Office Memorandum

Sub: (i) Eligibility of disabled children for family pension after marriage and
(ii) Eligibility for two family pensions—clarification regarding.

The undersigned is directed to state that the Government has decided to allow
continuance of family pension to mentally/physically disabled children who drew, are
drawing or may draw family pension even after their marriage. Further, the Government has
also decided to allow two family pensions where the pensioner drew, is drawing or may
draw two pensions for military and/or civil employments.

2. In order to implement these decisions, Explanations 1 and 3 after sub-rule 6 of Rule
54 of the Central Civil Services (Pension) Rules, 1972 have been suitably amended and sub-
rules 13-A and 13-B have been omitted. A copy of Gazette notification, G.S.R. No. 938 (E),
dated 27th December, 2012, giving effect to these amendments is enclosed.

3. For the sake of clarity, the old and new explanations 1 and 3 are reproduced as under
highlighting the changes made therein:

Old: EXPLANATION 1 - An unmarried son or an unmarried or widowed or divorced
daughter shall become ineligible for family pension under this sub-rule from the date
he or she gets married or remarried.
EXPLANATION 3 - It shall be the duty of son or daughter or siblings or the
guardian to furnish a certificate to the Treasury or Bank, as the case may be, once in a
year that (i) he or she has not started earning his or her livelihood and (ii) he or she
has not yet married or remarried. A similar certificate shall be furnished by a childless
widow after her re-marriage or parents to the Treasury or Bank, as the case may be,
one in a year that she or he or they have not started earning her or his or their
livelihood.

New: EXPLANATION 1 - An unmarried son or an unmarried or widowed or divorced
daughter, except a disabled son or daughter, shall become ineligible for family
pension under this sub-rule from the date he or she gets married or remarried.
EXPLANATION 3 - It shall be the duty of son or daughter or siblings or the
guardian to furnish a certificate to the Treasury or Bank, as the case may be, once in a
year that (i) he or she has not started earning his or her livelihood and (ii) he or she
has not yet married or remarried. A similar certificate shall be furnished by a childless
widow after her re-marriage or by the disabled son or daughter or parents to the
Treasury or Bank, as the case may be, once in a year that she or he or they have not
started earning her or his or their livelihood.

4. Sub rule 13-A regulates the grant of family pension to a military pensioner after his
re-employment in a civil service or a civil post. Grant of two family pensions had been
prohibited under this sub rule. Similarly, sub rule 13-B prohibits grant of two family
pensions to a person who is already in receipt of Family Pension or is eligible therefor under any other rules of the Central Government or a State Government and/or Public Sector Undertaking/Autonomous Body/Local Fund under the Central or a State Government. The sub-rules 13-A and 13-B have since been omitted vide the above mentioned Gazette notification.

5. It is clarified that financial benefits in past cases will accrue with effect from 24th September, 2012.

6. As regards pensioners/family pensioners belonging to the Indian Audit and Accounts Departments, these Orders issue after consultation with the Comptroller and Auditor General of India.

(Sujasha Choudhury)
Deputy Secretary to the Govt. of India
Tel. No. 24635979

All Ministries/Departments of the Government of India
O/o The Comptroller & Auditor General of India
O/o The Controller General of Accounts, Lok Nayak Bhavan, New Delhi.
कार्यक, लोक शिक्षक तथा पेशन मंत्रालय
(पेशन और पेशनमंची काठ्यिण विभाग)
अधिसूचना

नई दिल्ली, 27 दिसंबर, 2012

स. का. न. 938(31)---राज्यपति, सर्विकार के अनुसार 309 के पराक्रम और अनुसूचियाँ 148 के खंड (5) द्वारा प्रदत्त शासनों का प्रयोग करते हुए, और भारतीय लेखा परीक्षा और लेखा विभाग में सेवा कर रहे शासकों के संबंध में भारत के नियुक्त-महाकवि परीक्षा से पारंपरिक के परीक्षा के प्रवेश को कृति के प्रदीप्त सिविल सेवा (पेशन) नियम, 1972 में और संशोधन करने के लिए निर्देशित नियम बनाते हैं, अथवा—

1. (1) इन नियमों का संबंध नाम कृति के प्रदीप्त सिविल सेवा (पेशन) द्वितीय संशोधन नियम, 2012 हैं।

(2) राज्य में उनके प्रकाशन का तारीख को प्रवेश होगी।

2. कृति सिविल सेवा (पेशन) नियम, 1972 में नियम 54 में, —

(क) उपनियम (6) में, —

(i) स्पष्टविक 1 में, पद "पुरुष" के स्थान पर पद "पुरुष, मिश्रित निषेध पुनः अथवा पुरुष के " को प्रतिस्थापित किया जाएगा।

(ii) स्पष्टविक 3 में, "उसकी पुनर्विवाह या माता-पिता" शब्दों के स्थान पर पद "उसकी पुनर्विवाह या माता-पिता अथवा पुरुष या माता-पिता" को प्रतिस्थापित किया जाएगा।

(ख) उपनियम 13-क का लोप किया जाएगा।

(ग) उपनियम 13-ख का लोप किया जाएगा।

[भ. स. 1/33/2012-पी.एंड.पी.डी.मूल (ई)]

सुजाता चौधरी, उप सचिव
24. S.O. 259, dated the 30th January, 1999
25. S.O. 904 (E), dated the 30th September, 2000
26. S.O. 717 (E), dated the 27th July, 2001
27. S.O. 75 (E), dated the 1st February, 2002
28. S.O. 4000, dated the 28th December, 2002
29. S.O. 860 (E), dated the 28th July, 2003
30. S.O. 1483 (E), dated the 30th September, 2003
31. S.O. 1487 (E), dated the 14th October, 2005
32. S.O. 723 (E), dated the 23rd November, 2006
33. S.O. 1821 (E), dated the 25th October, 2007
34. S.O. 258 (E), dated the 31st March, 2008
35. S.O. 1028 (E), dated the 25th April, 2008
36. S.O. 829 (E), dated the 12th April, 2010
37. S.O. 176, dated the 11th June, 2011
38. S.O. 928 (E), dated the 26th December, 2012

MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS
(Department of Pension and Pensioners’ Welfare)
NOTIFICATION

New Delhi, the 27th December, 2012

G.S.R. 938(E).—In exercise of the powers conferred by the proviso to article 309 and clause (5) of article 148 of the Constitution and after consultation with the Comptroller and Auditor General of India in relation to persons serving in the Indian Audit and Accounts Department, the President hereby makes the following rules further to amend the Central Civil Services (Pension) Rules, 1972, namely:—

1. (1) These rules may be called the Central Civil Services (Pension) Second Amendment Rules, 2012.
   (2) These rules shall come into force on the date of their publication in the Official Gazette.

2. In the Central Civil Services (Pension) Rules, 1972, in Rule 54,—
   (a) in sub-rule (6),—
      (i) in Explanation 1, for the words “daughter shall”, the words “daughter, except a disabled son or daughter,” shall be substituted;
      (ii) in Explanation 3, for the words “her re-marriage or parents”, the words “her re-marriage or by the disabled son or daughter or by parents,” shall be substituted;
   (b) sub-rule 13-A shall be omitted;
   (c) sub-rule 13-B shall be omitted.

[F.No. I/33/2012-P&PW(E)]

SUKH SINGH, Dy. Secy.

Note :—The principal rules were published vide number S.O. 934, dated the 1st April, 1972. The Fourth Edition of the rules corrected up to July, 1988 was published in the year of 1988. The said rules were subsequently amended vide notifications given below:—

1. S.O. 254, dated the 4th February, 1989
2. S.O. 970, dated the 6th May, 1989
3. S.O. 2467, dated the 7th October, 1989
4. S.O. 899, dated the 14th April, 1990
5. S.O. 1454, dated the 26th May, 1990
6. S.O. 2329, dated the 8th September, 1990
7. S.O. 3269, dated the 8th December, 1990
8. S.O. 2730, dated the 8th December, 1990
9. S.O. 3273, dated the 8th December, 1990
10. S.O. 409, dated the 9th December, 1991
11. S.O. 464, dated the 16th February, 1991
12. S.O. 2287, dated the 7th September, 1991
13. S.O. 2740, dated the 2nd November, 1991
14. G.S.R. 677, dated the 7th December, 1991
15. G.S.R. 399, dated the 1st February, 1992
16. G.S.R. 55, dated the 15th February, 1992
17. G.S.R. 570, dated the 19th December, 1992
18. S.O. 258, dated the 13th February, 1993
19. S.O. 1673, dated the 7th August, 1993
20. G.S.R. 449, dated the 11th September, 1993
21. S.O. 1984, dated the 25th September, 1993
22. G.S.R. 389 (E), dated the 18th April, 1994
23. S.O. 1775, dated the 19th July, 1997
24. S.O. 259, dated the 30th January, 1999
25. S.O. 904, dated the 30th September, 2000
26. S.O. 717 (E), dated the 27th July, 2001
27. G.S.R. 75 (E), dated the 1st February, 2002
28. S.O. 4000, dated the 28th December, 2002
29. S.O. 860(E), dated the 28th July, 2003
30. S.O. 1483(E), dated the 30th December, 2003
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