



OFFICE OF THE ACCOUNTANT
GENERAL (A&E), PUNJAB & UT,
SECTOR-17E,
CHANDIGARH - 160017.

No. प्रशा.1/ले व ह/पेन/20-21/ 804-07
Dated:- 19-07-2021

विषय: (i) Suspension of family pension to a person charged with the offence of murdering or abetting in the murder of the Government servant-
Allowing family pension to other eligible family member

- संदर्भ:**
1. मुख्यालय कार्यालय पत्रांक 135-स्टाफ हकदारी (नियम) /ए.आर/09-2019 दिनांक 28.06.2021.
 2. भारत सरकार, कार्मिक, लोक शिकायत एवं पेंशन मंत्रालय, पेंशन और पेंशनभोगी कल्याण विभाग के पत्रांक 1/24/2019-P&PW (E) दिनांक 16-06-2021.

भारत के नियंत्रक एवं महालेखापरीक्षक के कार्यालय द्वारा प्रेषित उपरोक्त संदर्भित पत्रों की प्रति निम्न को आवश्यक कार्यवाही हेतु प्रेषित की जाती है।

1. सूचना एवं प्रौद्योगिकी कक्ष को कार्यालय वेबसाइट पर अपलोड करने हेतु ।
2. वर्क्स प्रशासन अनुभाग I
3. भुगतान एवं लेखा अनुभाग I
4. नोटिस बोर्ड I


वरिष्ठ लेखा अधिकारी (प्रशासन)

[Cag-all-offices] Suspension of family pension to a person charged with the offence of murdering or abetting in the murder of the Government servant- Allowing family pension to other eligible family member.

From : MANOJ KUMAR <saoaudit-r@cag.gov.in>

Mon, Jun 28, 2021 02:59 PM

Subject : [Cag-all-offices] Suspension of family pension to a person charged with the offence of murdering or abetting in the murder of the Government servant- Allowing family pension to other eligible family member.

1 attachment

To : CAG-ALL-OFFICES <CAG-ALL-OFFICES@lsmgr.nic.in>

भारत के नियंत्रक - महालेखापरीक्षक का कार्यालय,
पॉकेट 9, दीन दयाल उपाध्याय मार्ग, नई दिल्ली - 110 124

संख्या: 135-स्टाफ हकदारी (नियम)/ए.आर/ 09-2019

दिनांक:-28.06.2021

भारतीय लेखा एवं लेखापरीक्षा विभाग
के सभी कार्यालय।

विषय:- Suspension of family pension to a person charged with the offence of murdering or abetting in the murder of the Government servant- Allowing family pension to other eligible family member.

होदय/ महोदय,

उपर्युक्त विषय पर कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय, पेंशन और पेंशनभोगी कल्याण विभाग, नई दिल्ली के कार्यालय जापन F. No. 1/24/2019-P&PW (E) दिनांक 16 जून 2021 को इस ई-मेल के साथ संलग्न किया गया है।

क्षेत्रीय कार्यालय कृपया इस आदेश को आवश्यक कार्रवाई हेतु इस ई-मेल के संलग्नक से डाउनलोड कर लें। इन्हें संबंधित मंत्रालय की वेबसाइट से भी डाउनलोड कर सकते हैं।

Department of Pension and Pensioners' Welfare, Ministry of Personnel, Public Grievances & Pensions, Government of India Office Memorandum F. No. 1/24/2019-P&PW (E) dated 16.06.2021 on the subject cited has been attached with this E-mail.

The field offices may download the OM attached with this E-mail for further necessary action. The OM can also be downloaded from the website of the concerned Ministry.

संलग्नक: यथोपरि।

भवदीय

हस्ता/-

(मनोज कुमार)

वरि. प्रशासनिक अधिकारी/ स्टाफ-हक. (नियम)

394
30/6/21

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- Suspension_family_Pension_01_24_2019_P&PW_E_16_June_2021.pdf
379 KB

F. No. 1/24/2019-P&PW (E)
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Pension & Pensioners' Welfare
(Desk-E)

3rd Floor, Lok Nayak Bhawan,
Khan Market, New Delhi
Dated 16th June, 2021

OFFICE MEMORANDUM

Subject: Suspension of family pension to a person charged with the offence of murdering or abetting in the murder of the Government servant– Allowing family pension to other eligible family member.

In accordance with sub-rule (11-C) of rule 54 of the Central Civil Services (Pension) Rules, 1972, if a person, who is eligible to receive family pension on death of a Government servant or a pensioner, is charged with the offence of murdering the Government servant/pensioner or for abetting in the commission of such an offence, the payment of family pension remains suspended till the conclusion of the criminal proceedings instituted in this regard. In that case, family pension is neither paid to the person who is charged with the offence nor to any other eligible member of the family till the conclusion of the said criminal proceedings. If on conclusion of the criminal proceedings, the person concerned is convicted for the murder or abetting in the murder of the Government servant, he/she is debarred from receiving the family pension. In that case, the family pension becomes payable to other eligible member of the family, from the date of death of the Government servant. If, however, the person concerned is subsequently acquitted of the charge, the family pension becomes payable to that person from the date of death of the Government servant.

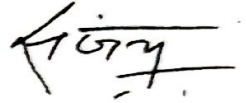
2. The above provisions have been reviewed in consultation with Department of Legal Affairs. Denying the payment of family pension to any other member of the family (e.g. dependent children, parents, etc.), who is not charged with the offence, till the conclusion of criminal proceedings is not considered justified, as finalisation of the criminal proceeding may take a long time and the eligible children/parents of the deceased may suffer for want of financial support by way of family pension.

3. It has, accordingly, been decided that in cases where a person eligible to receive family pension is charged with the offence of murdering the Government servant or for abetting in the commission of such an offence and the payment of family pension to him/her remains suspended under Rule 54(11-C) of CCS (Pension) Rules, 1972, family pension may be allowed to other eligible member of the family till the conclusion of the criminal proceedings in this regard. If the spouse of the Government servant is charged with the offence of murdering the Government servant or for abetting in the commission of such an offence and the other eligible family member is a minor child of the deceased Government servant, the family pension to such minor child shall be payable through a duly appointed guardian, and the mother or father of the minor child (who is charged with the offence) shall not act as guardian for the purpose of drawal of family pension.

4. If the concerned person is subsequently acquitted of the charge, the family pension shall become payable to that person from the date of such acquittal and the family pension to other member of the family shall be discontinued from that date.

5. This will take effect from the date of issue of this Office Memorandum. In the cases where the payment of family pension has been suspended as per the provisions of Rule 54 (11-C) of CCS (Pension) Rules, 1972, before the issue of this Office Memorandum, the arrears of family pension accruing from the date following the date of death Govt. Servant/Pensioner, shall also be paid to the other eligible family member of the Govt. Servant/Pensioner.

6. The provisions of Rule 54(11-C) of CCS (Pension) Rules, 1972, shall stand amended to the extent mentioned above. Formal amendment to the Central Civil Services (Pension) Rules, 1972 shall be notified separately.



(Sanjoy Shankar)

Deputy Secretary to the Government of India

Ph. 24644632

1. All Ministries/Departments of the Government of India
2. President's Secretariat
3. Vice President's Secretariat
4. Prime Minister's Office
5. Comptroller & Auditor General of India
6. Cabinet Secretariat
7. Union Public Service Commission
8. NIC for uploading in the Website