



सत्यमेव जयते

रक्षा मंत्री
भारत

MINISTER OF DEFENCE
INDIA

DO.No. 10(12)/2016/D(P/P)/2095-F/RM/17

13 May, 2017

Dear Shri Rajeev Chandrasekhar,

Please refer to your letter dated 10th June, 2016 addressed to my predecessor regarding implementation of One Rank One Pension for Disabled War Veterans invalidated out of service.

The matter has been got examined. I have been informed that the clarification issued by PCDA(P), Allahabad vide their letter dated 02.05.2016 in the case of Maj. MNK Menon (Retd) was inadvertently issued by them based on provisions earlier applicable for grant/revision of war injury pension to pre-2006 pensioners and his service for the purpose of service element was taken upto the deemed date of retirement. As per notification dated 07.11.2015, benefits of OROP has to be allowed to past pensioners on average pension of Armed Forces personnel retiring in 2013 with same rank and same length of service. Pension of post-2006 retirees drawing war injury pension is determined with reference to their emoluments last drawn appropriate to their qualifying service. Hence, average pension for equal qualifying service has to be allowed to past pensioners also. Therefore, the earlier issued letter was cancelled and modified instructions were issued by PCDA(P), Allahabad vide their letter dated 17.05.2016 and War Injury Pension was revised by taking into account of actual qualifying service rendered by Maj. MNK Menon (Retd.).

It is mentioned that 6th CPC made war injury element in invalidation equal to last emoluments drawn/minimum pay under 6th CPC as per fitment table and service element as 50% of last emoluments drawn or minimum of fitment table. There is no cap on the amount of war injury pension w.e.f. 01.07.2009. As such total War Injury Pension (consisting of service element plus war injury element) for 100% disablement is equal to or more than last emoluments drawn/minimum pay under 6th CPC as per fitment table which was limited to last emoluments drawn as per MoD letter dated 24th February, 1972.

Further, the issue regarding requirement of any modification in the methodology followed for fixation of pension under OROP for invalided-out war injury pensioners and liberalized family pensioners was referred to One Member Judicial Committee on OROP. The Committee has submitted its Report to the Government which is under examination.

I hope you will appreciate the position.

With regards,

Yours sincerely,



(Arun Jaitley)

Shri Rajeev Chandrasekhar
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