No.1/2/2002/D(Pen-C)
Government of India
Ministry of Defence
Deptt. of Ex-Servicemen Welfare
New Delhi, dated 31st May, 2006

CORRIGENDUM

The following amendments are made to MOD letter No.1/2/2002/D(Pen-C), dt. 1.9.2003 regarding restructuring of the stages of decision making for grant of disability pension/special family pension to Armed Forces personnel/NOKs:-

(i) Sl.No.1, Para No.2
In the column relating to “Modified Provisions”, after the words “following authorities”, add the words “for the purpose of grant of war injury/disability pension or lumpsum compensation in lieu of disability/war injury element”. In Para (a) after in respect of “war injury/disability pension or lumpsum compensation in lieu of disability/war injury element” should be added.

(ii) Sl.No.2, Para No.3
In the column relating to “Modified Provisions” replace the words “No change” with the following “the assessment with regard to percentage of disability as recommended by the IMB/RMB and as approved by the next higher medical authority, would be treated as final unless the individual himself requests for a review. The approving authorities mentioned in para 2 above can also get the individual reetermined by a Review Medical Board, in consultation with DGoAFMS, if in their opinion the assessment of percentage of disability made by IMB/RMB is abnormally high or low”.

(iii) Sl.No.4, Para No.5
(a) In the column relating to “Modified Provisions” after the words “following authorities” add the words “for the purpose of grant of war injury/disability pension or lumpsum compensation in lieu of disability/war injury element”. In para (a) after in respect of “war injury/disability pension or lumpsum compensation in lieu of disability/war injury element” should be added.
(b) In the column relating to "Modified Provisions" after sub para (c) add the words "In case of doubt, the case will be referred to DGAFM& for advice"

(iv) Sl No. 5, Para No. 6

In the column relating to "Modified Provisions" the existing provisions be replaced by the following:

"The assessment and period of assessment with regard to percentage of disability as recommended by the IMB/RMB and as approved by next higher medical authority will be final unless the individual himself requests for a review except in cases of disabilities which are not of a permanent nature or approving authorities mentioned in para 5 have any doubt. In both the cases the individual will be reexamined by a Review Medical Board to be constituted by DGAFM&. The opinion of the Review Medical Board will be final.

(v) Sl No. 7, Para 8

In the column relating to "Modified Provisions", the existing para be substituted by the following:-

"The first appeals shall be referred to the respective Service Headquarters by the Record Office for a decision by Appellate Committee on First Appeals. There will be no change in the procedure for handling second appeals and post discharge claims."

(vi) Sl No. 11, Para 12

In the column relating to "Existing Provisions", before the words 'war injury element', add the words "disability element and"

(vii) Main Para No. 4

The existing para 4 be substituted by the following:-

0"In all cases (excluding invalidment and corresponding pension to family members) the decision on the disability pension should be finalized before the terms of engagement of the official is completed or the official retires/is discharged from service"
(viii) Main Para No. 5

The existing para 5 be substituted by the following:-

"Disability/Special Family Pension claims arising in the following contingencies shall be referred to DGAFMS by Record Office/Service HQrs for adjudication by a Medical Board constituted by DGAFMS and the findings of the Board will be final:-

(i) Cases of substantial increase in the disability claimed by an individual after invalidment/retirement/discharge.

(ii) Manifestation of any disability within 10 years of retirement/discharge."

2. This issue with the concurrence of Defence (Finance) vide their U.O. No. 112/DFA(P), dated 30.5.2006.

(M.M. Singh)
Deputy Secretary to the Govt. of India

Copy to :-

1. President Secretariat
2. Vice President’s Secretariat
3. Prime Minister’s Office
4. The Controller General of Defence Accounts
5. The Principal Controller of Defence Accounts (Pensions), Allahabad
6. Controller of Defence Accounts (Pension Disbursement), New Delhi
7. Controller of Defence Accounts (Navy), Mumbai
8. Controller of Defence Accounts (Air Force), New Delhi
9. Controller of Defence Accounts (O), Pune
10. The Director of Audit, Defence Services, New Delhi
11. Army Hqrs/ AG/PS 4
12. Naval Hqrs/ DPA
13. Air Hqrs/ DPP&R and DPA
14. TA Directorate/ AHQ
15. Director General of Resettlement
16. DGAFMS, New Delhi
17. JDAFMS(P), New Delhi
18. Department of Pensions and Pensioners’ Welfare