पूर्व मध्य रेल
EAST CENTRAL RAILWAY

कार्यालय
महाप्रबंधक(का)
हाजीपुर

RBE No. - 48/2021

PCPO's Sl No. 67/2021

No. E/207/O/ECR/HJP (E-Office/Compter No.96193)

1. CAO (Con.)/उत्तर एवं दक्षिण/पटना।
2. सभीPHOD/CHOD/पूमरे/हाजीपुर।
3. DRM/पूमरे/दानापुर, डीडीयू, धनबाद, सोनपुर एवं समस्तीपुर।
4. मुख्य कार्मिक अधिकारी/प्रशासन/पूमरे/हाजीपुर।
5. मुख्यालय के सभी कार्मिक अधिकारी।
6. CWM/पीडी/डीडीयू, यांत्रिक कारखाना/समस्तीपुर एवं हरनौत।
7. Sr.DPO/पूमरे/दानापुर, डीडीयू, धनबाद, सोनपुर एवं समस्तीपुर।
8. उप महाप्रबंधक/विधि/पटना।
9. प्राचार्य/क्षेत्रीय रेल प्रशिक्षण संस्थान/मुजफ्फपुर एवं भूली।
10. सभी मुकार्याधी/कार्याधी/पूमरे/हाजीपुर।

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.

संदभ :–Railway Board's letter No.-D-43/43/2020-F(E)III, dated-16.07.2021.

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विषयांकित से संबंधित संदर्भित पत्र की छायाप्रति सूचना, मार्गदर्शन एवं अग्रेत्तर आवश्यक कार्रवाई हेतु प्रेषित की जा रही है।

A copy of above referred letter on the subject matter is being forwarded herewith for information, guidance and needful onward action please.

संलग्नकः यथोपरि।

DA: As above.

Signed by Saurabh Sawarn
Date: 20-07-2021 16:42:23
Reason: Approved

(सौरभ सावर्ण)
वकाधि/इ.एस.एम.
कृते महाप्रबंधक (का0)/हाजीपुर

प्रतिलिपि/– निम्नलिखित को सूचनार्थ, मार्गदर्शन एवं आवश्यक कार्रवाई हेतु प्रेषितः–

1. महासचिव/ईसीआरकेयू/पूमरे/हाजीपुर।
2. महासचिव/एस.सी.एवं एस.टी.एशोसिएशन/पूमरे/हाजीपुर।
3. सकाधि(एम.पी.पी.)/पूमरे/हाजीपुर–कृपया इसे वेबसाइट पर अपलोड करें।
4. महासचिव/ओ.बी.सी.एशोसिएशन/पूमरे/हाजीपुर।

कते महाप्रबंधक (का0)/हाजीपर

RBE No. 48 /2021.

GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
(RAILWAY BOARD)

No. D-43/43/2020-F(E)III **New Delhi, Dated: 16.07.2021.**

The General Managers/Principal Financial Advisers,
All Zonal Railways/Production Units etc.,
(As per mailing list)

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.

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A copy of Department of Pension & Pensioners' Welfare(DOP&PW)'s O.M. No.1/24/2019-P&PW(E) dated 16.06.2021 is enclosed for compliance and guidance. These instructions shall apply mutatis mutandis on the Railways also. Rule 54(11-C) of the Central Civil Services(Pension) Rules, 1972 corresponds to Rule 75(14) of the Railway Services(Pension) Rules, 1993.

G. Priya Sudarsani

(G. Priya Sudarsani)
Director, Finance (Estt.),
Railway Board.

D.A.: As above.

No. D-43/43/2020-F(E)III **New Delhi, Dated: 16.07.2021.**

Copy to:

Deputy Comptroller and Auditor General of India (Railways), RoomNo.222, Rail Bhawan, New Delhi.

G. Priya Sudarsani

For Member Finance/Railways

No. D-43/43/2020-F(E)III **New Delhi, Dated:16.07.2021.**

Copy to:-

1. The General Secretary, NFIR, Room No. 256-E, Rail Bhawan, New Delhi.
2. The General Secretary, AIRF, Room No. 253, Rail Bhawan, New Delhi.
3. The Members of the National Council, Departmental Council and Secretary Staff Side,National Council, 13-C, Feroze Shah Road, New Delhi.
4. The Secretary General, FROA, Room No. 256-A, Rail Bhawan, New Delhi.
5. The Secretary, RBSS, Group "A" Officers Association, Rail Bhawan.
6. The Secretary, RBSS, Group "B" Officers Association.
7. The General Secretary, RBSSSA, Room No. 451-A, Rail Bhawan, New Delhi.
8. The Secretary General, IRPOF, Room No. 268, Rail Bhawan, New Delhi.
9. The Secretary, Railway Board Ministerial Staff Association.
10. The Secretary, Railway Board Class IV Staff Association.
11. The Secretary General, All India RPF Association, Room No. 256-D, Rail Bhawan, NewDelhi- 110001.
12. The Secretary, Railway Board Promottee Officers Association, Room No. 341-C, RailBhawan.
13. The General Secretary, All India SC/ST Railway Employees Association, Room No. 7,Ground Floor, Rail Bhawan, New Delhi.
14. The General Secretary, All India O.B.C. Railway Employee's Federation (AIOBCREF),Room No. 48, Rail Bhawan.

For Secretary/Railway Board.

No. D-43/43/2020-F(E)III **New Delhi, Dated:16.07.2021.**

Copy to:-

PS to MR, EDPG to MR, PS to MoS(R), EDPG to MoS(R), EDPG-II to MoS(R), DPG to MoS(R), APS to MoS(R).

PSOs/Sr. PPSs/PPSs/PSs to Chairman & Chief Executive Officer/Railway Board, Member(Finance), Member (Infrastructure), Member (Traction & Rolling Stock), Member (Operations & Business Development), Secretary/Railway Board.
DG(RHS), DG(RPF), DG(HR).
All Additional Members, Principal Executive Directors, All Executive Directors, IG/RPSF, JS, JS(G), JS(E), JS(E)-II, JS(G)-II/ Railway Board.

No. D-43/43/2020-F(E)III **New Delhi, Dated:16.07.2021.**

Copy to:-

1. The Director General and Ex. Officio General Manager, RDSO/Lucknow.
2. The General Manager and FA&CAO, Metro Railway/Kolkata.
3. The Director General, National Academy of Indian Railways (NAIR)/Vadodara.
4. The General Manager, Modern Coach Factory, Lalganj, Raebareli, U.P.-229120.
5. The Director, IRICEN/Pune, IRIEEN/Nasik Road, IRIMEE/Jamalpur, IRISET/Secunderabad.
6. The CMDs, IRCON, IRFC, MRVC, IRC&TC, CONCOR, RITES, KRCL, RVNL, RAILTELand the Managing Director, CRIS, IRWO.
7. The Chairman, RCC, Lok Sabha Secretariat/New Delhi.
8. The Chairman, RCT/Delhi.
9. The Chairman, RRB/Ajmer, Ahmedabad, Allahabad, Bangalore, Bhopal, Bhubaneshwar, Chandigarh, Chennai, Kolkata, Jammu, Gorakhpur, Guwahati, Malda, Mumbai, Muzaffarpur, Patna, Ranchi, Secunderabad and Trivandrum.
10. The Pay & Accounts Officer, Ministry of Railways (Railway Board).
11. The Chief Commissioner of Railway Safety/Lucknow.
12. The Vice Chairman, Rail Land Development Authority, Near Safdarjung Railway Station, Motibagh-1, New Delhi-110021.
13. The CAO, Indian Railway Organization for Alternate Fuels, 12th Floor, Core-1, Scope Minar, District Centre, Laxmi Nagar, Delhi-92.

(Copy to: the Department of Pension & Pensioners' Welfare(DOP&PW) wrt their O.M. No.1/24/2019-P&PW(E) dated 16.06.2021)

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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