



**INDIAN COUNCIL OF AGRICULTURAL RESEARCH  
KRISHI BHAWAN, NEW DELHI-110 001**

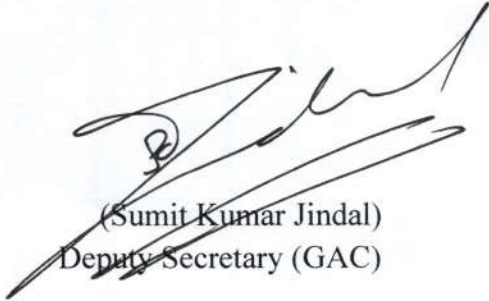
F.No. 21-65/2021-CDN

Dated 31. Jan., 2023

**ENDORSEMENT**

**Sub: - Grant of family pension under CCS (Pension) Rule, 2021 -regarding.**

Ten number OMs. No.1/1(1)/2022-P&PW (E) dated 26<sup>th</sup> October, 2022 issued by Ministry of Personnel, PG & Pensions Department of Pension & Pensioners' Welfare regarding the aforesaid mentioned subject are being uploaded on the ICAR website [www.icar.gov.in](http://www.icar.gov.in) and e-office for information and compliance.

  
(Sumit Kumar Jindal)  
Deputy Secretary (GAC)

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F. No. 1/1(1)/2022-P&PW (E)  
Government of India  
Ministry of Personnel, PG & Pensions  
Department of Pension & Pensioners' Welfare

3<sup>rd</sup> Floor, Lok Nayak Bhawan  
Khan Market, New Delhi-110 003  
Dated: 26.10.2022

Office Memorandum

**Subject:** Grant of family pension to a member of the family, whose name is not included in Form 4 or office records,

The undersigned is directed to say that Department of Pension has notified the Central Civil Services (Pension) Rules, 2021 in supersession of the Central Civil Service (Pension) Rules, 1972. Rule 50 of the Central Civil Service (Pension) Rules, 2021 deals with payment of family pension on death of a Government servant/pensioner.

2. In accordance with Rule 50(15) of the Central Civil Service (Pension) Rules, 2021, a Government servant enters Government service, is required to give details of his family in Form 4 to the Head of Office, which shall include all relevant details relating to following members of his/her family (whether or not eligible for family pension):

- (i) Wife or husband, including a judicially separated wife or husband;
- (ii) Son or daughter, whether or not eligible for family pension on the date of submission of Form 3 and the details of all children (including those from a deceased or divorced wife or from a void or voidable marriage);
- (iii) Parents;
- (iv) Disabled siblings.

The Government servant is also required to communicate to the Head of Office any subsequent change in the size of his family, including the fact of marriage of his child.

3. On receipt of the said Form 4, the Head of Office is required to verify that it has been properly filled by the Government servant in accordance with this rule and acknowledge receipt of the said Form 4 indicating the date of its receipt and get it pasted on the service book of the Government servant concerned. All further communications received from the Government servant in this behalf are also required to be acknowledged by the Head of Office indicating the date of their receipt. The Head of Office on receipt of communication from the Government servant regarding any change in the size of family shall have such a change incorporated in Form 4 under his signature and the fact regarding disability or change of marital status of a family member shall be indicated in the 'Remarks' column of Form 4;

4. The Government servant is required to submit the upto date details of the family in Form 4 again along with the pension papers, before retirement from Government service. Where a Government servant marries or remarries or a child is born to the Government servant after retirement, he shall give intimation to this effect to the Head of Office in Form 5 along with a copy of the marriage certificate or birth certificate, as the case may be, from an authority competent to issue such certificate.

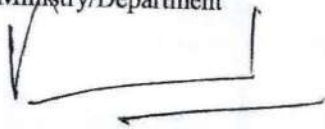
5. Where the family of a Government servant undergoes a change after his retirement rendering a member of the family to be eligible for family pension on account of events such as birth of a child or disability of a child or sibling or divorce of a daughter or death of husband of a daughter, the retired Government servant or, if the Government servant has already died, his or her spouse or any other member of the family in receipt of the family pension, may give an intimation to this effect along with the



supporting documents to the Head of Office and the Head of Office shall return a copy of the intimation acknowledging the receipt of the said intimation.

6. Notwithstanding the above provisions, in case after the death of a Government servant or a pensioner, a member of the family, whose name is not included in Form 4, submits a claim for family pension, the claim of a member of the family shall not be rejected on the ground that the details of such member of the family are not available in Form 4 or office records, if the Head of Office is otherwise satisfied about the eligibility of the member of the family for grant of family pension.

7. All Ministries/Departments are requested that the above provisions relating to grant of family pension to a member of the family, whose name is not included in Form 4 or office records, may be brought to the notice of the personnel dealing with the pensionary benefits in the Ministry/Department and attached/subordinate offices thereunder, for strict implementation.

  
(Vishal Kumar)  
Under Secretary to Government of India  
Tel: 24644632

To

All Ministries/Departments/Organisations (As per standard list).-

2

**F. No. 1/1(1)/2022-P&PW (E)**  
**Government of India**  
**Ministry of Personnel, PG & Pensions**  
**Department of Pension & Pensioners' Welfare**

**3<sup>rd</sup> Floor, Lok Nayak Bhawan**  
**Khan Market, New Delhi-110 003**  
**Dated: 26.10.2022**

**Office Memorandum**

**Subject:** Grant of family pension to other eligible member of the family where first eligible member is charged with offence of murdering the Government servant or for abetting in commission of such an offence.

The undersigned is directed to say that Department of Pension has notified the Central Civil Services (Pension) Rules, 2021 in supersession of the Central Civil Service (Pension) Rules, 1972. Rule 50 of the Central Civil Service (Pension) Rules, 2021 deals with payment of family pension on death of a Government servant/pensioner.

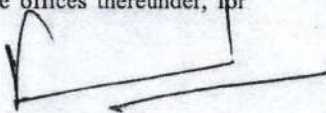
2. In accordance with Rule 50(14) of the Central Civil Service (Pension) Rules, 2021, if a person, who in the event of death of a Government servant or pensioner, is eligible to receive family pension, is charged with the offence of murdering the Government servant or for abetting in the commission of such an offence (including the charge of abetting death by suicide), the family pension shall not be paid to such a person till the conclusion of the criminal proceedings instituted against him. During the period the family pension is not paid to such person, the family pension shall be paid to other eligible member of the family, if any, from the date following the date of death of the Government servant.

3. 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 member of the family eligible for family pension 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 shall not act as guardian for the purpose of drawal of family pension.

4. If on the conclusion of the criminal proceedings, the person concerned is convicted for the murder or abetting in the murder of the Government servant, such a person shall be debarred from receiving the family pension which shall be continued to be paid to other eligible member of the family, if any. If the person concerned is acquitted of the charge of murder or abetting in the murder of the Government servant, the family pension shall become payable to such a person from the date of such acquittal and the family pension to other member of the family shall be discontinued from that date.

5. If there was no other eligible member of the family or the family pension ceased to be payable to the other eligible member of the family before the date of acquittal of the person concerned, the family pension shall be payable to such a person from the date following the date of death of the Government servant or from the date on which family pension ceased to be payable to the other eligible member of the family, as the case may be.

6. All Ministries/Departments are requested that the above provisions relating to grant of family pension to other eligible member of the family where first eligible member is charged with offence of murdering the Government servant or for abetting in commission of such an offence may be brought to the notice of the personnel dealing with the pensionary benefits in the Ministry/Department and attached/subordinate offices thereunder, for strict implementation.

  
**(Vishal Kumar)**  
**Under Secretary to Government of India**  
**Tel: 24644632**

To

All Ministries/Departments/Organisations (As per standard list)



3

**F. No. 1/1(1)/2022-P&PW (E)**  
**Government of India**  
**Ministry of Personnel, PG & Pensions**  
**Department of Pension & Pensioners' Welfare**

**3<sup>rd</sup> Floor, Lok Nayak Bhawan**  
**Khan Market, New Delhi-110 003**  
**Dated: 26.10.2022**

**Office Memorandum**


**Subject:** Grant of family pension under Central Civil Services (Pension) Rules, 2021 to parents of a deceased Government servant/pensioner.

The undersigned is directed to say that Department of Pension has notified the Central Civil Services (Pension) Rules, 2021 in supersession of the Central Civil Service (Pension) Rules, 1972. Rule 50 of the Central Civil Service (Pension) Rules, 2021 deals with payment of family pension on death of a Government servant/pensioner.

2. In accordance with Rule 50(10) of the Central Civil Service (Pension) Rules, 2021, where a deceased Government servant or pensioner is not survived by a widow or widower or a child eligible for family pension or if the widow or widower and all children cease to be eligible for family pension, the family pension is payable to the parents for life, if the parents were dependent on the Government servant or pensioner immediately before his or her death. Parents are deemed to be dependent on the Government servant if their combined income is less than the minimum family pension and the dearness relief admissible thereon. The family pension to parents is payable to the mother of the deceased Government servant or pensioner failing which to the father of the deceased Government servant or pensioner.

3. Parents receiving family pension are required to furnish a certificate to the Pension Disbursing Authority once in a year that they have not started earning their livelihood and the family pension payable to parents shall be stopped if they start earning their livelihood.

4. All Ministries/Departments are requested that the above provisions regarding grant of family pension under Central Civil Services (Pension) Rules, 2021 to dependent parents of a deceased Government servant/pensioner may be brought to the notice of the personnel dealing with the pensionary benefits in the Ministry/Department and attached/subordinate offices thereunder, for strict implementation.

  
**(Vishal Kumar)**  
**Under Secretary to Government of India**  
**Tel: 24644632**

To

All Ministries/Departments/Organisations (As per standard list).-



**F. No. 1/1(1)/2022-P&PW (E)**  
**Government of India**  
**Ministry of Personnel, PG & Pensions**  
**Department of Pension & Pensioners' Welfare**

3<sup>rd</sup> Floor, Lok Nayak Bhawan  
Khan Market, New Delhi-110 003  
Dated: 26.10.2022

**Office Memorandum**

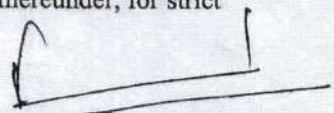
**Subject:** Documents regarding income required to be submitted for deciding eligibility for grant of family pension under Central Civil Services (Pension) Rules, 2021.

The undersigned is directed to say that Department of Pension has notified the Central Civil Services (Pension) Rules, 2021 in supersession of the Central Civil Service (Pension) Rules, 1972. Rule 50 of the Central Civil Service (Pension) Rules, 2021 deals with payment of family pension on death of a Government servant/pensioner.

2. In accordance with Rule 50(12) of the Central Civil Service (Pension) Rules, 2021, family pension to a member of the family (other than spouse) of a deceased Government servant/pensioner is paid/continued, if he/she is not earning his/her livelihood. A member of the family, other than a son or a daughter or a sibling suffering from a mental or physical disability, is deemed to be earning his or her livelihood if his or her income from other sources is equal to or more than the minimum family pension (i.e. Rs. 9000/- per month) and the dearness relief admissible thereon. However, a child /sibling suffering from a mental or physical disability is deemed to be not earning his or her livelihood, if his or her overall income from sources other than family pension is less than the entitled family pension and the dearness relief admissible thereon, payable on death of the Government servant or pensioner concerned.

3. In order to decide the eligibility for family pension, a member of the family, other than the widow or widower of the deceased Government servant or pensioner, is required to submit, along with the claim for family pension, a copy of the last Income Tax Return filed by the said member of the family with the Income Tax Department. In case the said member of the family informs that he or she has not filed the Income Tax Return with the Income Tax Department, he or she shall submit a certificate of income from a sub-divisional magistrate. In case the member of the family is not able to submit either a copy of the Income Tax Return or a certificate of income from a sub-divisional magistrate, the Head of Office may rely on any other document produced by the said member of the family in support of his or her claim regarding income and decide the eligibility of the said member of the family for family pension accordingly.

4. All Ministries/Departments are requested that the above provisions relating to documents regarding income required to be submitted for deciding eligibility for grant of family pension under Central Civil Services (Pension) Rules, 2021 may be brought to the notice of the personnel dealing with the pensionary benefits in the Ministry/Department and attached/subordinate offices thereunder, for strict implementation.

  
(Vishal Kumar)  
Under Secretary to Government of India  
Tel: 24644632

To

All Ministries/Departments/Organisations (As per standard list).-



5

**F. No. 1/1(1)/2022-P&PW (E)**  
**Government of India**  
**Ministry of Personnel, PG & Pensions**  
**Department of Pension & Pensioners' Welfare**

3<sup>rd</sup> Floor, Lok Nayak Bhawan  
Khan Market, New Delhi-110 003  
Dated: 26.10.2022

**Office Memorandum**

**Subject:** Grant of family pension under Central Civil Services (Pension) Rules, 2021 to an unmarried or widowed or divorced daughter of a deceased Government servant/pensioner.

The undersigned is directed to say that Department of Pension has notified the Central Civil Services (Pension) Rules, 2021 in supersession of the Central Civil Service (Pension) Rules, 1972. Rule 50 of the Central Civil Service (Pension) Rules, 2021 deals with payment of family pension on death of a Government servant/pensioner.

2. In accordance with Rule 50(9) of the Central Civil Service (Pension) Rules, 2021, an unmarried or widowed or divorced daughter of a deceased Government servant/pensioner, who is not earning her livelihood, is eligible for family pension beyond the age of twenty-five years for life or until she gets married or re-married or until she starts earning her livelihood, whichever is the earliest, subject to the following conditions-

- (i) The family pension shall be initially payable to the children below the age of twenty-five years or to a disabled child eligible to receive family pension in accordance with Rule 50.
- (ii) The unmarried or widowed or divorced daughter was dependant on her parent or parents when he or she or they were alive;
- (iii) Where a deceased Government servant or pensioner leaves behind more than one unmarried or widowed or divorced daughter beyond the age of twenty-five years, family pension shall first be payable to such daughter, who fulfil the eligibility conditions for grant of family pension, in the order of their birth;
- (iv) The elder daughter shall be entitled to the family pension till she has got married or remarried or has started earning her livelihood, whichever is earlier and the younger of the daughters will be eligible for family pension after the elder next above her has got married or remarried or has started earning her livelihood or has died;
- (v) In the case of widowed daughter, death of her husband and in the case of divorced daughter, her divorce took place during the lifetime of the Government servant or pensioner or his or her spouse. However, family pension shall be payable to a divorced daughter from the date of divorce if the divorce proceedings were filed in a competent court during the life time of the Government servant or pensioner or his or her spouse but the divorce took place after their death. In such cases, if consequent on the death of the Government servant or pensioner and his or her spouse, the family pension to any other eligible member of the family has become payable before the date of divorce of daughter, the family pension to such divorced daughter shall not commence before the aforesaid member of the family ceases to be eligible for family pension or dies.

3. All Ministries/Departments are requested that the above provisions regarding grant of family pension under Central Civil Services (Pension) Rules, 2021 to an unmarried or widowed or divorced daughter of a deceased Government servant/pensioner may be brought to the notice of the personnel dealing with the pensionary benefits in the Ministry/Department and attached/subordinate offices thereunder, for strict implementation.

(Vishal Kumar)  
Under Secretary to Government of India  
Tel: 24644632

To

All Ministries/Departments/Organisations (As per standard list).-



F. No. 1/1(1)/2022-P&PW (E)  
Government of India  
Ministry of Personnel, PG & Pensions  
Department of Pension & Pensioners' Welfare

3<sup>rd</sup> Floor, Lok Nayak Bhawan  
Khan Market, New Delhi-110 003  
Dated: 26.10.2022

**Office Memorandum**

**Subject:** Grant of family pension under Central Civil Services (Pension) Rules, 2021 to a child or sibling of a deceased Government servant/pensioner suffering from a mental or physical disability.

The undersigned is directed to say that Department of Pension has notified the Central Civil Services (Pension) Rules, 2021 in supersession of the Central Civil Service (Pension) Rules, 1972. Rule 50 of the Central Civil Service (Pension) Rules, 2021 deals with payment of family pension on death of a Government servant/pensioner.

2. In accordance with Rule 50(9) of the Central Civil Service (Pension) Rules, 2021, a son or daughter or sibling of a deceased Government servant/pensioner, who is suffering from a mental or physical disability and is not earning his or her livelihood, is eligible for family pension for life. A child/sibling suffering from a mental or physical disability shall be deemed to be not earning his or her livelihood, if his or her overall income from sources other than family pension is less than the entitled family pension and the dearness relief admissible thereon, payable on death of the Government servant or pensioner concerned.

3. Where a deceased Government servant or pensioner leaves behind more children than one, family pension shall first be payable to children below the age of twenty-five years, who fulfill the eligibility conditions for grant of family pension, in the order of their birth. Where a deceased Government servant or pensioner is not survived by a son or daughter below the age of twenty-five years and eligible for family pension or where such son or daughter has died or has ceased to be eligible for family pension, the family pension shall be payable for life to a son or daughter who is suffering from any disorder or disability of mind including the mentally retarded or is physically disabled or suffering from any other disability referred to in the Rights of Persons with Disabilities Act, 2016 (49 of 2016) so as to render him or her unable to earn a living even after attaining the age of twenty-five years, subject to the following conditions:-

(i) The disability existed before the death of the Government servant or pensioner and his or her spouse;

(ii) The family pension shall be paid to a son or daughter, who is suffering from any disorder or disability of mind including the mentally retarded, through the guardian as if he or she were a minor. In the case of a mentally retarded son or daughter, the family pension shall be payable to a person nominated by the Government servant or the pensioner, as the case may be, and in case no such nomination has been furnished to the Head of Office by such Government servant or pensioner during his lifetime, to the person nominated by the spouse of such Government servant or family pensioner, as the case may be, later on. The Guardianship Certificate issued under section 14 of the National Trust Act, 1999 (44 of 1999), by a local level Committee, shall also be accepted for nomination or appointment of guardian for grant of family pension in respect of the person suffering from Autism, Cerebral Palsy, Mental Retardation and Multiple Disabilities as indicated in the said Act

(iii) Before allowing the family pension for life to any such son or daughter, the appointing authority shall satisfy that the disability is of such a nature so as to prevent him or her from earning his or her livelihood and the same shall be evidenced by a certificate obtained from,-



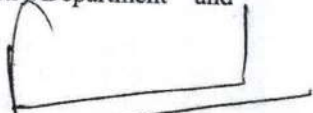
(A) an authority competent to issue disability certificate in accordance with the Rights of Persons with Disabilities Act, 2016 (49 of 2016), the Rights of Persons with Disabilities Rules, 2017 and the guidelines and notifications issued by the Central Government or a State Government or a Union territory administration; or

(B) a Medical Board comprising of a Medical Superintendent or a Principal or a Director or Head of the Institution or his nominee as Chairman and two other members, out of which at least one shall be a Specialist in the particular area of disability, setting out, as far as possible, the exact mental or physical condition of the child.

Such son or daughter or the person receiving the family pension as guardian of such son or daughter shall produce a certificate, from above medical authorities once, if the disability is permanent and if the disability is temporary, once in every five years, to the effect that he or she continues to suffer from a disability referred to in clause.

(iv) Marriage by a child who is suffering from a disability referred to in clause (h) shall not render him or her ineligible for family pension.

4.. All Ministries/Departments are requested that the above provisions regarding Grant of family pension under Central Civil Services (Pension) Rules, 2021 to a child or sibling of a deceased Government servant/pensioner suffering from a mental or physical disability may be brought to the notice of the personnel dealing with the pensionary benefits in the Ministry/Department and attached/subordinate offices thereunder, for strict implementation.

  
(Vishal Kumar)

Under Secretary to Government of India

Tel: 24644632

To

All Ministries/Departments/Organisations (As per standard list).-



(7)

**F. No. 1/1(1)/2022-P&PW (E)**  
**Government of India**  
**Ministry of Personnel, PG & Pensions**  
**Department of Pension & Pensioners' Welfare**

3<sup>rd</sup> Floor, Lok Nayak Bhawan  
Khan Market, New Delhi-110 003  
Dated: 26.10.2022

**Office Memorandum**

**Subject:** Sharing of family pension under Central Civil Services (Pension) Rules, 2021

The undersigned is directed to say that Department of Pension has notified the Central Civil Services (Pension) Rules, 2021 in supersession of the Central Civil Service (Pension) Rules, 1972. Rule 50 of the Central Civil Service (Pension) Rules, 2021 deals with payment of family pension on death of a Government servant/pensioner.

2. In accordance with Rule 50(8) of the Central Civil Service (Pension) Rules, 2021, on death of a Government servant/pensioner, family pension is payable to the widow or widower upto the date of death or re-marriage, whichever is earlier. In cases where the deceased Government servant or pensioner is survived by more widows than one, the family pension shall be paid to the widows in equal shares and on the death or ineligibility of a widow, her share of the family pension shall become payable to her child or children who fulfill the eligibility conditions for grant of family pension. In case, the widow is not survived by any child, her share of the family pension shall not lapse but shall be payable to the other widows in equal shares, or if there is only one such other widow, in full, to her.

3. In cases where the deceased Government servant or pensioner is survived by a widow without any child and has also left behind eligible child or children:

- (a) from another wife who is not alive, or
- (b) from a divorced wife, or
- (c) from a void or voidable marriage

the child or children who fulfill the eligibility conditions for grant of family pension shall be entitled to the share of family pension which the mother would have received if she had been alive at the time of the death of the Government servant/pensioner or if she had not been so divorced or if the marriage had not been void or voidable. On the share or shares of family pension payable to such a child or children or to a widow or widows ceasing to be payable, such share or shares shall not lapse, but shall be payable to the other widow or widows and/or to other child or children otherwise eligible), in equal shares, or if there is only one widow or child, in full, to such widow or child.

4. In the above cases, if the deceased Government servant/pensioner is survived by the widow with child or children eligible for family pension, on the share of family pension payable to the widow ceasing to be payable, such share shall be payable to her child or children in accordance with Rule 50.

5. In cases where family pension is payable to twin children, it shall be paid to such children in equal shares and when one such child ceases to be eligible, his or her share shall revert to the other child and when both of them cease to be eligible the family pension shall be payable to the next eligible single child or twin children.

6. In accordance with Rule 63, on retirement of a Government servant, the name of the spouse of the Government servant, if alive, is indicated as family pensioner in the Pension Payment Order. In cases where family of a Government servant includes more than one wife who is alive, the Accounts Officer shall indicate, in the Pension Payment Order, the names of all the wives with their respective share in the family pension. If family of a Government servant includes a wife, who is alive, and a child or children from a wife who is not alive or from a divorced wife or from a void or voidable marriage, the Accounts



Officer shall indicate, in the Pension Payment Order, only the name of wife who is alive with her share in the family pension, then on death of the pensioner, the share of family pension indicated in the Pension Payment Order shall initially become payable to the surviving widow and on receipt of a communication from the Head of Office, the Accounts Officer shall issue a revised Pension Payment Authority, indicating the names of all the members of family who are eligible for family pension on the date of death of the pensioner with their respective share in the family pension, in accordance with rule 50.

7. All Ministries/Departments are requested that the above provisions regarding sharing of family pension under Central Civil Services (Pension) Rules, 2021 may be brought to the notice of the personnel dealing with the pensionary benefits in the Ministry/Department and attached/subordinate offices thereunder, for strict implementation.



**(Vishal Kumar)**

**Under Secretary to Government of India**

**Tel: 24644632**

To

All Ministries/Departments/Organisations (As per standard list).-



**F. No. 1/1(1)/2022-P&PW (E)**  
**Government of India**  
**Ministry of Personnel, PG & Pensions**  
**Department of Pension & Pensioners' Welfare**

3<sup>rd</sup> Floor, Lok Nayak Bhawan  
Khan Market, New Delhi-110 003  
Dated: 26.10.2022

**Office Memorandum**

**Subject:** Amount of family pension and circumstances in which it is paid under the Central Civil Services (Pension) Rules, 2021.

The undersigned is directed to say that Department of Pension has notified the Central Civil Services (Pension) Rules, 2021 in supersession of the Central Civil Service (Pension) Rules, 1972. Rule 50 of the Central Civil Service (Pension) Rules, 2021 deals with payment of family pension on death of a Government servant/pensioner.

2. In accordance with Rule 50(1) & (2) of the Central Civil Service (Pension) Rules, 2021, on death of a Government servant/pensioner, family pension is payable to the family in the following cases:

- (i) On death of a Government servant after completion of one year of continuous service.
- (ii) On death of a Government servant before completion of one year of continuous service, provided the deceased Government servant concerned immediately prior to his appointment to the service or post was examined by the appropriate medical authority and declared fit by that authority for Government service; and
- (iii) On death of a Government servant after retirement from service, if he was in receipt of a pension, or compassionate allowance on the date of death.

3. The amount of family pension is determined at a uniform rate of thirty per cent of pay subject to a minimum of nine thousand rupees per month and a maximum of seventy-five thousand rupees per month. However, family pension is payable at enhanced rate, i.e. fifty per cent of the pay, in following circumstances:

- (i) On death of a Government servant while in service, for a period of ten years from the date following the date of death of the Government servant. There is no condition of minimum service for payment of family pension at enhanced rate and it shall be paid in all cases where family pension has become payable as per para 2(i) and 2(ii) above.
- (ii) On death of a Government servant after retirement, for a period of seven years, or for a period upto the date on which the retired deceased Government servant would have attained the age of sixty seven years had he survived, whichever is less.
- (iii) The amount of family pension at enhanced rate shall, however, not exceed the pension authorised on retirement or dismissal (including pension authorised on compulsory retirement and compassionate allowance sanctioned on dismissal or removal from Government service).
- (iv) In cases where the amount of pension or compassionate allowance authorised is less than even the normal family pension, (i.e. thirty per cent of pay), family pension is paid at normal rate of thirty per cent of pay.
- (v) After the expiry of the period referred to at (i) and (ii) above, family pension is paid at the rate of thirty per cent of pay.



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3<sup>rd</sup> Floor, Lok Nayak Bhawan  
Khan Market, New Delhi-110 003  
Dated: 26.10.2022

Office Memorandum

**Subject:** Grant of family pension under Central Civil Services (Pension) Rules, 2021 on remarriage of a childless widow.

The undersigned is directed to say that Department of Pension has notified the Central Civil Services (Pension) Rules, 2021 in supersession of the Central Civil Service (Pension) Rules, 1972. Rule 50 of the Central Civil Service (Pension) Rules, 2021 deals with payment of family pension on death of a Government servant/pensioner.

2. In accordance with Rule 50(8) of the Central Civil Service (Pension) Rules, 2021, on death of a Government servant/pensioner, family pension is payable to the widow or widower upto the date of death or re-marriage, whichever is earlier and the eligibility of widow or widower for family pension is not affected by the amount of her or his income from other sources. However, on re-marriage by a childless widow, family pension continues to be payable to her, if her income from all other sources is less than the amount of minimum family pension (i.e Rs. 9000/- per month) plus the dearness relief admissible thereon:
3. If after re-marriage, income of childless widow from all other sources becomes equal to or more than the amount of minimum family pension and the dearness relief admissible thereon, family pension payable to her shall be stopped and it shall become payable to the other eligible member of the family, if any, of the deceased Government servant.
4. It shall be the duty of a childless widow after her re-marriage to furnish a certificate to the Pension Disbursing Authority once in a year that she has not started earning income from other sources which is equal to or more than the minimum family pension and the dearness relief admissible thereon.
5. All Ministries/Departments are requested that the above provisions regarding continuance of family pension on remarriage of a childless widow under Central Civil Services (Pension) Rules, 2021 may be brought to the notice of the personnel dealing with the pensionary benefits in the Ministry/Department and attached/subordinate offices thereunder, for strict implementation.

(Vishal Kumar)  
Under Secretary to Government of India  
Tel: 24644632

To,

All Ministries/Departments/Organisations (As per standard list).-



F. No. 1/1(1)/2022-P&PW (E)  
Government of India  
Ministry of Personnel, PG & Pensions  
Department of Pension & Pensioners' Welfare

3<sup>rd</sup> Floor, Lok Nayak Bhawan  
Khan Market, New Delhi-110 003  
Dated: 26.10.2022

Office Memorandum

**Subject:** Provisions regarding grant of family pension, gratuity, etc. to family of a missing Government servant or pensioner or family pensioner under the Central Civil Services (Pension) Rules, 2021.

The undersigned is directed to say that Department of Pension has notified the Central Civil Services (Pension) Rules, 2021 in supersession of the Central Civil Service (Pension) Rules, 1972.


2. In accordance with Rule 51 of the Central Civil Service (Pension) Rules, 2021, in the case of a Government servant or a pensioner or a family pensioner, who goes missing, family pension is payable to a member or members of the family. On disappearance of a Government servant while in service, family pension (including enhanced family pension) is payable from the date following the date upto which leave was sanctioned to the Government servant before he went missing or from the date upto which pay and allowances have been paid to the Government servant or from the date on which a report has been lodged with the concerned Police Station in the form of First Information Report or a Daily Diary Entry or a General Diary Entry, whichever is the latest.
3. In the case of a pensioner who goes missing, family pension (including enhanced family pension, where applicable) is payable from the date following the date upto which pension has been paid to the pensioner who went missing or from the date on which a report was lodged with the concerned Police Station in the form of First Information Report or a Daily Diary Entry or a General Diary Entry, whichever is later.
4. In the case of a family pensioner who goes missing, family pension shall be payable from the date following the date upto which family pension has been paid to the family pensioner before he went missing or from the date on which a report was lodged with the concerned Police Station in the form of First Information Report or a Daily Diary Entry or a General Diary Entry, whichever is later.
5. In the case of a Government servant who goes missing or a retired Government servant who goes missing without receiving the retirement gratuity shall be payable to a member or members of the family in the manner and subject to the conditions applicable in the case of a Government servant who dies after retirement without receiving the retirement gratuity.
6. The claims for payment of family pension and gratuity are required to be submitted to the Head of Office by the member or members of the family eligible for family pension and nominees or members of family eligible to receive the amount of gratuity, after a report has been lodged with the concerned Police Station in the form of a First Information Report or a Daily Diary Entry or a General Diary Entry. The claims shall be accompanied by an Indemnity Bond in Format 8 along with a copy each of the report lodged with the concerned Police Station and the report obtained from the police to the effect that the Government servant or pensioner or family pensioner could not be traced so far despite all efforts made in that regard.



(vi) The amount of family pension payable at enhanced rate shall be subject to a minimum of nine thousand rupees per month and a maximum of one lakh twenty five thousand rupees per month.

4. Additional family pension is also payable after completion of the age of eighty years and above of the family pensioner in accordance with sub-rule (3) of Rule 50.

5. All Ministries/Departments are requested that the above provisions regarding amount of family pension and circumstances in which it is paid under the Central Civil Services (Pension) Rules, 2021 may be brought to the notice of the personnel dealing with the pensionary benefits in the Ministry/Department and attached/subordinate offices thereunder, for strict implementation.



(Vishal Kumar)

Under Secretary to Government of India

Tel: 24644632

To

All Ministries/Departments/Organisations (As per standard list).



7. The payment of family pension (including the arrears of family pension and the amount of retirement gratuity) shall not be made before the expiry of a period of six months from the date of lodging of report with the concerned Police Station.

8. In the case of a Government servant referred to in clause (a) of sub-rule (1) of Rule 51, death gratuity shall become payable after the death of the Government servant is conclusively established or on expiry of a period of seven years from the date of lodging of the report with the police, whichever is earlier. The difference between the amount of death gratuity and retirement gratuity shall be paid to the person or persons eligible for payment of death gratuity in accordance with these rules, not later than three months from the date of submission of claim for difference between the amount of death gratuity and retirement gratuity.

9. In addition to the family pension and retirement gratuity, the family of the Government servant shall also be entitled to receive arrears of pay and allowances or leave salary, if any, cash equivalent to leave salary and amount available in the General Provident Fund Account of the Government servant in accordance with the rules as applicable to a Government servant who dies during service.

10. The above provisions are not applicable in the case of a Government servant or a pensioner or a family pensioner who disappears and against whom allegation of fraud or embezzlement or any other crime is under investigation or who has been charged or convicted for such crimes.

11. All Ministries/Departments are requested that the above provisions regarding grant of family pension, gratuity, etc. to family of a missing Government servant or pensioner or family pensioner under the Central Civil Services (Pension) Rules, 2021 may be brought to the notice of the personnel dealing with the pensionary benefits in the Ministry/Department and attached/subordinate offices thereunder, for strict implementation.

(Vishal Kumar)  
Under Secretary to Government of India  
Tel: 24644632

To

All Ministries/Departments/Organisations (As per standard list).-