



# FAMILY PENSION

## Rule 54 of CCS (Pension) Rules, 1972

- The employee has no control over the family pension as he is not required to make any contribution to it. It is not a property of the deceased employee/pensioner, therefore the entitlement for family pension cannot be decided by succession certificate.
- The rules do not provide for any nomination, instead it designates the persons who are entitled to receive family pension. Thus, no other person except those designated under the rules is entitled to receive family pension.

### In this Video:

- (1) Admissibility of Family Pension
- (2) Category of family members
- (3) Eligibility criteria of family members
- (4) Rate of Family Pension
- (5) Maximum Limit of Family Pension
- (6) Non-Admissibility of Family Pension
- (7) Family Pension in case of missing employee/pensioner
- (8) Sanction of Family Pension on death of Pensioner

# **1. ADMISSIBILITY OF FAMILY PENSION**

## **Sub rule 2 of Rule 54**

- (i) after completion of **ONE YEAR** of continuous service;
- (ii) **before completion of one year of continuous service**, the deceased Govt. servant immediately prior to his appointment was examined by the appropriate medical authority and declared fit for Government service;
- (iii) after retirement from service and was on the date of death in receipt of a pension;

# **2. CATEGORY OF FAMILY MEMBERS**

## **Sub rule 6 of Rule 54**

For the purpose of grant of family pension, the family shall be categorized as below:

- (i) Spouse
- (ii) Children
- (iii) Parents
- (iv) Disabled Sibling

### **3. ELIGIBILITY CRITERIA OF FAMILY MEMBERS**

Eligibility criteria for family members is a big topic and it will be covered in next video.

### **4. RATE OF FAMILY PENSION**

#### **(A) Enhanced Family Pension**

- If an employee **died while in service**, family pension will be paid at enhanced rates i.e. **50%** of last pay **for a period of 10 years**.

***Sub rule 3 (i) of Rule 54***

- If an employee died while in service, there shall be **no requirement of minimum 7 years** service. This amended Rule has been effective from **1st October, 2019**.
- Families of employees who died before completing service of 7 years within 10 years before 1st October, 2019 will also be eligible for family pension at enhanced rate.

***Gazette Notification Dated 19/9/2019***

- On **death of pensioner**, family pension will be paid at enhanced rates i.e. **50%** of last pay **for a period of 7 years** from the day following the date of death or up to the date on which pensioner would have **attained the age of 67 years**, whichever is earlier.

***Sub rule 3 (ii) of Rule 54***

### **(B) Ordinary Family Pension**

After the completion of period of Enhanced Family Pension, ordinary family pension will be paid at the rate of **30%** of last pay.

***Sub rule 3 (i) & (ii) of Rule 54***

If family pension is authorized to parents, it will be paid at the rate of **30%** of the last pay.

***OM No. 45/51/97-P&PW Dated 19/4/2002***

## 5. MAXIMUM LIMIT OF FAMILY PENSION

- Maximum limit of Family Pension **at Enhanced Rate** is Rs. **1,25,000/-** per month.
- Maximum limit of Family Pension **at Ordinary Rate** is Rs. **75,000/-** per month.
- If the surviving child is eligible for **two family pensions**, the amount of both the family pensions shall be limited to Rs. **1,25,000/-** per month at enhanced rate and Rs. **75,000/-** per month at ordinary rate.

***OM No. 1/1(2)/2020-P&PW (E) Part-1 Dated 12/2/2021***

## 6. NON ADMISSIBILITY OF FAMILY PENSION

If a person is convicted for the murder or abetting in the murder of the Govt. servant, such a person shall be debarred from receiving the family pension. The family pension shall be payable to next eligible member of the family.

***Sub rule 3 (ii) of Rule 54***

## **7. FAMILY PENSION IN CASE OF MISSING EMPLOYEE/PENSIONER**

- In the case of a missing employee/pensioner/family pensioner, the family can apply for the grant of family pension & gratuity to the Head of Office of the organization where the employee/pensioner had last served, **6 months after lodging of Police report.**
- Filing of FIR should not be insisted upon. 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).

***OM No. 45/51/97-P&PW Dated 19/4/2002***

## **8. SANCTION OF FAMILY PENSION IN CASE OF DECEASED PENSIONER**

If spouse name is indicated in the PPO, pension disbursing authority will start the family pension after receiving death information of pensioner in writing.

***Sub rule 81 (2) of Rule 54***