भारत सरकार
रेल मंत्रालय (रेलवे बोर्ड)

सं. एफ (ई)III/2009/पीपलवा71 नई दिल्ली, दिनांक: 15.07.2013

महाप्रबंधक/वित्त सलाहकार एवं मुख्य लेखा अधिकारी,
सभी भारतीय रेल/उपयोग इकाइयां/अभाव भाव।
(डाक सूची के अनुसार)

विषय: गुरु पुष्प कर्मचारी/पेशनर/परिवार पेशन के परिवार के पात्र सदस्यों को परिवार पेशन और उपदान प्रदान करने के बारे में समेकित अनुदेश।

उपर्युक्त विषय पर पेशन एवं पेशनसंस्थ कल्याण विभाग (डीओपी एंड पीडब्ल्यू) के दिनांक 24.6.2003 के कार्यालय जापन सं.1/17/2011-पी एंड पीडब्ल्यू (ई) की एक प्रति सूचना एवं अनुपालन के लिए संलग्न है। ये अनुदेश यथोपित परिवर्तनों सहित रेलवे पर भी लागू होंगे। रेलवे सेवा (पेशन) नियम, 1993 के नियम 70, 75 और 15 क्रमशः सीसीएस (पेशन) नियम, 1972 के नियम 50, 54 और 71 के अनुरूप हैं।

2. संलग्न कार्यालय जापन में उल्लिखित पेशन एवं पेशनसंस्थ कल्याण विभाग के अनुदेश पत्र सं. तथा रेलवे बोर्ड के तदनुसरण अनुदेश पत्र सं. नीचे आमने-सामने दिए गए हैं।

<table>
<thead>
<tr>
<th>क्र. सं.</th>
<th>डीओपी एंड पीडब्ल्यू के अनुदेश पत्र सं.</th>
<th>रेलवे बोर्ड के तदनुसरण अनुदेश पत्र सं.</th>
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<tbody>
<tr>
<td>1.</td>
<td>1/17/86-पी एंड पीडब्ल्यू (ई)</td>
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<td>4.</td>
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<td>1/28/04-पी एंड पीड्डल्लू (ई)</td>
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<td>दिनांक 02.07.2010</td>
<td>दिनांक 13.07.2010</td>
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<td>दिनांक 27.10.2011</td>
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<td></td>
<td>दिनांक 02.01.2012</td>
<td>दिनांक 24.02.2012</td>
</tr>
</tbody>
</table>

3. कृपया पावती दैं।

(सुखेंद्र कौर)
संयुक्त निदेशक, वित्त (स्थापना),
रेलवे बोर्ड

संलग्नक:एक
RBE No. 68/2013

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

No. F(E)III/2009/PN1/7

New Delhi, Dated: 15.07.2013.

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

Subject: Grant of family pension and gratuity to the eligible member of the family of an employee/pensioner/family pensioner reported missing – consolidated instructions – regarding.

*****

A copy of Department of Pension and Pensioners' Welfare (DOP&PW)'s O.M. No. 1/17/2011-P&PW(E) dated 24.06.2013 on the above subject is enclosed for information and compliance. These instructions shall apply mutatis mutandis on the Railways also. Rules 50, 54 and 71 of the CCS(Pension) Rules, 1972 referred to therein correspond to Rules 70,75 and 15 of the Railway Services(Pension) Rules, 1993 respectively.

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

<table>
<thead>
<tr>
<th>S.No.</th>
<th>DOP&amp;PW's instructions</th>
<th>Corresponding instructions of Railway Board</th>
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</thead>
<tbody>
<tr>
<td>1.</td>
<td>1/17/86-P&amp;PW dated 29.08.1986</td>
<td>F(E)III/86/PN1/17 dated 19.09.1986</td>
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<td>2.</td>
<td>1/17/86-P&amp;PW(C) dated 25.01.1991</td>
<td>F(E)III/86/PN1/17 dated 27.03.1991</td>
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</tbody>
</table>

3. Please acknowledge receipt.

(SUKHENDER KAUR)
Joint Director Finance (Estt.),
Railway Board.

D.A.: One.

No. F(E)III/2009/PN1/7

New Delhi, Dated: 15.07.2013.

Copy to Deputy Comptroller and Auditor General of India (Railways), Room No.224, Rail Bhavan, New Delhi (40 spares).
No. F(E)III/2009/PN1/7

New Delhi, Dated: 15.07.2013.

1. The General Secretary, NFIR, Room No. 256-E, Rail Bhavan, New Delhi (with 35 spares)
2. The General Secretary, AIFR, 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 Shad Road, New Delhi (with 60 spares).
4. The Secretary General, FRROA, 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. 288, 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 Promotee 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.

[Signature]

for Secretary/Railway Board.

No. F(E)III/2009/PN1/7

New Delhi, Dated: 15.07.2013.

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 CAGO End 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/Guwahati-781020.
8. The Director, IRICEN/Pune, IRIEEEN/Nasik Road, IRMEE/Jalalpur, IRSET Secunderabad.
9. The Managing Director, IRCON, IRFC, MRVC, IRWO, IR&C, CONCOR of India Limited, Executive Director, CRIS.
10. The Chairman–cum-Managing Director, KRC Limited/New Delhi
12. The Director(Movement) Railways/Kolkata.
13. The Joint Director, Mil Rail, Ministry of Defence.
14. The Joint Secretary, Iron & Steel,5 Khoka 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, IRCI/New Delhi.
24. The Chief Commissioner of Railway Safety/Lucknow.
25 Chairman, RITES.
26 Chairmen, 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(R&O), Rail Land Development Authority, Near Sadarjung Railway Station, Motibagh-1, New Delhi-110021. Email: morr@rdla.in

29. The Chief Mechanical Engineer, Indian Railway Organisation for Alternate Fuels, 12th Floor, Core-1, Scope Minor, District Centre, Lavani Nagar, Delhi-62.
30. Office of the Chief Administrative Officer, Indian Railways (Workshop Projects), Chamber Bhawan, Judge’s Court Road, Anata Ghat, Palna-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, 38, Venkataramyana Road, T. Nagar, Chennai-600 017.
3. Shri Y.N. Sastry, President, AIRRF, 5th Floor, Block-303, Railway Colony High School, Chilkalaguda, 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 Kutar, Larkasina Tola, Kathar.
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. 45, Paparganj, N. Delhi-110052.
8. Shri M.S. Solanki, General Secretary, Central and AIS Pensioners Association, E-164, Arena Colony, Bhopal(M.P) 462 016
9. Shri Nirmal Dasgupta, Vice President, Federation of Central Government Pensioners’ Organisation, P-24C, Sagar Mann Road, Noida-700 060.
10. Shri B.S. Dand, Secretary General, Central Government Pensioners’ Association, 187/42, Sector-64, S.A.S. Nagar, Chandigarh 160 061.
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, Super Tech Residency, Sector-5, Plot No. 6A, Ghaziabad-201010.
15. The General Secretary, Retired Railway Employees Welfare Association (Regd), 490A/16, Gurudwara Road, Gurgaon.

Copy to:-

PSOs/Sr. PSOs/PPS/PSAs/PAs to: MPR, MSR(A), MSR(M), CRB, FC, MT, ME, MS, MM, ML, DG(RHS), DG(RPF), Secretary, All Additional Members, Adv.(S), All Executive Directors, IGRPSF, JS, JS(G), JS(E), DE(Rep), I and 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), JDCP-VI, JDE(G), JDE(D&A), JDE(P&A), JDE(Gz), JDE(V), JDE(GP), JDE(Rep), JDE(L), JDE(LR), DDF(E-I), II, DDE(LR), I, II, I, III, DEE(R), DDE(D&A), DDE(P&A), DDE(Rep), III, DDE(Rep), US(A), US(E), W.O. Railway Board, Cash-I, II, III, E(P&A), E(G), E(N) & II, E(P), PC-VI, IV, V, IV, III, E(Trg), E(MPP), E(L) & II, E(Trg), I, II, F(E), F(Spl, Security(E), Security(ABE), Accounts(III), Accounts(Inspr), ERB-I, II, III, IV, V & D, G(Pass), G(Add), E(Welfare), E(SCT) I & II, E(OI), II, III & III(CC), E(Gr), II, E(GP), E(GC), PR, E(D&A), Budget, O&M, Code Revision Cell(with 2 spares), C&JIS (with 2 spares) ACs-I, II, PG, ERC(Rep), II, III, Railway Board.

(Copy to Department of Pension & Pensioners’ Welfare (DOP&PW) w.r.t. their O.M.No.1/17/2011-P&PW(E) dated 24.08.2013)

********
F.No.1/17/2011-P&PW (E)
Government of India
Ministry of Personnel, P.G. & Pensions
Department of Pension & Pensioners’ Welfare

Lok Nayak Bhawan,
Khan Market, New Delhi
Dated: 24th June, 2013

OFFICE MEMORANDUM

Sub: Grant of family pension and gratuity to the eligible member of the family of an employee/pensioner/family pensioner reported missing – consolidated instructions regarding.

The provisions regarding grant of gratuity and family pension to the members of families of the deceased Government servants/pensioners who were appointed on or before 31st December, 2003 and who are/were born on pensionable establishments are contained in Rules 50-54 of the Central Civil Services (Pension) Rules, 1972. The instructions regarding grant of family pension and gratuity under these rules to the eligible member of the family of an employee reported missing had been issued vide this Department’s earlier office memorandum No. 1/17/86-P&PW, dated 29th August, 1986. Clarifications/amendments in this regard were issued vide OM No. 1/17/86-P&PW, dated 25th January, 1991 and 18th February, 1993 and OM No. 1/28/04-P&PW(E) dated 31st March, 2009 and 2nd July, 2010, O.M. of even number, dated 14th September, 2011 and OM No. 1/17/2010-P&PW(E), dated 2nd January, 2012.

2. A reference has been received in this Department to clarify whether in a situation where SHO states that FIR is not required to be lodged in the case of person gone missing, the eligible member of the family can be granted family pension. The matter has been examined in consultation with the Ministry of Home Affairs. Section 154 (1) of the Criminal Procedure Code mandates filing of an FIR by the Police authorities on a report received of the commission of a cognizable offence. A missing person per se does not point to commission of a cognizable offence. In view of this, cognizance of a person’s disappearance can be taken by the Head of Office on the basis of an authenticated Daily Diary (DD)/General Diary Entry (GDE), filed by the Police authorities concerned, as per the practice prevalent in that State/UT.

3. It has now been decided to issue consolidated instructions in supersession of previous instructions regarding grant of family pension to the eligible members of family of the employee/pensioner/family pensioner reported missing and whose whereabouts are not known. It includes those kidnapped by insurgents/terrorists but does not include those who disappear after committing frauds/crime etc.

4. In the case of a missing employee/pensioner/family pensioner, the family can apply for the grant of family pension, amount of salary due, leave encashment due and the amount of GPF and gratuity (whatever has not already been received) to the Head of Office of the organisation where the employee/pensioner had last served, six months after lodging of Police report. The family pension and/or retirement gratuity may be sanctioned by the Administrative Ministry/Department after observing the following formalities:-

(i) The family must lodge a report with the concerned Police Station and obtain a report from the Police, that the employee/pensioner/family pensioner has not been traced despite all efforts made by them. The report may be a First Information Report or any other report such as a Daily Diary/General Diary Entry.
(ii) An Indemnity Bond should be taken from the nominee/dependants of the employee/pensioner/family pensioner that all payments will be adjusted against the payments due to the employee/pensioner/family pensioner in case she/he appears on the scene and makes any claim.

5. In the case of a missing employee, the family pension, at the ordinary or enhanced rate, as applicable, will accrue from the expiry of leave or the date up to which pay and allowances have been paid or the date of the police report, whichever is later. In the case of a missing pensioner/family pensioner, it will accrue from the date of the police report or from the date immediately succeeding the date till which pension/family pension had been paid, whichever is later.

6. The retirement gratuity will be paid to the family within three months of the date of application. In case of any delay, the interest shall be paid at the applicable rates and responsibility for delay shall be fixed. The difference between the death gratuity and retirement gratuity shall be payable after the death of the employee is conclusively established or on the expiry of the period of seven years from the date of the police report.

7. Before sanctioning the payment of gratuity, the Head of Office will assess all Government dues outstanding against the employee/pensioner and effect their recovery in accordance with Rule 71 of the CCS (Pension) Rules, 1972 and other instructions in force for effecting such recoveries.

8. The amount of salary due, leave encashment due and the amount of GPF will be paid to the family in the first instance as per the nominations made by the employee/pensioner on filing of a police report and submission of an indemnity bond as indicated above.

9. The benefits to be sanctioned to the family/nominee of the missing employee/pensioner will be based on and regulated by the emoluments drawn by him/her and the rules/orders applicable to him/her as on the last date he/she was on duty including authorised periods of leave.

10. Formats of separate Indemnity Bonds to be used in the case of missing employees, missing pensioners and missing family pensioners are available at this department’s website www.persmin.nic.in.

Encl: As above.

(Sujasha Choudhury)
Deputy Secretary
Tel. No. 24635979

1. All Ministries/Departments of the Government of India
2. O/o The Comptroller & Auditor General of India, 9, NAIYUIN, NEW DELHI.
4. Ministry of Railways, Rail Bhavan, New Delhi. (w.r.t. their OM No.

Copy to NIC, 3rd Floor, Lok Nayak Bhawan, New Delhi, with a request to post the Office Memorandum on the website of this department.

Copy to All Desks.