

# Pensionary Benefits

## Prelude

The Fifth Central Pay Commission introduced various pensionary benefits duly revised and made applicable with effect from 01 Jan 96. Pension Disbursing Offices are not following the laid down yardsticks and pensioners/Family pensioners are being paid less entitlements. Various rates of service/family pensions are appended at the end. The matter is required to be addressed upon at RSB/ZSWO level with complete indulgence to avoid financial loss of PBOR/Widows.

## Grey Areas Required to be addressed by RSB/ZSWOs

**Pre-96 Hony Capts/Lts.** All Pre-96 Hony Capts/Lts are authorised revision of their service pension under modified parity orders for which Annexures are required to be forwarded to Record Office duly routed through their PDAs. Cent percent completion has not been achieved due to non-receipt of ibid Annexures. In case of demise of such Hony Capts/Lts, their widows are entitled for benefits for the period applicable in the form of "Enhanced Rate of Ordinary Family Pension".

**Joint Notification of Family Pension.** All PBOR who were discharged prior Aug 1988 are required to forward forms duly affixed joint photographs for getting Joint Notification done. A large numbers are still required to forward the said forms. Non completion of Joint Notification during life time of the Pensioners creates a lot of difficulties for the widows at old age to get the family pension notified where number of claim forms/certificates are required to be prepared which is difficult exercise and causes inordinate delay/financial hardships to them.

**Counting of Two Years of Service of PBOR rendered as Boys.** PBOR who rendered two years of service as boys before enrolment in the Army are being granted pensionary benefits of the said period. This is only applicable to PBOR who did not complete full terms and conditions of service of their respective ranks and discharged prematurely. They are required to apply to their Record Offices. PBOR who have been discharged after 13 and 14 years of service are mostly benefited. In case of death of any such PBOR, no LTAs is applicable to the NOKs.

**Ex-Gratia to Reservists.** PBOR those who were discharged as reservists prior 01 Apr 1968 with lump-sum amount of Rs 750/- instead of Rs 10/- as monthly pension can deposit Rs 750/- in the treasury and opt for Rs 610/- per month + prevailing DA as monthly pension. In case of demise of such reservists, widows are also entitled for the ibid scheme.

## Financial Packages for the NOKs of the Battle Casualties (Killed) and Battle Casualties (Injured) PBOR

Army HQ have declared the following financial packages for PBOR/widows of various Operations from 1947 onwards :-

- **Battle Casualties (Killed).** All NOKs of BC (Killed) from 1947 onwards are applicable for the financial packages as under :-

- Rs 50,000/- out of ACWF.
- Rs 50,000/- out of NDF.

**Note**

1. In case of widow has re-married, she will still get the above package.
2. In case of demise of widows, parents can be considered for the same.

- **Battle Casualty (Injured) PBOR.** All PBOR who were injured in various Operations from 1947 onwards are applicable Rs One Lakh out of ACWF. In case of death of such PBOR, his widow is authorised the said amount.
- Many PBOR/Family Pensioners (BC Cases) are not aware of above provisions and have not been paid above financial packages due to ignorance which could be apprised to them through electronic media/other workshops/forums/announcements/ rallies etc.

**Revision of Disability Element : Physical Casualties (Injury/Disease Cases).** PBOR those who were discharged prior to 01 Jan 96 in LMC (Physical Casualty), rates of disability elements have been revised wef 01 Jan 96 as under :-

Ser No	Rank	Rate of Disability Element		Remarks
		Existing	Revised	
(a)	Hony Commissioned Offr	* Rs 750/-	*Rs 2600/-	*Applicable to commissioned officers also.
(b)	JCOs	Rs 550/-	Rs 1900/-	
(c)	OR	Rs 450/-	Rs 1550/-	

The above revision as per percentage of disability granted is to be done by PDAs Suo Moto which is not being done and the cases are frequently referred to Record Office for seeking clarifications. PDAs may be advised accordingly.

## Family Pension

**Family Pensions.** The following types of family pensions are auth duly revised applicable wef 01 Jan 96 as under :-

- |     |  |   |   |
|-----|--|---|---|
| (a) | Liberalised Family Pension   | - | For NOKs of all previous War Casualties(Killed) from 1947 onwards.  |
| (b) | Special Family Pension   | - | For NOKs of all death in harness (Attributable Cases) from 1947 onwards.  |
| (c) | Ordinary Family Pension  | - | For NOKs of all death in harness (Non attributable Cases) from 1947 onwards.  |
| (d) | Ordinary Family Pension for parents applicable wef 01 Jan 98 (Refer to Para 8 above) | - | For parents of all PBOR who died in harness (Died as bachelors-Non Attributable Cases). All parents are required to be guided to apply for the ibid pension.  |
| (e) | All above family pensions for children of Army pers                                  | - | (i) Upto 25 year of age or date of marriage are starts earning livelihood whichever is earlier for healthy children.<br><br>(ii) For life for disabled/ mentally retarded/physically crippled children. This includes divorced daughters of PBOR. |

• **Note**

1. There has been general trend with all PDAs that widows of all ranks of PBOR are authorised minimum family pension @ Rs 1275/- per month which is totally wrong and causing grave financial loss to such family pensioners.
2. Rates of family pension according to nature of casualties are appended in the chart at the end.

**Family Pension for Parents.** Prior 01 Jan 98, family pension to parents of those PBOR who died in harness as bachelors (Non-Attributable cases) was not applicable. Wef 01 Jan 98, Ordinary Family Pension in such cases has been made applicable for parents. Parents whose income is Rs 2550/- and below per month can apply to their Record Offices for grant of family pension.

**Special Family Pension to Widows who got Re-married after 01 Jan 96.** Earlier clause of getting re-married to person other than real brother of late husbands and stoppage of Special Family Pension has been removed. All widows who were drawing Special Family Pension and got re-married after 01 Jan 96 if looking after children born out wedlock of late husbands, are authorised Special Family Pension. Such widows whose Special Family Pensions have been ceased can apply to their Record Offices for restoration of Special Family Pension or part of it as applicable under the new scheme.

**RATE OF ORDINARY FAMILY PENSION (NORMAL RATE) UNDER MODIFIED PARTY WEF 01 JAN 1996 IN RESPECT OF PRE 01 JAN 1996 PBOR FAMILY PENSIONERS**

RANK	GROUPS PRIOR TO 01 JAN 1973	A	B	C	DEFG	H
	FROM 01 JAN 1973 ONWORDS	A	B (CLERICAL CADRE OF DSC )	C	D	E ( GENERAL DUTIES CADRE OF DSC)

		Rs	Rs	Rs	Rs	Rs
Nb Subedar		1560	1440	1395	1395	1320
Subedar		1851	1731	1686	1686	1619
Sub Major		2175	2025	2025	2025	1980

- **JCOs GRANTED HONY COMMISSION AS OFFICER**  
Hony Lt - Rs 3150/-  
Hony Capt - Rs 3255/-
- **FOR HAVILDAR & BELOW**  
Rate of Ordinary Family Pension - Rs. 1275/- PM.
- TO View **CHART SHOWING MINIMUM LIMITS OF RATES OF SPECIAL FAMILY PENSION AND LIBERALISED FAMILY PENSION PRE-96 CASES ADMISSIBLE WEF 01 JAN 96** please [Click Here](#)

# War Injury Pension

- **Revision of War Injury Pensions/War Injury Elements:** Battle Casualty (Injured) PBOR. Battle Casualty (Injured) PBOR of all previous wars from 1947 onwards have been authorised revision of War Injury Pensions/War Injury Elements from 01 Jan 1986 and 01 Jan 1996 as per rates indicated below: -

Ser No	RANK	Rates of War Injury Elements wef 01 Jan 86		Rates of War Injury Element wef 01 Jan 96	Remarks
		Existing	Revised		
(a)	Hony Commissioned Officers	Rs 750/-*	Rs 1500/-*	Rs 5200/-*	*Applicable to commissioned officers also.
(b)	JCOs	Rs 550/-	Rs 1100/-	Rs 3800/-	
(c)	OR	Rs 450/-	Rs 900/-	Rs 3100/-	

- They are required to forward Annexure duly completed to their Record Offices for getting revision done from PCDA (P) Allahabad. In case of demise of any such soldiers, their widows are auth LTAs.

## **Revision of Pension of Naiks/TS Naiks/Hony Naiks**

All Naiks who rendered 15 yrs and above service but less than 17 years are being paid pensionary benefits of 17 yrs of service. Such Naiks who were discharged prior 01 Jan 1986, their revision is to be done Suo Moto by PDAs applicable with effect from 01 Jan 96. Naiks those who were discharged from service between 01 Jan 86 and 31 Dec 95, above benefits are applicable to them with effect from 01 Jan 92 or date of discharge whichever is later. Their revision is to be done by Record Offices on receipt of Annexures duly routed through their PDAs. In case of death of such Naiks after 01 Jan 92, their widows are entitled for LTAs (Life Time Arrears). A large numbers of Annexures are yet to be received. Rates of Service Pension applicable wef 01 Jan 1992 and 01 Jan 1996 are attached at the end.

### **REVISED RATES OF SERVICE PENSION: NAIKS (17 YEARS OF SERVICE BENEFITS)**

Ser No	RANK	Period From Revision Applicable	GROUPS				
			A	B	C	D	E
<b>Post-1986/Pre-1996 Cases</b>							
(a)	Regular Naiks	(i) 01.01.1992 or date of discharge whichever is later to 31.12.95	509	465	449	440	425
		(ii) 01.01.1996	1568	1440	1394	1368	1324
(b)	Time Scale Naiks	(i) 01.01.1992 or date of discharge whichever is later to 31.12.95	508	464	448	439	424
		(ii) 01.01.1996	1565	1437	1392	1365	1322
<b>Pre 1986</b>							
(a)	Regular Naiks	01.01.1996	1568	1440	1394	1368	1324
(b)	Time Scale Naiks	01.01.1996	1565	1437	1392	1365	1322
(c)	Hony Naiks	01.01.1996	1565	1437	1392	1365	1322

## **Improvement in the pension of PBOR with effect from 01.01.2006**

1. The Government has issued orders to provide for improvement in Pension Structure of PBOR by way of increase in weightage in the ranks of Sepoy, Naik and Hav (equivalent ranks in Navy and AF) from existing 5 years to 10, 08 and 6 years respectively subject to maximum qualifying service of 30 years for past and future retirees. However, in case a person is already getting more than 30 years qualifying service with the existing weightage of 5 years, he would continue getting that and there will be no enhancement of weightage in his case.
2. Further, the pension of Pre-96 PBOR retirees in all ranks and groups is to be calculated with reference to the maximum of the Pay Scales introduced w.e.f. 01.01.1996. However, the revised pension on account of the above improvements is to be paid w.e.f. 01.01.2006 and no arrears will be payable prior to 01.01.2006.
3. The time schedule for completion of the pension revision work is 30.9.2006.

### **Applicability**

4. These orders apply to the PBOR pensioners who were/are in receipt of the following types of pension as on 01.01.2006:-

- Service Pension.
- Special Pension.
- Invalid Pension.
- Ordinary Pension/Mustering Out Pension to Pre 01.06.1953 retirees.
- Service Element of disability pension.
- Service Element of War Injury Pension.

**Note** : - The orders contained in MOD letter bearing No 14(3)/2004-D (Pen/Sers) Vol-III dated 1.2.2006 will also apply to non combatants (enrolled) (NC's (E)) drawing pension as on 1.1.2006 under the Pension Regulations of the three services as well as pension rules of erstwhile state forces and various orders issued from time to time.

### **Non-Applicability**

5. Provisions of these orders do not apply to commissioned officers and their families and also the family pensioners of PBOR. These orders also do not apply to UK/HKSRA, KCIOs, PAK/Burma pensioners.

6. In other words, these orders apply only to PBOR pensioners of the three services in receipt of types of pensions mentioned in Para 4 above.

**Note** :- Detailed instructions and revised Tables of pension are available on the website [www.pcdapension.nic.in](http://www.pcdapension.nic.in)

## Ex-Servicemen Contributory Health Scheme (ECHS)

Wef 01 Apr 2003, the above scheme has been introduced. PBOR who have been discharged from service wef 01 Apr 2003 to Jul 2004 have not submitted their ECHS applications. All such PBOR have been provided ECHS applications. They are to be advised to fwd the same forthwith as ibid scheme is compulsorily applicable to them. They may be advised to visit Record Office forthwith. Necessary assistance will be provided to complete ECHS applications.

As regard PBOR who were discharged from service prior 01 Apr 2003 or their pensioner widows, they are also required to become members of ECHS as Military Hospitals at the moment have stopped entertaining them unless they produce receipts of ECHS contribution paid in the Banks/Treasuries. The following rates of subscription towards ECHS membership are applicable wef 01 Apr 2004:-

Ser No	Existing Slab	New Slab	Contribution (In Rupees)
	<b>Pension/Family Pension (Rupees per Month).</b>	<b>Revised Pension/ Family Pension (Uncommuted Basic Pension) + Dearness Pension (Rupees per month)</b>	
(a)	Upto Rs 1500/-	Upto Rs 3000/-	Rs 1800/-
(b)	Rs 1500/- to Rs 3000/-	Rs 3000/- to Rs 6000/-	Rs 4800/-
(c)	Rs 3001/- to Rs 5000/-	-Rs 6001/- to Rs 10000/-	Rs 8400/-
(d)	Rs 5001/- to Rs 7500/-	Rs 10001/- to Rs 15000/-	Rs 12000/-
(e)	Rs 7500/- and above	Rs 15001/- and above	Rs 18000/-

7 (Seven) Polyclinics at Military Stations at Mumbai, Mumbai Upnagar, Pune, Ahmednagar, Aurangabad, Nagpur, Devlali and 14 Polyclinics in Non-Military Stations at Satara, Miraj, Kolhapur, Solapur, Chiplun, Mahad, Sindhudurg, Thane, Akola, Amravati, Osmanabad, Latur, Jalgaon and Buldana have been established in Maharashtra. Details about the scheme are available on Army Website [www.indianarmy.nic.in](http://www.indianarmy.nic.in)

Pensioners who retired before 01 Jan 1996 have been exempted from payment of contribution for becoming member of the scheme. The scheme will close for membership on 31 Mar 2008. Service hospitals will stop treatment of Non-ECHS member with effect from 01 Apr 2008.

Status of empanelment of hospitals is available on ECHS website <http://indianarmy.nic.in/arechs.htm> and [district information](#) of our site

- **Notes:**

1. The ECHS subscription will be charged from the pensioners/dependents on the basis of their uncommuted Basic pension plus Dearness Pension.
2. The refund of excess remittance of ECHS subscription over and above will be afforded by the



concerned PCDA/CDA to the beneficiaries on receipt on a pre-receipted contingent bill duly countersigned by the ECHS authorities along with a Xerox copy of the MRO.

## Education Scholarship Scheme

- **Education Entitlement Card : Battle Casualties (Killed/Injured)**. Education Entitlement Card facilities were admissible to the children of Armed Forces personnel killed/missing or permanently disabled in 1962,1965,1971 Wars, OP PAWAN and OP MEGHDOOT. The same have now been extended to children of such pers of all post MEGHDOOT Operations in India and abroad including Counter Insurgency Operations introduced wef Aug 2003. All widows/PBOR may be advised to apply for availing facilities accordingly. Education facilities applicable for wards of Physical/Battle Casualties including disabled/ Ex-Servicemen are shown in table below.
- **Educational Scholarship for Children of Physical Casualties (Death in harness)**. This facility is also applicable to children of PBOR who died in harness. They should also apply to Record Office at the end of every academic year. Application forms are available with all Zilla Sainik Welfare Offices.

Ser No	Name of Scholarship	Processing Agencies	Applicability	Rates of Scholarship	Remarks	Authority
1	Education Concession	AG/CW-3	Upto 1st degree course	Full tuition fee + hostel charges, cost of books Rs 250/- pa. Cost of uniform Rs 810/-. Clothing Rs 250/-	Killed/disabled during 1962,1971, OP PAWAN and OP MEGHDOOT	Min of Def letter No 9(i)/90/Edn Concession/D(GS-II) dt 14 May 90 & Contingent bill (Attached)
2	BMA	AG/CW-7	VI to XII, Graduation Post Graduation Engr, Med, MBA, CA	Rs 1000-2000 pa Rs 2200-2600 pa Rs 2800-3000 pa Rs 4000/- pa	Children of disabled ex-servicemen and servicemen who die in harness.	Application forms (Attached)
3	ESSA and Gem & Jewellery	AG/CW-9	CI I to V VI to XII Graduation	Rs 600/- pa Rs 800/-	For children of serving personnel	Appendix 'B' & 'C' to SAO 2/2003 Application forms

			Post Graduation	pa Rs 1500/- pa Rs 5000/- pa		(attached)
4	Army Education Scholarship	AG/CW-9	All classes	Free education	For wards of BCs and disabled soldiers (invalided out) studying in Army Schools/Army Public Schools	Army HQ AG's Br letter No B/45763/ AWES/ CW-9 dt 11 May 2000.
5	TATA, Express Publications, NDTV, PEPSICO, Rotary Club Delhi, Mahindra & IDRF	AG/R&W Section AHQ	Cl I to XII Graduation Post Graduation Professional	Existing Rs 8000-10000 Rs 15000 - 20000 Rs 20000 - 40000/- (Under revision)	For wards of killed/ disabled soldiers of various ops and soldiers whose death is attributable to military service.	Application forms (attached)
6	AWWA	AG /AWWA	V to VIII X to XII College	Rs 50/- pm Rs 100/- pm Rs 200/- pm	Upto two children (age 10-20 yrs) of Army pers who die in service (peace time).	Application forms (attached)
7	RM Discretionary Fund	KSB West Block-IV, RK Puram, New Delhi-66	Cl I to XII	Rs 100/- pm per child upto 3 children	For children of ex-servicemen and widows.	For any queries contact tele No 6188098 or 6715250

## **DEFINITION OF EX-SERVICEMEN**

1. The eligibility of the retired Defence personnel to the status of ex-servicemen is governed by the definition as laid down by Department of Personnel and Training. The definition has been undergoing changes from time to time. The following is the broad categorization:-

- **Those released before 01 Jul 68.** Any person who had served in any rank (whether as Combatant or not) in the Armed Forces of the Union and has been released there from otherwise than by way of dismissal or discharge on account of misconduct or inefficiency.
- **Those released on or after 01 Jul 68 but before 01 Jul 79.** Any person who had served in any rank (whether as a Combatant or not) in the Armed Forces of the Union for a continuous period of not less than six months after attestation and released there from otherwise than by way of dismissal or discharge on account of misconduct or inefficiency.
- **Those released on or after 01 Jul 79 but before 01 Jul 87.** Any person who had served in any rank (whether as a Combatant or not) in the Armed Forces of the Union for a continuous period of not less than six months after attestation if discharged for reasons other than at their own request or by way of dismissal or discharge on account of misconduct or inefficiency and not less than 5 years of service if discharged at own request.
- **Those released on or after 01 Jul 87.** Any person who had served in any rank (whether as a Combatant or not) in the Armed Forces of the Indian Union and was released/retired with any kind of pension from Defence Budget or released on completion of specific terms of engagement with gratuity otherwise than at his own request or by way of dismissal or discharge on account of misconduct or inefficiency.

2. In addition the personnel of Territorial Army (TA) of the following categories viz. pension holders for continuous embodied service; persons with disability attributable to military service; and gallantry award winners retired on or after 15.11.86 and the personnel of the Army Postal Service (APS) who are a part of the regular Army and retired from such service, i.e. directly from the Army Postal Service itself without reversion to P&T Department with a pension or who have been released from such service on medical grounds, attributable to military service or circumstances beyond their control and awarded medical or other disability pension are also covered within the definition of ex-Servicemen w.e.f.19 Jul 89.

3. **Recruits.** Recruits are not ex-Servicemen. However, recruits who were/are boarded out/released on medical grounds and granted medical/disability pension have been given the status of an ex-servicemen vide Government of India, Ministry of Defence, Department of Ex-Servicemen Welfare, Office Memorandum No 12/1/2005/D (Res) dated 01 Feb 2006.

4. **Short Service Commissioned Officers.** Short Service Commissioned Officers are eligible to the status of Ex-servicemen, if discharged on completion of specific period/terms of engagement and paid gratuity.

5. **Armed Forces of the Union** mean the Army, Navy and Air Force of the Indian

Union including Armed Forces of the former Indian States but excludes personnel who have served in Defence Security Corps, General Reserve Engineering Force, Lok Sahayak Sena and Para Military Forces (PMF)

6. The eligibility of the person to the status of ex-Servicemen will be governed by the definition in vogue at the time of his discharge and will not be affected by the changes in the definition subsequent to his discharge.

### **VARIOUS DEFINITIONS OF EX-SERVICEMEN & FREQUENTLY ASKED QUESTIONS ABOUT THESE DEFINITIONS /CLARIFICATIONS**

The definition of Ex-servicemen clarified/elaborated vide DGR letter No 4008/DGR/S&R/Res-9 dated 17 Nov 93, copy forwarded to all ZSWOs vide DSW, Pune letter No 16033/ Defn-XSM/ DSW-6 dated 24 Nov 93 has been given below in the form of questions/answers.

#### **CLARIFICATIONS ON DEFINITION**

**Q.1** Are Retired Defence services personnel not in receipt of pension/released before completion of 5 years of service eligible to the status of ESM ?

**Ans** The ESM status of retired defence services personnel is governed by the definition in vogue at the time of his release. As per the definition laid down by DOPT the individuals released before Jul 87 without pension and with less than 5 years of service are also eligible to the status of ex-servicemen. However, each case has to be decided on its merit as per the definition in vogue at the time of his discharge

**Q2.** Grant of ex-servicemen status to pre 1966 retirees.

**Ans.** No specific definition of ESM existed prior to 1966. The grant of ESM status to pre 1966 retirees will be governed by 1966 definition. In terms of the said definition ESM means a person released honourably irrespective of the length of service in defence services. The individuals discharged on account of inefficiency or misconduct are, however, not to be treated honourably discharged

**Q.3** Are Short Service/Emergency commissioned Officers eligible to the status of ex-servicemen?

**Ans.** Yes, if released on completion of the specific period of engagement and were given gratuity at the time of release.

**Q.4** Whether the personnel of Defence Forces who joined SSC and subsequently released on extended period at their own request entitled to ex-servicemen status.

**Ans.** Yes, if such personnel were given a gratuity and discharged on reasons other than misconduct or inefficiency (honourably discharged

**Q.5** Grant of ex-servicemen status to the personnel of Army Postal Service (APS).

**Ans.** The personnel of APS who are a part of the regular army and retired from such service (ie, directly from the APS itself without reversion to P&T Deptt) with a pension or who had been released from such service on medical grounds attributable to military service or circumstances beyond their control and awarded medical or other

disability pension come within the definition of ex-servicemen. The personnel of APS discharged on or after 19 Jul 89 satisfying the above conditions only are eligible to the status of ESM.

**Q.6** Whether the Widow of ESM who have got re-married are entitled to the status of ESM.

**Ans.** No.

**Q.7** Whether the person discharged on plural marriage are entitled for ESM status ?

**Ans.** No.

**Q.8** Whether the retired defence services personnel discharged on grounds of services no longer required, compassionate grounds, marriage and medical grounds are eligible to the status of ex-servicemen?

**Ans.** As per the clarifications obtained from AG's Branch, discharges are not blameworthy; only dismissals are. Such cases will, therefore, qualify to the status of ESM if they fulfil other eligibility conditions as laid down in the definition in vogue at the time of discharge. The individuals discharged on account of misconduct or inefficient will, however, not be eligible to ESM status.

**Q.9** Are recruits eligible to the status of ESM?

**Ans.** Since a recruit is not a rank, they are Not entitled to the status of ESM, However, recruits who were/are boarded out/released on medical grounds and granted medical/disability pension have been given the status of an ex-servicemen vide Government of India, Ministry of Defence, Department of Ex-Servicemen Welfare, Office Memorandum No 12/1/2005/D (Res) dated 01 Feb 2006.

**Q.10** Are the personnel recruited in the Indian Army before independence but subsequently opting for Pak Army after independence and discharged therefrom, eligible to the status of ex-servicemen?

**Ans.** As per the definition laid down by the Govt of India, to be eligible to the status of ESM the individual may have inter-alia served in the Armed Forces of the Indian Union and released therefrom. Such cases are, therefore, not eligible to the status of ESM.

**Q.11** Whether the services rendered by the retired defence services personnel as boy before grant the rank may be counted for total qualifying services for determining the status of individual as ex-servicemen?

**Ans.** No. To be eligible to ESM Status, the individual may have inter-alia served in the Armed Forces of the Indian Union in any rank. Since boy is not a rank, such cases are not eligible to ESM status even if medically boarded out and in receipt of pension.

**Q.12** Are the persons re-employed in Para Military Forces, Defence Security Corps (DSC) etc eligible to the status of ESM?

**Ans.** Services in the Para Military Forces, DSC etc does not entitle individual to ESM Status and as such is not to be counted for grant of status of ESM, even if such services may have earned a pension. However, if before joining Para Military Forces, DSC etc the person was eligible for the status of ex-servicemen, he would be given the status of ESM. Para Military Forces cover Border Security Force, Central Reserve Police Force, Indo Tibetan Border Force, Assam Rifles and Railway Protection Force.

**Q.13** Are the personnel dismissed from the army for having taken part in freedom struggle, mutiny etc eligible to the status of ESM?

**Ans.** Yes, such cases are to be given the status of ESM as a special case if subsequently

granted the status of Freedom fighter.

**Q.14** Are more than one wife of deceased ESM in receipt of family pension eligible to the Status of ex-servicemen ?

**Ans.** Yes.

**Q.15** What does the discharges under Army Rule 13(3) (i) to 13(3) (v) mean? Are the individuals discharged under these clauses eligible to the ESM Status?

**Ans.** The discharges under Army Rule 13(3) (i) to 13(3) (V) relate to:-

- 13(3) (i): On fulfilling the conditions of his enrolment or having reached The stage at which discharge may be enforced.
- 13(3)(ii): On completion of a period of army service only, there being no vacancy in the Reserve.
- 13(3)(iii): Having been found medically unfit for further service.
- 13(3)(iv) : At his own request before fulfilling the conditions of his enrolment.
- 13(3)(v): All other clauses of discharge. The individuals discharged under clauses 13(3) (I) to 13(3) (iv) are eligible to ESM status, if they fulfill other eligibility conditions as laid down in the definition in vogue at the time of their discharge. The status of discharges under Army Rule 13(3) (v), will, however, be governed by the actual cause of discharge.

**Q.16** Are the persons released under AA Section 18 (AHQ part II Order No 67 dt 27-7-80) eligible to the status of ESM?

**Ans.** Every person subject to this Act shall hold office during the pleasure of the President. The individual is not entitled to the ESM status.

**Q.17** Are the person in receipt of disability pension at the time of their discharge but not presently in receipt of the same eligible to the status of ESM?

**Ans.** Yes. Such cases are eligible to ESM status.

**Q.18.** Are the persons released from the following units eligible to the status of ESM?

- Indian Army Nursing Service
- Indian Canteen Corps
- AF(I) (The Niligiri Malabar Battalion East West Bn)
- Bharat Scouts.
- Non ISF personnel.
- Bn Railway (D of I Corps)
- VH Units-DOFI Corps
- Border Scouts.
- Ladakh Scouts.
- Auxillary Force of India
- 32 UP Defence Bn.

**Ans.** As per the clarification received from Ministry of Defence (Historical Division), Woman Auxiliary Corps (India) and Auxiliary Forces of India figures in the list of Indian Army Units pertaining to the period of World War II/1941-1943. The personnel of the Woman Auxiliary Corps (India) and Auxiliary Force of India will, therefore, qualify to the status of ESM if they fulfill the other eligibility conditions as laid in the definition in vogue at the time of their discharge. The personnel of Nursing Service are also eligible to the status of ESM. Regarding other units, the matter is under reference to AG's Branch and further clarification will follow on receipt of details from them.

**Q.19** Are the persons discharged at their own request/compulsorily retired and in receipt of pension eligible to the status of ESM?

**Ans.** Yes, such cases are eligible to ESM status.

**Q.20.** Are the persons discharged with character assessed 'BAD' eligible to ESM status?

**Ans.** As per the definition laid down by the Government of India, the eligibility of retired Defence Services Personnel to the status of ESM is governed inter-alia by length of service, reasons for discharge, pensioner status etc as per the definition in vogue at the time of their discharge. The character of the person has no bearing on his eligibility to ESM status. Such cases will, therefore, qualify to ESM status if they fulfill the eligibility conditions as per the definition in vogue at the time of their discharge.

**Q.21.** Are the persons released on reduction of Indian Army on Demobilisation eligible to ESM status?

**Ans.** Yes, if they fulfill the other eligibility conditions as laid down in the definition in vogue at the time of their discharge.