.5.2009 and letter No. 16(6)/2008(2)/D(Pen/Policy) dated 5.5.2009. For this purpose, each affected Armed Forces pensioner who is in receipt


of disability/war injury element of pension as on 1.7.2009 will submit an application in the format enclosed as Annexure to this letter to the PSAs concerned through their Pension Disbursing Agencies and Record Offices in the case of PBO'R and through Pension Disbursing Agencies in the case of Commissioned Officers to PSAs concerned for revision of disability/war injury element of pension in terms of Para 1 and 2 above, as the case may be. Further Implementation instructions to all concerned will be issued by PCDA(Pensions) Allahabad immediately on receipt of these orders.

4. Revision of war injury element of pension in respect of those who have been retired/discharged/invalided out of service on or after 1.7.2009 under category 'E' and in whose case war injury pension has already been notified in terms of this Ministry's above mentioned letter dated 5.5.2009, will be carried out suo-moto by the PSAs concerned by issue of corrigendum PPOs without any application from the concerned pensioners.

5. This issues with the concurrence of Finance Division of this Ministry vide their U.O.No.51/Fin/Pen dated 08.01.2010.

Hindi Version will follow.

Yours faithfully,


[Harbans Singh]
Director (Pension/Policy)

Copy to ; - As per standard distribution list.

(Referred to in Para 3 of MOD letter No 10(1)/2009/D(Pen/Policy) dated 19.1.2010)

FORM OF APPLICATION

(To be submitted IN TRIPLICATE by Armed Forces disability pensioners invalidated out **prior to 1.1.1996** and war injury pensioners invalidated out **prior to 1.7.2009** and those released after 1.1.2006 but before 1.7.2009 and drawing disability/war injury element of pension as on 1.7.2009)

To,

(Pension Disbursing Authority)

Sub: Recomputation of disability/war injury element of pension drawing pension as on 1.7.2009.

Sir,

With a view to recompute my disability/war injury element of pension in terms of Ministry of Defence letter No10(1)/2009/D(Pen/Policy) dated _____ 2009, the requisite particulars are given below:-

1. Name of the pensioner
2. Rank/group and Regt No. / IC No
3. Date of Enrolment/Commission
4. Date of Invalidmen
5. Type of pension admissible
6. PPO No/Corr PPO No under which disability/war injury element of pension on invalidment was notified
7. Percentage of disability for which disability/war injury element is being drawn as on 1.7.2009
8. Amount of existing disability/war injury element being drawn as on 1,7.2009
9. Amount of existing service element of disability/war injury element being drawn as on 1.7.2009
10. Pension Disbursing Agency (Paying bank branch with SB/Current A/c No./ Treasury/DPDO/PAO)
11. Name of applicant if the application is being made on behalf of pensioner for Life -Time Arrears (LTA)
12. Address of the family pensioner/applicant

Date :

(SIGNATURE OF ENSIONER/APPLICANT)
ContdP/2....

PART II

(To be completed by the PDA of the pensioner)

The particulars mentioned above **are** verified **with** reference **to** pension account held and forwarded to the

Record office _ _____ (full address) in the case of PBOR and PSAs

concerned _____ (full address) in the case of commissioned officers.

No. _____

Date _____

(SIGNATURE)

Rubber stamp of Pension Disbursing Authority

PART III

(To be completed by the Record Office of the pensioner)

Verified and forwarded to the PSAs concerned _____ (full address).

No. _____

Date _____

(SIGNATURE)

Rubber stamp of Competent Authority

Address of Pension Sanctioning Authorities:

Army, Navy & Air Force Officers

1. The Principal Controller of Defence Accounts (Pensions) Draupdighat Allahabad-211014

For such Naval and Air Force officers who retired from service on or after 1.11.1985.

2. The Principal Controller of Defence Accounts (Navy)
2- Cooperage Road, Mumbai- 400 039
3. Jt. Controller of Defence Accounts(AF)
SubrotoPark, Delhi Cantt -110 010