

## Chapter 7

## Family Pension

**7.1** Family pension is admissible to the family of a deceased Government servant in a following manner:

<b>Rule as per CCS(Pension) Rules, 1972</b>	<b>Applicable to the family of a deceased Government servant</b>
<b>APPLICABILITY:</b>	
Rule 54 (2)(i)	who dies after completion of one year of continuous service.
Rule 54(2)(ii)	who dies before completion of one year but was medically examined before joining and found fit for Government Service.
Rule 54 (2)(iii)	who retires and on the date of death was in receipt of pension.
Rule 54 (2-A)	Family pension is fixed at monthly rate and should be expressed in whole rupee, fraction should be converted to the next higher rupee.
Family Pension	30% of basic pay subject to the minimum of Rs.9000/- and Maximum Rs.75000/-

**7.2 Criteria of eligibility for family members for family pension:**

<b>Sr. No</b>	<b>Family Members</b>	<b>Period of payment &amp; conditions</b>	<b>Income criteria</b>
1.	Spouse (Husband/ Wife)	Upto the date of death or remarriage, whichever is earlier.	Not applicable
(a)	Childless widow	In case of childless widow even after remarriage subject to Income Criteria.	The minimum family pension i.e. Rs <b>9000</b> plus DR thereon.
(b)	Judicially separated spouse with no child	Judicially separated spouse with no child is eligible. Not eligible if judicial separation is granted on the ground of adultery and the spouse was held guilty of committing adultery.	Declaration regarding income is to be given to disbursing authority every six months.
(c)	Judicially separated spouse with children	Judicially separated spouse with children will get family pension after the children cease to be eligible.	
2.	Son/ Daughter	Upto the age of 25 years or until marriage or starts earning, whichever is earlier. Payable in the order of birth. Younger will become eligible after the elder become ineligible.	The minimum family pension i.e. Rs <b>9000</b> plus DR thereon.

<b>Sr. No</b>	<b>Family Members</b>	<b>Period of payment &amp; conditions</b>	<b>Income criteria</b>
3.	Disabled Children above 25 years	<ol style="list-style-type: none"> <li>1. Eligible after the turn of last minor child is over.</li> <li>2. If more than two children suffering from disorder, family pension is payable in the order of birth.</li> <li>3. The younger one will be eligible after the elder cease to be eligible.</li> <li>4. In case of twin children family pension shall be paid to both of them in equal shares.</li> <li>5. Eligibility has to be certified by competent medical authority.</li> <li>6. Payable even after marriage</li> <li>7. Certificate to be furnished to bank about income.</li> <li>8. As and when the disability manifests itself in a child which makes him/her unable to earn his/her living, Heads of Office shall be notified supported with medical certificate.</li> </ol>	The minimum family pension i.e. Rs. <b>9000</b> plus DR thereon.
4.	Unmarried/ widowed/ divorced daughter	<ol style="list-style-type: none"> <li>1. Effective from 1.1.1998. Eligible if she is not earning her living.</li> <li>2. If eligibility occurs after issue of PPO, the spouse, if alive, or the unmarried/divorced/ widowed daughter can themselves intimate the details to the pension sanctioning authority.</li> </ol>	The minimum family pension i.e. Rs. <b>9000</b> plus DR thereon
5.	Parents	<ol style="list-style-type: none"> <li>1. Wholly dependent on the govt. servant when alive.</li> <li>2. Payable at normal rates only.</li> <li>3. If both parents are alive, first, mother gets family pension.</li> </ol>	The minimum family pension i.e. Rs. <b>9000</b> plus DR thereon
6.	Disabled siblings unable to earn their living	Following the same criteria as laid down for disabled children.	The minimum family pension i.e. Rs. <b>9000</b> plus DR thereon

**Note :** Family pension admissible to a beneficiary in respect of one deceased employee/pensioner is not to be counted as income for the purpose of determination of eligibility for another family pension, which is admissible in connection with another deceased employee/beneficiary. However, any other income/earning of the beneficiary under consideration will be counted towards income for deciding eligibility for family pension.

7.3 Family pension is payable to more than one family members in equal share in following cases:

Sl. No.	Family	Rule
i)	More than one Widow (on death of a widow her share will be paid to her Eligible child, if no eligible child then to other widow)	54 (7) (a)
ii)	Widow and eligible child or children from another wife, who is not alive.	54 (7) (b)
iii)	Widow and eligible child or children from a divorced wife or wives.	54 (7) (c)
iv)	Twin Children	54 (7) (d)

#### 7.4 Two Family pension

Sl. No.	Family	Rule / OM
i)	Pension drew in Military and Civil Employment	DoP&PW OM No.1/33/2012-P&PW (E) dated 16.01.2013

Rule 54 of CCS (Pension) Rules has been amended and the Government has allowed family pensions where the pensioner is drawing two pensions for military and / or civil employments

**7.5 If both husband and wife are Government servants and one of them dies while in service or after retirement, the family pension becomes payable in following manner**

- i) To surviving spouse.
- ii) On death of surviving spouse, children are eligible for two family pensions at enhanced rate limited to Rs.1,25,000/-
- iii) If one pension is payable at enhanced rate and other at normal rate the maximum amount of both limited to Rs.1,25,000/-
- iv) If both the pensions are payable at normal rate the amount is restricted to Rs.75,000/- per month.

If Government servant dies leaving behind a judicially separated spouse and no children, the family pension shall be payable to the surviving spouse, if the judicial separation is granted on the ground of adultery and person surviving was held guilty of committing adultery, the family pension shall not be payable to him [Rule 54 (11-A)]

**- Rule 54 (11)**

**7.6 Family pension is payable to the family in case of an official's whose whereabouts are not known**

Family pension can be must lodge the report with Police Station and obtain a report from Police that employee has not been traced after all the efforts. An Indemnity Bond should be taken from the nominee/dependents of the employee that all payments will be adjusted against the payment due to the employee in case he appears and make any claim.

These Rules are not applicable in case of officials who disappear after committing fraud etc.

Family pension at enhanced rate is payable only after a period of seven years.

**- GID 9 below Rule 54**

**7.8 The family for the purpose of Family pension will be payable by the pension disbursing authority in the following order and manner**

<b>Family</b>	<b>Eligibility</b>
<b>Spouse (Husband / wife)</b>	On death of the pensioner (On production of death certificate) Family pension will continue till death or remarriage of spouse. In case of childless widow, the family pension may continue even after her re-marriage as per rules.
<b>Children (Sons / Daughters)</b>	On death / remarriage of spouse. Family pension will continue: Upto attaining the age of 25 years, Till marriage, or Till started earning income exceeding Rs.3500/-, whichever is earlier.  In case of permanently disabled children who are unable to earn their livelihood family pension is allowed for life.
<b>To the dependent parents</b>	On death / remarriage of spouse and permanently disabled child/children. On production of such death certificate or remarriage intimation of spouse. Family pension will be paid to mother first on her death the same shall be paid to father. Family pension will continue till death of the parents.
<b>To the permanently disabled siblings</b>	On death / remarriage of spouse and permanently disabled child/children and dependent parents. On production of such death certificate or remarriage intimation of spouse.

**7.9 Enhanced Rate of Family Pension:**

If Government servant dies after having rendered seven years continuous service, family is eligible for enhanced rate of family pension from the date following the date of death:

If Government servant died while in service: Two times of the normal rate of family pension or 50% of pay last drawn whichever is less.

Is payable for 10 years from the day following the date of death. If Government servant died after Retirement: Two times the normal rate of family pension or 50% of pay drawn at the time of retirement or amount of pension authorized whichever is less till 7 years or the pensioner would have attained the age of 67 years.

**- Rule 54 (10-A & B)**

### **7.10 Additional quantum of Family pension**

In addition to the family pension admissible, additional family pension in the following manner shall be payable on **completion** of 80 years of age or above:

<b>Age of Family pensioner</b>	<b>Additional Quantum of family pension</b>
80 to 85 years	20% of basic pension
85 to 90 years	30% of basic pension
90 to 95 years	40% of basic pension
95 to 100 years	50% of basic pension
Above 100 years	100% of basic pension

**- Rule 54 (2-B)**

FORM 3  
[See rule 54 (12)]  
Details of Family

1. Name of the Government servant
2. Designation
3. Date of birth
4. Details of the members of family as on-----:

S. No	Names of the members of family	Date of birth	Relationship with the officer	Marital status	Remarks	Dated signature of Head of Office
(1)	(2)	(3)	(4)	(5)	(6)	(7)
1.						
2.						
3.						
4.						
5.						
6.						
7.						
8.						
9.						
10.						

I hereby undertake to keep the above particulars up-to-date by notifying to the Head of the Office any addition or alteration.

Signature of Government servant

Place :

Date :

Note 1. – The original Form submitted by the Government. servant is to be retained. All additions/alterations are to be recorded in this Form under the signature of Head of Office in Col 7. No new Form will substitute the original Form. However, the retiring Government. servant should submit the details of family afresh along with Form 5.

Note 2. – The details of spouse, all children and parents (whether eligible for family pension or not) and disabled siblings (brothers and sisters) may be given.

Note 3. – The Head of Office shall indicate the date of receipt of communication regarding addition or alteration in the family in the ‘Remarks’ column. The fact regarding disability or change of marital status of a family member should also be indicated in the ‘Remarks’ column.

Note 4. - Wife and husband shall include judicially separated wife and husband.

**APPLICATION FOR THE GRANT OF FAMILY PENSION ON THE  
DEATH OF PENSIONER**

1. Name of the applicant
  - (i) Widow/ Widower:
  - (ii) Guardian (if the deceased person is:  
Survived by minor child or minor children)
2. Name and age of surviving widow/ widower:  
And children of the deceased Government  
Servant/ pensioner

Sl. No.	Name	Relationship with deceased pensioner	Date of birth in Christian era
1.			
2.			
3.			
4.			

- |   |   |
|---|---|
| 3. Name of the deceased pensioner:  | 9. Full address of the applicant:   |
| 4. P.P.O. No.....   | 10. Place of payment of pension and<br>Gratuity: (Public Sector Bank Branch &<br>Pay & Accounts Office) |
| 5. Date of death of the Govt. servant/<br>Pensioner:  | 11. Signature or left- hand thumb impression<br>of applicant*:  |
| 6. Office/ Department/Ministry in which the<br>deceased Government servant/<br>pensioner served last:   | 12. Attested by:<br><br>Name: _____<br>Signature _____<br>Full address _____                            |
| 7. If the applicant is a guardian, date of<br>birth of minor and relationship with the<br>deceased Government servant/<br>pensioner:                      | 13. Witnesses:<br><br>(i)<br><br>(ii)   |
| 8. If the applicant is a widow/ widower the<br>may amount of service pension which<br>she/he be in receipt on the date of death<br>of the husband / wife: |   |



**Enclosures:**

- (i) Two specimen signatures of the applicant or left hand thumb impression\* duly attested (to be furnished in two separate sheets)
- (ii) Two copies of passport size photograph of the applicant, duly attested.
- (iii) Descriptive Roll of the applicant duly attested in duplicate indicating height and personal marks, if any, on the hand, face etc. (Specify at least two conspicuous marks)
- (iv) Certificate(s) of age, two attested copies, showing the dates of birth of the children. The certificate should be from the local panchayat or from the Head of a recognized school if the child is studying in Such school. (This information should be furnished in respect of such child or children the particulars of whose date of birth are not available with the Head Office.)

**NOTE:** Attestation should be done by two Gazetted Government officials or two or more persons of respectability in the town, village or paragana in which the applicant resides.

In case of re-marriage of the widow while applying for family pension on behalf of minor child, the widow should furnish the date of her re-marriage to the Branch of the Authorised Bank at which payment is desired and her full address in the application for family pension. It is not necessary to furnish a fresh application or the documents as they are already available with the pension papers on which family pension was originally admitted to her.

\* In case the applicant is not literate enough to sign her/ his name.

(PENSION SANCTIONING AUTHORITY)		
<p><u>Subject: Revision of Pension/family pension in the case of pre-1986 pensioners/family pensioners as on 1.1.1996 in terms of Department of Pension &amp; Pensioners' Welfare OM. No. 45/86/97-P&amp;PW(A)-Part-III dated 10th February, 1998.</u></p>		
Sir,		
<p>Kindly revise my pension/family pension entitlement shown in my PPO (Photo copy enclosed) in terms of the Department of Pension &amp; Pensioners' Welfare Office Memorandum No. 45/86/97-P&amp;PW(A)-Part-III dated 10th February, 1998. The requisite particulars are given below:-</p>		
1. Name of the Applicant in Block letters and Full Postal Address		
2. Type of pension admissible		
3. Name of the deceased Government servant/pensioner in case of family pension. *		
4. Date of retirement/death of the Government employee.		
5. Date from which pension/family pension is being drawn.		
6. Pension Payment Order (PPO) No.		
7. Office/Department/Ministry in which the pensioner deceased government servant(Pensioner) served last and the post held by him.		
8. The scale of pay of the post last held and the last pay drawn.		
9. Name of the Pension Sanctioning Authority i.e. the authority which issued PPO.		
10. If any documentary evidence is being attached to facilitate determination of length of qualifying service as also revised scale of pay for the post last held by the pensioners/deceased Government servant or pensioner. If yes, details thereof.		
Date:		(SIGNATURE OF PENSIONER/FAMILY PENSIONER)
Particulars at 2,3,5 and 6 verified		
SIGNATURE		
<p>Rubber Stamp of Pension Sanctioning Authority *Applicable only in cases where the applicant is a family pensioner</p>		