

Two Family Pensions on death attributable to Govt. Service of a Re-employed Pensioner

No.1/3/2016-P&PW(F)
Government of India
Department of Pension and Pensioners' Welfare
(Desk-F)

3rd Floor, Lok Nayak Bhavan,
Khan Market, New Delh,
Dated the 24th January, 2019

Office Memorandum

Subject: Clarificatory OM for payment of two family pensions on death attributable to Govt. Service of a re-employed pensioner-regarding.

The undersigned is directed to say that references have been revived in this Department Seeking clarification as to whether a second family pension is admissible under CCS (EOP)Rules when a military/civil pensioner is re-employed in civil service dies and his death is attributable to government service.

2. Vide this Documents Notification No. G.S.R 938(E) dated 27.12.2012,sub-rule 13A 13B of Rule 54,prohibiting two family pension have been deleted. Subsequently vide OM No 1/33/2012-P&PW (E) dated 16.1.2013, two family pensions have been allowed in the event of death of a re-employed pensioner, in service or after retirement, The financial benefits for the past cases however is with effect from 24th September 2012 Thus under CCS(Pension) Rules, two family pensions are admissible with effect from 24th September.

3. The matter has been examined in the context of the provisions of CCS(Extra-ordinary Pension)Rules. it is clarified that the provisions of two family pensions, one in respect of Military/civil service and the other for civil service after re-employment as available in terms of CS(Pension)Rules is also applicable under CCS(EOP)Rules. In other words on death of a pensioner who was re-employed in civil service where death is attributable to government services family pension under CCS(EOP)Rules in respect of services in re-employment would be admissible in addition to ordinary family pension in respect of the previous military/civil service.

4. Where, however, on death of a re-employed civil Government servant the family is eligible for Special/extra-ordinary family pension under the EOP rules in respect of the first spell of service, family pension for the second spell of service would be admissible under the CCS(Pension)Rules,1972 only.

5. The extra-ordinary family pension shall be granted only in one service and in no case both the family pension shall be granted under EOP Rules.
6. The financial benefits in the past cases will accrue with effect from 24th September 2012 as in the case of family pension under CCS (Pension)Rules.
7. Formal amendment in Central Civil Service (Extraordinary Pension) Rules will be made in due course.
8. This issues with the approval of Department of Expenditure, vide their ID No.1 (5)/EV/2012 dated 3/4/2017 and 15/01/2019.

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(Sujasha Choudhury)
Director