

RBE No.109 /2014

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

No. F(E)III/2007/PN1/5

New Delhi, Dated: 30.09.2014.

The GMs/FA&CAOs,
All Indian Railways/Production Units.
(As per mailing list)

Subject: Eligibility of widowed/divorced daughters for grant of family pension- clarification regarding.


A copy of Department of Pension and Pensioners' Welfare(DOP&PW)'s O.M. No. 1/13/09-P&PW(E) dated 18.09.2014 on the above subject is enclosed for information and compliance. These instructions shall apply mutatis mutandis on the Railways. Rule 54(6)(iii) of the CCS(Pension) Rules, 1972 referred to therein corresponds to Rule 75(6)(iii) of the Railway Services (Pension) Rules, 1993.

2. A concordance of DOP&PW's instructions referred to in the enclosed O.M. and Railway Board's corresponding instructions is given below :-

S.No.	DOP&PW's instructions	Corresponding instructions of Railway Board
1.	1/19/03-P&PW(E) dated 25/30.08.2004	F(E)III/98/PN1/4 dated 16.03.2005
2.	1/13/09-P&PW(E) dated 28.04.2011	F(E)III/2007/PN1/5 dated 20.05.2011
3.	1/13/09-P&PW(E) dated 11.09.2013	F(E)III/2007/PN1/5 dated 26.09.2013

3. Please acknowledge receipt.

D.A.: One.


(Amitabh Joshi)
Deputy Director Finance (Estt.)III,
Railway Board.

No. F(E)III/2007/PN1/5

New Delhi, Dated: 30.09.2014.

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


for Financial Commissioner/Railways.

1. The General Secretary, NFIR, Room No. 256-E, Rail Bhavan, New Delhi (with 35 spares)
2. The General Secretary, AIRF, Room No. 253, Rail Bhavan, New Delhi (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, Room No. 256-A, Rail Bhavan, New Delhi (with 5 spares).
5. The Secretary, RBSS, Group "A" Officers Association, Room No. 402, Rail Bhavan.
6. The Secretary, RBSS Group "B" Officers' Association.
7. The Secretary General, IRPOF, Room No. 268, Rail Bhavan, New Delhi (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)
11. The Secretary, Railway Board Promottee Officers Association, Room No. 341-C, Rail Bhavan, New Delhi.
12. The General Secretary, All India SC/ST Railway Employees Association, Room No. 7, Ground Floor, Rail Bhavan, New Delhi.


for Secretary Railway Board.

No. F(E)III/2007/PN1/5

New Delhi, Dated: 30.09.2014.

1. The G.M, N.F Railway(Const).
2. The Director General and Ex.officio General Manager, RDSO/Lucknow.
3. The General Manager and FA&CAO, Metro Railway/Kolkata.
4. The CAO and FA&CAO, COFMOW/New Delhi.
5. The General Manager and FA&CAO, CORE/Allahabad.
6. Director General, Railway Staff College/Vadodara.
7. The Executive Director, CAMTECH/Gwalior-474020
8. The Director, IRICEN/Pune, IRIEEN/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, Bhubaneswar, 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. The Pay & Accounts Officer, Ministry of Railways(Railway Board)

- 23 The General Secretary, IRCA/New Delhi.
- 24 The Chief Commissioner of Railway Safety/Lucknow.
- 25 Chairman, RITES.
- 26 Chairman, CAT.
27. The Managing Director, Rail Vikas Nigam Ltd., Plot No. 25, First Floor, August Kranti Bhawan, Bhikaji Cama Place, New Delhi-110 066.
28. Manager/HRD, Rail Land Development Authority, Near Safdarjung Railway Station, Motibagh-1, New Delhi – 110021. Email: mgrhrd@rlda.in
29. The Chief Mechanical Engineer, Indian Railway Organisation for Alternate Fuels, 12th Floor, Core-1, Scope Minar, District Centre, Laxmi Nagar, Delhi-92.
30. Office of the Chief Administrative Officer, Indian Railways (Workshop Projects), Chamber Bhawan, Judge's Court Road, Anta Ghat, Patna-800001, Bihar.
31. The Chief Administrative Officer, Rail Coach Factory/Raebareli Project, Kishanganj, Delhi-7.

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, Chillalguda, Secunderabad-500 025.
4. B. Jayajaya Rao, President, All India Retired Railway Officer's Association, 12-13-268 (505) New, Street-2, Lane 9, Tamaka, 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, N.Delhi-110092.
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 The Secretary General, National Federation of Railway Pensioners' Organization, 825, Supertech Residency, Sector-5, Plot No. 6A, Ghaziabad-201010.
14. M/s. Bahri Bros., Publishers, Booksellers & Distributors, 742, Lajpat Rai Market, Delhi-110006.
15. The General Secretary, Retired Railway Employees Welfare Association(Regd), 490A/16, Gurudwara Road, Gurgaon.

Copy to:-

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

Cash-I, II, III, E(P&A) I/II, E(G), E(NG) I&II, PC-VI, V, IV, III, E(Trg), E(MPP), E(LR) I&II, F(E)-I, II, F(E) Spl, Security(E), Security(ABE), Accounts-III, 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), C&IS (with 2 spares) A/Cs-II, PG, E(Rep)-I, II, III, Railway Board.

(Copy to Department of Pension & Pensioners' Welfare (DOP&PW) w.r.t. their O.M.No.1/13/09-P&PW(E) dated 18.09.2014)

No. 1/13/09-P&PW (E)
Government of India
Ministry of Personnel, P.G. & Pensions
Department of Pension & Pensioners' Welfare

3rd Floor, Lok Nayak Bhawan,
Khan Market, New Delhi,
the 18th September, 2014.

OFFICE MEMORANDUM

Sub: Eligibility of widowed/divorced daughters for family pension – clarification regarding.

The undersigned^d is directed to refer to Ministry of Railways (Rail Board)'s OM No. F(E)III/2007/PN1/5, dated 28th August, 2014 on the above subject.

2. Provision for grant of family pension to a widowed/divorced daughter beyond the age of 25 years has been made vide OM dated 30.08.2004. This provision has been included in clause (iii) of sub-rule 54 (6) of the CCS (Pension), Rules, 1972. For settlement of old cases, it was clarified, vide OM dated 28.04.2011, that the family pension may be granted to eligible widowed/divorced daughters with effect from 30.08.2004, in case the death of the Govt. Servant/pensioner occurred before this date.

3. It was further clarified vide OM dated 11th September, 2013 that if a daughter became a divorcee/widow during the period when the pension/family pension was payable to her father/mother, such a daughter, on fulfilment of other conditions, shall be entitled to family pension. The clarification was aimed at correctly interpreting the conditions of eligibility of a widowed/divorced daughter in terms of the concept of family pension under the CCS (Pension) Rules, 1972. It was also stated that it was only a clarification and the entitlement of widowed/divorced daughter would continue to be determined in terms of OM dated 25th/30th August, 2004 read with OM dated 28th April, 2011. It implies that the family pension should discontinue in those cases where it had been sanctioned in pursuance of these OM but without taking into consideration that the widowed/divorced daughter was leading a married life at the time of death of her father/mother, whoever died later and was, therefore ineligible for family pension. It would be appropriate that in order to maintain equality before law, family pension payable to such daughters is discontinued. However, recovery of the already paid amount of family pension would be extremely harsh on them and should not be resorted to.

4. This issues with the approval of Secretary (Pension).


(D.K. Solanki)

Under Secretary to the Government of India
Tel. No. 24644632

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Ministry of Railway,
(Kind attention: Shri Amitabh Joshi, Deputy Director Finance (Estt.)III),
Railway Board, Rail Bhawan,
New Delhi.