No.1(3)/2002/D(Pen/Policy)
Government of India
Ministry of Defence
Department of Ex-Servicemen Welfare

New Delhi, the 15th February, 2010

To

The Chief of the Army Staff
The Chief of the Naval Staff
The Chief of the Air Staff

Subject: Composition of Appellate Committees to consider appeal against rejection of claim for disability pension – Regarding

Sir,

I am directed to state that the Entitlement Rules for Casualty Pensionary Awards to Armed Forces Personnel, 1982 have been under revision for quite some time. These have been finalized as the Entitlement Rules for Casualty Pensionary Awards to Armed Forces Personnel, 2008. Therefore, the provisions of Entitlement Rules, 1982 stand superseded.

2. An Armed Forces Personnel, who is boarded out on medical grounds or is discharged/released/retds in low medical categories have the right to appeal against the denial of disability pension within a period of six months from the date of rejection of their initial claim. He will submit his claim to his Record Office (PBOR)/Service Hqrs (Commissioned Officers), which, in turn, will forward the same to Service Hqrs, as the case may be, to place it before the Appellate Committee. Similar, right of appeal is available to next of kin to Armed Forces Personnel, whose initial claim for special family pension has been rejected. This Committee comprises of:-

   Chairman : DDG(PS)/equivalent rank in Air Force and Navy
   Member : (a) DDG(Pens), Office of DGAFMS
            (b) DPA(Pension)
            (c) Dir PS-4/equivalent rank in Air Force and Navy.

3. In case the individual is not satisfied with the decision of the Appellate Committee for First Appeal, he has right to make another appeal through his Record Office (PBOR)/Service Hqrs (Commissioned Officers), which, in turn, will forward the same to the Department of Ex-servicemen Welfare, Ministry of Defence along with all the
records to place it before the Defence Minister's Appellate Committee on Pension. This committee comprises of:

Chairman: Raksha Mantri/Raksha Rajya Mantri

Members:
(a) Chief of Staff (Army/Navy/Air Force) or his representative not below the rank of Maj Gen and equivalent
(b) Secretary, Department of Ex-Servicemen Welfare
(c) Secretary(Defence/Finance)/Financial Advisor(DS)
(d) DGAFMS
(e) IAG of the Service other than to which the appellant belongs.

4. After consideration of all relevant issues involved in the case, the Appellate Committee will give its decision by upholding or rejecting the appeal within a period of 6 months.

5. This issues with the concurrence of MoD(Finance) vide their U.O. No.149/Fin/Pol dated 3.02.2010.

Yours faithfully,

(Handwritten:)
Director (Pol/Policy)