

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Pensions – Recommendations of the Anomalies Committee of Pay Revision Commission 1999-Amendment to G.O (P) No.523 Finance (Pen.I) Department dated 22.6.2004 – Orders – Issued.

FINANCE (PENSION-I) DEPARTMENT

G.O.MS.No 231

Dated: 8.8.2008.
Read the following:-

- 1) G.O.(P) No.523,Finance (Pen.I) Department dated 22.6.2004
- 2) OM. No.1/19/03-P&PW (E), G.O.I, Ministry of Personnel, Public Grievances and Pensions, Department of Pension and Pensioners welfare dated 25.8.2004.
- 3) Lr.No.PM/I/1-1(17)/2005-06/122, dated 9.3.2006 from the Dy. Accountant General (P), A.G.A.P. Hyderabad.

ORDER:

As per the recommendations of Anomalies Committee of PRC 1999, Govt. have issued orders in the reference 1st read above, for inclusion of widowed/divorced daughter and parents who were totally dependent on Govt. servant while he was alive and where the deceased employee left behind neither widow nor a child in the definition of Family for purposes of family under sub-Rule 12 of Rule 50 of A.P Revised Pension Rules 1980.

2. In the reference 2nd read above Govt. of India have issued orders that there will be no age restriction in the case of the divorced/ widowed daughter who shall be eligible for family pension even after their attaining 25 years of age subject to all other conditions prescribed in the case of son/ daughter.

3. In the reference 3rd read above, the Deputy Accountant General, O/o Accountant General, Andhra Pradesh, Hyderabad has also suggested to consider for extension of the benefits as provided in Govt. of India orders in the reference 2nd read above.

4. Government after careful examination of the matter have decided to amend the G.O.(P) No.523 Finance (Pen.I) Department dated 22.6.2004.

5. Accordingly the following amendment is issued to G.O. (P) No.523 Finance (Pen.I) Department dated 22.6.2004.

A M E N D M E N T

At the end of para 3, the following shall be added:

“There will be no age restriction in the case of the divorced/ widowed daughter who shall be eligible for family pension even after attaining 25 years of age subject to all other conditions prescribed in the case of son/ daughter”.

6. These orders shall come into force with immediate effect.
7. The G.O is available on Internet and can be accessed at address “ <http://www.ap.gov.in/goir>”

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

VASUDHA MISHRA
SECRETARY TO GOVERNMENT(FP)

To

The Principal Accountant General, A.P. Hyderabad. (with a covering letter)

The Accountant General (A&E) A.P. Hyderabad.

The Accountant General (Audit. I) A.P. Hyderabad.

The Accountant General (Audit.II) A.P. Hyderabad.

The Accountant General of other states given below through A.G., A.P. Hyderabad (3000 copies)

The Accountant General, Tamilnadu, Chennai.

The Accountant General, Maharastra, Mumbai.

The Accountant General, Gujarat.

The Accountant General (A&E) Kerala, P.N.No.5607, Tiruvananthapuram- 695 039.

The Accountant General (A&E) Karnataka, Bangalore.

The Accountant General (A&E), U.P., Allahabad.

The Accountant General (A&E), Haryana, Chandigarh.

The Accountant General (A&E), Punjab, Chandigarh.

The Accountant General (A&E), Rajasthan, Jaipur.

The Accountant General (A&E), Assam, Dispur.

The Accountant General (A&E), Bihar, Patna.

The Accountant General, Orissa, Bhubaneswar.

The Accountant General, (A&E-II), Madhya Pradesh, Gwalior.

The Accountant Officer (Pen.Co-Ordination), O/o the Principal Accountant General (A&E) Calcutta, West Bengal.

The Secretary to Government, Finance Department, Secretariat, Chennai, Tamilnadu.

The Secretary to Government, Finance Department, Secretariat, Trivendram, Kerala.

The Secretary to Government, Finance Department, Secretariat, Bhubaneswar, Orissa.

The Public Accounts Officer, Treasury, Pondichery.

All Departments of Secretariat.

The Secretary to Governor, Raj Bhavan, Hyderabad.(with a covering letter)

The Registrar General, High Court of Andhra Pradesh, Hyderabad (with a covering letter)

The Registrar Lokayukta and Upa Lokayukta, A.P. Hyderabad(with a covering letter).

The Registrar, A.P. Administrative Tribunal, Hyderabad.(with a covering letter)

The Secretary, Andhra Pradesh Public Service Commission, Hyderabad. (with a covering letter)

The Managing Director, A.P. GENCO, Vidyut Soudha, Hyderabad.(with a covering letter)

The Managing Director, A.P.TRANSOCO, Vidyut Soudha, Hyderabad.(with a covering letter)

All Heads of Departments.

The Director of Treasuries and Accounts, A.P. Hyderabad.

The Director of State Audit, A.P. Hyderabad.

The Director of Works and Projects, Hyderabad.

The Pay and Accounts Officer, Hyderabad.

The Joint Director, Pension Payment Office, Hyderabad

The Commissioner, Dr. M.C.R. H.R.D Institute of A.P. (Institute of Administration), Jubilee Hills, Hyderabad.

All the Collectors.

All the District Judges.

All the District Treasury Officers.
All the District Development Officers of Zilla Praja Parishads.
All the District Panchayat Officers.
All the District Educational Officers.
The Chairman, Tribunal for Disciplinary Proceedings, Hyderabad.
The Vice Chairman & Managing Director, A.P. Housing Board, Hyderabad.
All the Commissioners/Special Officers of Municipalities/Municipal Corporations.
The Registrar of all the Universities.
The Joint Director (Works & Accounts) N.S. Project, Secretariat Buildings, Hyderabad.
The Secretary Tungabhadra Project, Via. Hospet, Ballary District.
The Joint Director (Works & Accounts) N.S. Right Canals, Vijayapuri North,
Nalgonda District.
The Joint Director (Works & Accounts) N.S. Left Canals, Tekulapally, Khammam District.
The Joint Director (Works & Accounts) G.B. Project, Dowlaiswaram, E.G. District.
The Joint Director (Works & Accounts), Sriramsagar Project, Nizamabad District.
The P.A.O., T.P.H.L.C., Stage-I, Anantapur.
The Assistant P.A.O., Vamsadhara Project, Srikakulam District.
The Director of State Ports, Kakinada, East Godavari, A.P.,
All the Secretaries of Market Committees through Director of Marketing (30 copies).
The Resident Commissioner, Andhra Pradesh Bhavan, Ashoka Road, New Delhi-110 001.
The Pay & Accounts Officer, Government of Andhra Pradesh, New Delhi-110 001
All the Pensioners Associations.
SF/SCS.0
This G.O. is available on the Internet at www.aponline.gov.in and www.apfinance.gov.in.

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//forwarded::by order//
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Section Officer.



**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Family Pension – Inclusion of widowed/divorced daughters and dependent parents in the definition of family for purpose of family pensioner – Amendment – Orders – Issued.

FINANCE (PENSION-I) DEPARTMENT

G.O.Ms.No 203

Dated: 04.06.2010

Read the following:-

1. G.O.Ms.No.523 Finance (Pen.I) Department, dated 22.06.2004.
2. G.O.Ms.No.231 Finance (Pen.I) Department, dated 08.08.2008.

* * * * *

ORDER:

In the G.O. 1st read above, Government have issued orders for the inclusion of widowed/divorced daughter and parents who were totally dependent on a deceased Government servant while he was alive and where the deceased employee left behind neither widow nor a child in the definition of family for the purpose of family pension, under sub-rule (12) of Rule 50 of A.P.Revised Pension Rules, 1980.

2. In the G.O. 2nd read above, Government have issued orders that there will be no age restriction in the case of divorced/widowed daughter who shall be eligible for family pension even after attaining 25 years of age subject to all other conditions prescribed in the case of daughter.

3. In the light of the above, Government have decided to amend the Clause (iii), Sub-Rule 5 of Rule 50 under A.P.Revised Pension Rules, 1980 suitably. Accordingly, the following notification shall be published in the Andhra Pradesh Gazette.

NOTIFICATION

4. In exercise of the powers conferred the proviso to article 309 of Constitution of India, the Governor of Andhra Pradesh hereby makes the following amendment to the A.P. Revised Pension Rules, 1980, issued in G.O. (P) No.88 Finance and Planning (FW.Pen.I) Department dated 26.03.1980 and as subsequently amended from time to time. The amendment shall be deemed to have come into force on 22.06.2004 and 08.08.2008 respectively.

AMENDMENT

In the said rules, in rule 50, in sub-rule (5) after clause (iii), the following clauses shall be inserted, namely:-

- “ iv) In the case of widowed/divorced daughter up to the date of death or remarriage or she starts earning a sum of Rs.2440/- per month from the employment in the Government, Private Sector, Self employment etc., which ever is earlier.
- [v] Parents who were totally dependent on deceased Govt. servant while he was alive, and where the deceased has not left behind a widow or a child.”

In rule 50, in sub-rule (12) after clause (iii), the following clauses shall be inserted namely:-

- “ (iv) In the case of widowed/divorced daughter up to the date of death or remarriage or she starts earning a sum of Rs.2440/- per month from the employment in the Government, Private Sector, Self employment etc., which ever is earlier.
- [v] Parents who were totally dependent on deceased Government servant while he was alive, and where the deceased has not left behind a widow or a child.”

The G.O is available on Internet and can be accessed at the address <http://www.ap.gov.in/goir> and <http://www.apfinance.gov.in>.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**L.V. SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT (FP)**

To

The Commissioner, Printing Stationery & Stores Purchase, Hyderabad.
For publication of the notification in the A.P. Extraordinary Gazette,
with a request to supply 50 copies.
All Departments of Secretariat.
All the Heads of Departments.
The Secretary, Andhra Pradesh Public Service Commission, Hyderabad.
All District Collectors,
All Service Sections in the General Administration Department,
The Registrar A.P.A.T/A.P. High Court/Lok-Ayukta & Upa Lokayukta.
The Law (E) Department,
The PS to Chief Minister,
The PS to Chief Secretary.
SC/SF.

//FORWARDED::BY ORDER//

SECTION OFFICER



GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PENSIONS – Recommendations of PRC 2010 – Categorization of Family Pension beneficiaries - Family Pension to the childless widow of deceased pensioner even after remarriage - Family Pension to the widowed/divorced daughter, irrespective whether she became widowed /divorced either before or after the retirement of employee – Orders – Issued.

FINANCE (PENSION-I) DEPARTMENT

G.O.Ms.No. 315

Dated: 07.10.2010

Read the following:-

1. G.O.Ms.No.438 G.A. (Spl.A) Dept., dated.07.07.2008.
2. G.O.Ms.No.598 G.A. (Spl.A) Dept., dated. 26.11.2009.
3. G.O.Ms.No.523 Finance (Pension.I) Dept., dated 22.06.2004.
4. G.O.Ms.No.231 Finance (Pension.I) Dept., dated 08.08.2008.
5. G.O.Ms.No.203 Finance (Pension.I) Dept., dated 04.06.2010.

* * * * *

ORDER:

In the Government Order 1st read above, orders were issued constituting Ninth Pay Revision Commission and Government appointed Sri C.S.Rao, IAS, (Retd.) as Pay Revision Commissioner. In the Government Order 2nd read above, the terms of reference of the Pay Revision Commissioner were laid down.

2. According to rule 50 of the Andhra Pradesh Revised Pension Rules, 1980 as amended in the reference 5th read above, the Family pension is payable to:

- (i) In the case of a widow or widower, up to the date of death or remarriage, whichever is earlier;
- (ii) In the case of a son until he attains the age of 25 years;
- (iii) In the case of Unmarried daughter until she attains the age of 25 years, or until she gets married, whichever is earlier;
- (iv) In the case of Physically/Mentally disabled sons/daughter throughout their life;

- (v) In the case of widowed/divorced daughter up to the date of death or remarriage or she starts earning a sum of Rs.2440/- per month from the employment in the Government, Private Sector, Self employment etc., which ever is earlier; and
- (vi) Parents who were totally dependent on deceased Govt. servant while he was alive, and where the deceased has not left behind a widow or a child.

3. The Ninth Pay Revision Commission, after due consideration of the existing Family Pension Rules and Government of India orders and the requests of various Associations, inter alia, recommended the following in respect of sanction of Family Pension;

- (i) Categorisation of eligible beneficiaries of family pensioners into two categories as per the orders issued by Government of India in their O.M. F.No.38/37/08- P&PW (A), dated 02.09.2008 of Ministry of Personnel, Public Grievances & Pensions, Department of Pension & Pensioners' Welfare, New Delhi;
- (ii) Continuation of payment of family pension to the childless widow even after her remarriage as per the orders issued by Government of India in their O.M. F.No.38/37/08- P&PW (A), dated 02.09.2008 of Ministry of Personnel, Public Grievances & Pensions, Department of Pension & Pensioners' Welfare, New Delhi;
- (iii) Payment of family pension to the widowed/divorced daughter, irrespective whether she became widowed /divorced daughter either before or after the retirement of employee, provided the spouse predeceases the pensioner and sons/daughters become ineligible for the Family Pension; and
- (iv)** Sanction of family pension to the daughters of deceased pensioners who became widowed /divorced either before or after the date of issue of the G.O.Ms.No.523 i.e. 22-06-2004.

4. After careful consideration of the matter, Government decided to accept the above recommendations of the Pay Revision Commission and hereby order that:-

- (A)** The eligible beneficiaries of family pension are divided into two categories as shown below; namely:-

Category-I:

- (i) Widow or widower, upto the date of death or remarriage whichever is earlier.
- (ii) (a) Son / daughter (including widowed daughter) upto the date of his/her marriage / remarriage or till the date he/ she starts earning or till the age of 25 years, whichever is the earliest.
- (b) Sons/daughters who are physically/mentally disabled throughout their life subject to the conditions specified therein.

Category-II:

- (i) Unmarried/ widowed/ divorced daughter, not covered by Category-I above, upto the date of marriage/ remarriage or till the date she starts earning or upto the date of death whichever is the earliest.
 - (ii) Parents, who were wholly dependent on the Government servant when he / she was alive, provided the deceased employee has left behind neither a widow nor a child. Family pension to dependent parents will continue till the date of death.
- (B)** Family Pension to unmarried/widowed/divorced daughters referred to, in Category-II and dependent parents referred to in category-II shall be payable only after the other eligible family members in the Category-I have ceased to be eligible to receive family pension and there is no physically/mentally disabled child to receive the family pension. Grant of family pension to children in respective categories shall be payable in order of their date of birth and younger of them will not be eligible for family pension unless the next above him/her has become ineligible for grant of family pension in that category.
- (C)** The income criteria for dependency will be the minimum family pension along with dearness relief thereon.
- (D)** The Childless widow of a deceased Govt. employee shall continue to be paid family pension even after her remarriage subject to the condition that the family pension shall cease once her independent income from all other sources becomes equal to or higher than the minimum family pension prescribed from time to time. The Family pensioner i.e. the childless widow, in such cases would be required to give a declaration regarding her income from other sources to the pension disbursing authority once in every six months.

- (E) (i) The widowed/divorced daughter, irrespective whether she became widowed /divorced either before or after the retirement of the employee is, eligible for family pension, provided the spouse predeceases the pensioner and sons/daughters referred to in category-I above become ineligible for the Family Pension.
- (ii) Further this is applicable to all pensioners who retired either before or after the issue of orders in the G.O.Ms.No. 523 Finance (Pension.I) Department dated 22.06.2004 and G.O.Ms.No.231 Finance (Pension.I) Department dated 08.08.2008.
- (iii) For this purpose, the existing pensioners in whose cases, their spouses are deceased and sons/daughters (including physically/Mentally disabled children) referred to in category-I became ineligible for the payment of family pension, and if their widowed/divorced daughters , thus became eligible for the payment of Family pension, have to submit proposals for the sanction and payment of the family pension to the pension issuing authorities through the respective pension sanctioning authorities duly enclosing documentary evidence in support of the divorce of the daughter and death certificate in support of the death of the husband of the daughter, provided they are wholly dependent on the pensioner.

5. Government further decided to issue necessary amendments to the Andhra Pradesh Revised Pension Rules, 1980.

6. The G.O is available on Internet and can be accessed at the address <http://goir.ap.gov.in> and www.apfinance.gov.in.

7. Accordingly, the following notification will be published in the Andhra Pradesh Gazette.

NOTIFICATION

In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Andhra Pradesh hereby makes the following amendments to the Andhra Pradesh Revised Pension Rules, 1980 issued in G.O. (P).No.88, Finance & Planning, dated the 26th March, 1980 as amended from time to time.

AMENDMENT

In rule 50 of the said rules:-

I. for sub-rule (5), the following shall be substituted, namely, -

“(5) The period for which family pension is payable shall be as follows,-

Category- I:

A. (i) In the case of a widow or widower, upto the date of death or remarriage whichever is earlier.

(ii) However, in the case of Childless widow of a deceased Government employee, the family pension shall continue to be paid even after her remarriage subject to the condition that the family pension shall cease once her independent income from all other sources becomes equal to or higher than the minimum family pension prescribed in the State Government from time to time. The Family pensioner in such case would be required to give a declaration regarding her income from other sources to the pension disbursing authority once in every six months.

B. (i) In the case of a son until he attains the age of 25 years or starts earning whichever is earlier,

(ii) In the case of daughter until she attains the age of 25 years or she gets married or starts earning, whichever is the earliest.

(iii) In the case of a son or daughter of a Government servant who is suffering from any disorder or disability of mind or is physically crippled or disabled so as to render him or her unable to earn a living even after attaining the ages of Son/Daughter as specified in clause (i) and (ii) above the family pension shall be payable to such son or daughter for life subject to the following conditions, namely :-

(a) If such son or daughter is one among two or more children of the Government servant, the family pension shall be initially payable to the children in the order set out in clause (ii) of sub rule (7) of this rule, until the last child attains the ages of Son/Daughter as specified in clauses (i) and (ii) above and thereafter the family pension shall be resumed in favour of the son or daughter suffering from disorder or disability of mind or who is physically crippled or disabled and shall be payable to him/her for life;

(b) If there are more than one such child suffering from disorder or disability of mind, or who are physically crippled or disabled, the family pension shall be paid in the order of their births and younger of them will get the family pension only after the elder next above him/her ceases to be eligible;

(c) The benefit of family pension to physically crippled or mentally disabled children, however, is only admissible in respect of Government employees who are entitled to family pension under this rule or under the rules specified in part II of these rules:

- (d) where the family pension is payable to such twin children, it shall be paid to such twin children in equal shares:

Provided that when one such child ceases to be eligible, his/her share shall revert to the other child and when both of them cease to be eligible, the family pension shall be payable to the next eligible single child/twin children.

- (e) the family pension shall be paid to such son or daughter through the guardian as if he/she were a minor;
- (f) before allowing the family pension for life to any such son or daughter, the sanctioning authority shall satisfy that the handicap is of such a nature as to prevent him or her from earning his or her livelihood and the same shall be evidenced by a certificate obtained from a medical officer not below the rank of a Civil Surgeon setting out, as far as possible, the exact mental or physical condition of the child;
- (g) the person receiving the family pension as guardian of such son or daughter, shall produce every three years a certificate from a medical officer not below the rank of a Civil Surgeon to the effect that he or she continues to suffer from disorder or disability of mind or continues to be physically crippled or disabled.

Explanations:-

- (i) The family pension payable to such son or daughter under this sub-rule shall be stopped if he/she starts earning his/her livelihood;
- (ii) The family pension payable to such daughter under this sub rule shall be stopped from the date she gets married;
- (iii) In such cases, it shall be the duty of the guardian to furnish a certificate to the treasury or bank, as the case may be, every month to the effect that:-
- a. He/she has not started earning his/her livelihood;
- b. In the case of a daughter, that she has not yet married.

Category- II:

- A.** In the case of Unmarried/ widowed/ divorced daughter, not covered by Category-I above, upto the date of marriage/ remarriage or till the date she starts earning or upto the date of death whichever is the earliest, provided they are wholly dependent on the employee/pensioner.

- B.** In the case of Parents who were wholly dependent on the Government servant when he/ she was alive, upto the date of death, provided the deceased employee has left behind neither a widow nor a child.

NOTE (1):- Family Pension to unmarried/widowed/divorced daughters and dependent parents specified in Category-II, shall be payable only after the other eligible family members in Category-I have ceased to be eligible to receive family pension and there is no disabled child to receive the family pension.

NOTE (2):- Grant of family pension to children in respective categories shall be payable in order of their date of birth and younger of them will not be eligible for family pension unless the next above him/her has become ineligible for grant of family pension in that category.

NOTE (3):- The income criteria for dependency will be the minimum family pension along with dearness relief thereon. "

II. In sub-rule (12), for clause (b), the following shall be substituted, namely, -

“(b) “Family” in relation to Government servants means -

Category- I:

- (i) Wife in the case of a male Government servant, or husband in the case of a female Government servant.

Note 1:- Wife and husband shall include respectively judicially separated wife and husband.

Note 2 :- Where the appointing authority decides that for reasons to be recorded in writing a child or children from a judicially separated deceased female Government servant should receive the family pension in preference to judicially separated husband of the deceased Government servant such husband shall not be regarded as covered by the expression ‘family’.

- (ii) Sons / daughters, including such son/daughter adopted legally before retirement or son/daughter born after retirement, and also including physically/mentally disabled son/daughter.

Category – II:

- (i) Unmarried/ widowed/ divorced daughter, not covered by Category-I above,
- (ii) Parents who were wholly dependent on the Government servant when he/ she was alive, provided the deceased employee has left behind neither a widow nor a child.

Note:- The period of payment of Family Pension and conditions subject to which the Family Pension is payable, shall be as specified in Sub-rule (5) above.”

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**L.V.SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT (FP)**

To

The Commissioner, Printing, Stationery and Stores Purchase, Hyderabad for publication in the Gazette.

All Departments of Secretariat.

All the Heads of Departments.

The Director of Treasuries, A.P. Hyderabad.

The Director of State Audit, A.P. Hyderabad.

The Director of Works and Projects, Hyderabad.

The Pay and Accounts Officer, Hyderabad.

The Joint Director, Pension Payment Office, Jambagh, Hyderabad

The Principal Secretary to Governor, Raj Bhavan, Hyderabad.

The Principal Accountant General, A.P. Hyderabad.

The Accountant General (A&E) A.P. Hyderabad.

The Accountant General (Audit. I) A.P. Hyderabad.

The Accountant General (Audit.II) A.P. Hyderabad.

The Accountant General of other states given below through A.G., A.P. Hyderabad)

The Secretary, Andhra Pradesh Public Service Commission, Hyderabad.

The Managing Director, A.P. GENCO Vidyut Soudha, Hyderabad.

The Managing Director, A.P. TRANSCO Vidyut Soudha, Hyderabad

The Commissioners of Municipal Corporation, Greater Hyderabad, Vijayawada, Greater Visakhapatnam, Warangal, Kurnool, Rajahmundry, Guntur, Nellore, Kakinada, Eluru, Nizamabad Karimnagar and Kadapa.

The Registrar, Andhra University, Visakhapatnam, Dravidian University, Kuppam, Acharya N. G. Ranga Agricultural University: Andhra Pradesh, Hyderabad, Dr. B. R. Ambedkar Open University, Hyderabad, Acharya Nagarjuna University, Guntur, Central Institute of English and Foreign Languages University, Hyderabad, Jawaharlal Nehru Technological University, Hyderabad, Kakatiya University, Warangal, K L University, Vijayawada, Maulana Azad National Urdu University, Hyderabad, Osmania University, Hyderabad, Potti Sreeramulu Telugu University, Hyderabad, Sri Venkateswara University, Tirupati, Sri Padmavathi Mahila University, Tirupati Sri Krishnadevaraya University, Anantapur, Sri Sathya Sai University, Puttaparthi, University of Hyderabad, International Institute of Information Technology, Hyderabad, National Institute of Technology, Warangal, NTR University of Health Sciences, Vijayawada, Yogi Vemana University, Kadapa, Telangana University, Nizamabad, Adikavi Nannaya University, Rajamundry, Nizam Institute of Medical Sciences, Hyderabad, Sri Venkateshwara Institute of Medical Sciences & University, Tirupathi, Sri Venkateshwara Veterinary University, Tirupathi, Rashtriya Sanskrit Vidya Petha, Tirupathi.

The Chairman, Tribunal for Disciplinary Proceedings, Hyderabad.

The Vice Chairman, A.P. Housing Board, Hyderabad.
 All the Collectors.
 All the District Judges.
 All the District Treasury Officers.
 All the Chief Executive Officers of Zilla Praja Parishads.
 All the District Panchayat Officers.
 All the District Educational Officers.
 The F.A.& C.A.O., N.S. Project, Secretariat Buildings, Hyderabad.
 The Secretary Tungabhadra Project, Via. Hospet, Bellary District.
 The Joint Director (Works & Accounts), N.S. Right Canals, Vijayapuri North, Nalgonda District.
 The Joint Director (Works & Accounts), N.S. Left Canals, Tekulapally, Khammam District.
 The Joint Director (Works & Accounts), G.B. Project, Dowlaiswaram, E.G. District.
 The Director of Accounts, Sriramsagar Project, Nizamabad District.
 The Pay and Accounts Officer, T.P.H.L.C., Stage-I, Anantapur.
 The Assistant Pay and Accounts Officer., Vamsadhara Project, Srikakulam District.
 The Director of State Ports, Kakinada, East Godavari, A.P.,
 All the Secretaries of Agricultural Market Committees through Director of Marketing .
 All the Commissioners/Special Officers of Municipalities through the Commissioner of Municipalities.
 The Director General, Dr. M.C.R. H.R.D Institute of A.P., Jubilee Hills, Hyderabad.
 The Chairman, Commission of Enquiries, A.P. Hyderabad.
 The Lokayukta and Upa Lokayukta, A.P. Hyderabad.
 Copy to SF/SCS.

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SECTION OFFICER



GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PENSIONS – Disbursement of Pension – Procedure for claiming Family Pension after the demise of the spouse or other member of the family - Orders - Issued.

FINANCE (P.S.C.) DEPARTMENT

G.O. Ms. No. 353

Dated: 04 - 12 - 2010.

Read the following:

1. G.O. Ms. No. 438, G.A. (Spl. A) Department, Dated: 07.07.2008.
2. This Department Circular Memo. No. 743/147/PSC/2009, Dated: 29-05-2009.
3. G.O. Ms. No. 315, Fin. (Pen. I) Department, Dated: 07.10.2010.

* * *

ORDER:

In the Government Order 1st read above, orders were issued constituting Ninth Pay Revision Commission and appointing Sri C.S. Rao, IAS., (Retd) as Pay Revision Commissioner.

2. The Ninth Pay Revision Commission submitted its report to the Government on 05.12.2009. In the report, the 9th PRC suggested to issue instructions regarding the procedure to be followed for the payment of Family Pension to the other eligible family members, in cases where the family pension was already authorized by the pension issuing authority along with service pension, in favour of either the spouse or children, who either pre-deceased the service pensioner or subsequently became ineligible for Family Pension either due to death or otherwise. The PRC also made suggestions basing on the then existing definition of family contained in Rule 50 (12) of the Andhra Pradesh Revised Pension Rules, 1980.

3. After the submission of the report of 9th PRC, the Government issued orders in the G.O 3rd read above amending rule 50(5) and rule 50 (12) of the Andhra Pradesh Revised Pension Rules, 1980, categorizing the family members into two categories adopting the orders issued by the Government of India in their O.M F.No. 38/37/08 P & P.W (A), Dated: 02-09-2008, since the 9th PRC also recommended to adopt the same

categorization in respect of the family pension admissible to the family members of the State Government employees.

4. Keeping in view the revised definition of family members, as per the G.O 3rd read above and the suggestions made by the 9th PRC, new categories of Family Pension beneficiaries would be seeking sanction of Family Pension. To ensure speedy disposal of such claims, the Government hereby issue the following orders.

5. As per the amended provisions contained in Rule 50 (5) of the Andhra Pradesh Revised Pension Rules, 1980, Family Pension is payable to the family members belonging to category-I of Rule 50 (12) of the Andhra Pradesh Revised Pension Rules, 1980 viz.

- i. to the spouse up to the date of death or re-marriage whichever is earlier. However, if the spouse is a childless widow, the family pension is payable eve after her marriage until her independent income from all other sources becomes equal to or higher than the minimum family pension together with Dearness Relief prescribed from time to time,
- ii. to the son until he attains the age of 25 years or starts earning whichever is earlier,
- iii. to the unmarried daughter until her marriage or until she attains the age of 25 years or till she starts earning;
- iv. in the case of sons/daughters, who are suffering from any disorder or disability of mind or is physically crippled or disabled, the Family Pension is payable for the entire life subject to the conditions laid down in Rule 50 (5) of the Andhra Pradesh Revised Pension Rules, 1980 as amended in G.O. 3rd read above.

6. If there are no eligible family members falling within Category-I of rule 50 (12) of the Andhra Pradesh Revised Pension Rules, 1980, then the Family Pension is payable to the family members specified in Category-II of Rule 50 (12) of the Andhra Pradesh Revised Pension Rules, 1980, subject to the conditions specified in Rule 50 (5) of the Andhra Pradesh Revised Pension Rules, 1980 Viz.

- (i) to the un-married / widowed / divorced daughter (not covered by Category-I) upto the date of marriage /re-marriage or till the date she starts earning or upto the date of death provided they are wholly dependent on the employee / Pensioner;
- (ii) to the parents who were wholly dependent on the Government Servant when he / she was alive, upto the date of death, provided the deceased employee has left behind neither a widow nor a child.

7. Normally in the Application form for Pension, the retiring employee has to furnish the list of family members, together with the Descriptive

Rolls of the Pensioner and that of either the spouse or if there is no spouse, that of the other eligible family pension beneficiary existing at the time of submission of application. At that time, the pensioner is not required to furnish the descriptive rolls of the remaining family pension beneficiaries. Basing on the above information received from the Pension Sanctioning Authority, the Accountant General, Andhra Pradesh, Hyderabad / District Audit Officers of State Audit, while issuing authorization for the payment of service pension are also indicating the name of the family pension beneficiary and the amount of family pension admissible in the event of death of the Service Pensioner.

8. The payment of family pension arises only after the demise of the pensioner. Therefore, after the demise of the service pensioner, the Pension Disbursing Officers can straightaway start payment of family pension to the family pension beneficiary to whom authorization was already issued by the Accountant General, Andhra Pradesh, Hyderabad at the time of issuing authorization for Service Pension. This can be done immediately on receipt of a simple application from that family pension beneficiary duly enclosing the death certificate of the pensioner. In cases, where such family pension beneficiary either predeceases the pensioner or in cases when he / she becomes ineligible for family pension either due to death or due to other conditions imposed in the rules, the family pension is payable to the other family pension beneficiary if he/she is otherwise eligible as per rules. For this purpose, the authorization of the Accountant General, Andhra Pradesh, Hyderabad / District Audit Officers of State Audit Department is necessary for authorizing the payment of Family Pension to that family pension beneficiary. As such, in cases where the Family Pension Beneficiary in respect of whom authorization was already issued by the Accountant General, Andhra Pradesh, Hyderabad / District Audit Officer of State Audit, either predeceases the pensioner or becomes ineligible for the Family Pension, the other eligible Family Pension beneficiary has to submit an application form together with the descriptive rolls, in quadruplicate, to the Accountant General, Andhra Pradesh, Hyderabad / District Audit Officer of State Audit, through the Pension Sanctioning Authority, for issuing fresh authorization to the Pension Disbursing Officer.

9. For this purpose, the following procedure shall be adopted.

- (i) the claimant (i.e) the eligible Family Pension beneficiary has to submit the application for family pension together with the Descriptive Rolls in the formats prescribed in G.O. Ms. No. 263, Fin & Plg. (FW-PSC) Department, Dated:23-11-1998.
- (ii) in the case of claims for family pension by the children (including physically & mentally crippled children) the claim is admissible only if the name of the claimant was included in the list of family members by the service pensioner / earlier family

pensioner, as the case may be, at the time of submission of pension papers for the first time. However, non-inclusion of the name in the case of categories who were not eligible for Family Pension at the time of retirement of the employee, but have become eligible for Family Pension due to their inclusion later would not debar them from claiming family pension.

- (iii) the claimant has to enclose the Death Certificate of the Service Pensioner / earlier Family Pensioner, as the case may be.
- (iv) in cases where the earlier family pensioner became ineligible for family pension either due to re-marriage or other conditions specified in the rules, the claimant has to obtain the information regarding ineligibility, from the earlier family pensioner, in writing, and enclose it in original, to the application for sanctioning family pension.
- (v)(i) If the claimant is a unmarried / widowed / divorced daughter falling under Category-II of family, a self declaration to the effect that she is wholly dependent on the employee / pensioner has to be enclosed.
- (v)(ii) if the claimant is a divorced daughter, an attested copy of the divorce deed has also to be enclosed.
- [v](iii) if the claimant is a widowed daughter, the Death Certificate of her husband together with a certificate from the concerned M.R.O., to the effect that the person specified in the Death Certificate was her husband also have to be enclosed.
- (vi) If the claimant is a parent (i.e) either father or mother of the deceased employee, the Death Certificate of Service Pensioner / earlier Family Pensioner, as the case may be has to be enclosed. A certificate from the concerned M.R.O to the effect that the claimant is the father / mother of the deceased Government employee / service pensioner, has also to be enclosed. In addition, a self declaration by the claimant to the effect that he / she was wholly dependant on the Government employee when he / she was alive and that the deceased employee has left behind neither a widow nor a child also has to be enclosed. In these cases, if the father and mother of the deceased pensioner are both alive, the father is eligible for family pension in preference to the mother. However, if the father is not alive, then the mother is eligible for family pension.

In the case of claim by father, the Pension Sanctioning Authority has to verify the correctness of the name of the father from the Service Book of the employee.

10. In cases where the pension papers are being submitted for the first time, after the issue of this G.O. by the retiring employee, the names of the father and mother of the Government Servant and all the family

members, irrespective of their eligibility or otherwise for Family Pension have to be included in the list of family members form, if they are alive at the time of submission of pension papers.

11. The G.O is available on Internet and can be accessed at the address <http://www.ap.gov.in/goir>. and www.apfinance.gov.in.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

L.V.SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT (FP)

To

The Commissioner, Printing, Stationery and Stores Purchase, Hyderabad for publication in the Gazette.

All Departments of Secretariat.

All the Heads of Departments.

The Director of Treasuries, A.P. Hyderabad.

The Director of State Audit, A.P. Hyderabad.

The Director of Works and Projects, Hyderabad.

The Pay and Accounts Officer, Hyderabad.

The Joint Director, Pension Payment Office, Jambagh, Hyderabad

The Principal Secretary to Governor, Raj Bhavan, Hyderabad.

The Principal Accountant General, A.P. Hyderabad.

The Accountant General (A&E) A.P. Hyderabad.

The Accountant General (Audit. I) A.P. Hyderabad.

The Accountant General (Audit.II) A.P. Hyderabad.

The Accountant General of other states given below through A.G., A.P. Hyderabad)

The Secretary, Andhra Pradesh Public Service Commission, Hyderabad.

The Managing Director, A.P. GENCO Vidyut Soudha, Hyderabad.

The Managing Director, A.P. TRANSCO Vidyut Soudha, Hyderabad

The Commissioners of Municipal Corporation, Greater Hyderabad, Vijayawada, Greater Visakhapatnam, Warangal, Kurnool, Rajahmundry, Guntur, Nellore, Kakinada, Eluru, Nizamabad Karimnagar and Kadapa.

The Registrar, Andhra University, Visakhapatnam, Dravidian University, Kuppam, Acharya N. G. Ranga Agricultural University: Andhra Pradesh, Hyderabad, Dr. B. R. Ambedkar Open University, Hyderabad, Acharya Nagarjuna University, Guntur, Central Institute of English and Foreign Languages University, Hyderabad, Jawaharlal Nehru Technological University, Hyderabad, Kakatiya University, Warangal, K L University, Vijayawada, Maulana Azad National Urdu University, Hyderabad, Osmania University, Hyderabad, Potti Sreeramulu Telugu University, Hyderabad, Sri Venkateswara University, Tirupati, Sri Padmavathi Mahila University, Tirupati, Sri Krishnadevaraya University, Anantapur, Sri Sathya Sai University, Puttaparthi, University of Hyderabad, International Institute of Information Technology, Hyderabad, National Institute of Technology, Warangal, NTR University of Health Sciences, Vijayawada, Yogi Vemana University, Kadapa, Telangana University, Nizamabad, Adikavi Nannaya University, Rajamundry, Nizam Institute of Medical Sciences, Hyderabad, Sri Venkateshwara Institute of Medical Sciences & University, Tirupathi, Sri Venkateshwara Veterinary University, Tirupathi, Rashtriya Sanskrit Vidya Petha, Tirupathi.

The Chairman, Tribunal for Disciplinary Proceedings, Hyderabad.

The Vice Chairman, A.P. Housing Board, Hyderabad.

All the Collectors.

All the District Judges.
 All the District Treasury Officers.
 All the Chief Executive Officers of Zilla Praja Parishads.
 All the District Panchayat Officers.
 All the District Educational Officers.
 The F.A. & C.A.O., N.S. Project, Secretariat Buildings, Hyderabad.
 The Secretary Tungabhadra Project, Via. Hospet, Bellary District.
 The Joint Director (Works & Accounts), N.S. Right Canals, Vijayapuri North, Nalgonda District.
 The Joint Director (Works & Accounts), N.S. Left Canals, Tekulapally, Khammam District.
 The Joint Director (Works & Accounts), G.B. Project, Dowlaiswaram, E.G. District.
 The Director of Accounts, Sriramsagar Project, Nizamabad District.
 The Pay and Accounts Officer, T.P.H.L.C., Stage-I, Anantapur.
 The Assistant Pay and Accounts Officer., Vamsadhara Project, Srikakulam District.
 The Director of State Ports, Kakinada, East Godavari, A.P.,
 All the Secretaries of Agricultural Market Committees through Director of Marketing .
 All the Commissioners/Special Officers of Municipalities through the Commissioner of Municipalities.
 The Director General, Dr. M.C.R. H.R.D Institute of A.P., Jubilee Hills, Hyderabad.
 The Chairman, Commission of Enquiries, A.P. Hyderabad.
 The Lokayukta and Upa Lokayukta, A.P. Hyderabad.
 Copy to SF/SCS.

//FORWARDED::BY ORDER//

SECTION OFFICER

శర్త చనిపోయిన/భర్త నుండి విడాకులు పొందిన కుమార్తెలకు పెన్షన్ చెల్లించుట గురించి జారీ చేసిన రాష్ట్ర ప్రభుత్వ ఉత్తర్వులు.

GOVERNMENT OF ANDHRA PRADESH
FINANCE (HR-3-Pension-1) DEPARTMENT
Memo.No. 34021/70/HR,V/2018, dated 11/07/2018.

Sub :- Pensions - Family Pension - Widowed / divorced children under Category - II - clarification.

- Ref :- 1. G.O.Ms.No.315, Finance (Pension-1) department dated 7-10-2010
2. G.O.Ms.No.353, Finance (PSC) department dated 04-12-2010.
3. GOI OM NO.1/13/09-P & PW(E), dated 11-09-2013 of Ministry of Personnel, P.G. & Pensions, Department of Pension & Pensioners's Welfare, New Delhi.
4. Letter from DSA, vide letter No. Spl/Pensions / DSA / 2013, dated 25-06-2016.

In pursuance of the recommendations of the Nith PRC, Government issued orders in the reference first cited duly amending and substituting the Rule 50(5) & (12) of A.P. Revised Pension Rules 1980 by dividing the eligible of beneficiaries of family pension into two categories which are as under.

Category - I :

- A. (i) In the case of a widow or widower, up to the date of death or remarriage
(ii) Childless widow of a deceased Government employee
B. (i) In the case of a son until he attains the age of 25 years or starts earning whichever is earlier,
(ii) In the case of a sons or daughter of a Government servant who is suffering from any disorder or disability of mind or is physically crippled or disabled so as to render him or her unable to earn a living even after attaining the ages of Son / Daughter as specified in clause (i) and (ii) above the family pension shall be payable to such son or daughter for life.

Category - II :

- A. In the case of Unmarried / widowed / divorced daughter, not covered by Category - I above, upto the date of marriage / remarriage or till the date she starts earning or up to the date of death whichever is the earliest, provided they are wholly dependent on the employee / pensioner.

B. In the case of Parents who were wholly dependent on the Government servant when he / she was alive, upto the date of death, provided the deceased employee has left behind neither a widow nor a child.

2. Detailed procedure has been laid down in G.O. Second for effective implementation of the orders issued in the GO first cited.

3. The Director of State Audit in the reference fourth cited sought clarification on the eligibility for grant of family to the widowed/divorced daughter in case of spouse of employee/pensioner is not predeceased and opening of old cases, for effective implementing the orders.

4. Government keeping in view the clarification issued in the reference third cited, here by clarify that the family pension shall be granted to the widowed/divorced children under category-II who are considered to be dependent on the Government servant/pensioner or his/her spouse and who is not earning equal to or more than the sum of minimum family pension and dearness relief thereon irrespective of whether the Government/Pensioner or his/her spouse predeceases. The widowed/divorced children under category II are eligible for family pension if the following conditions are fulfilled.

- a. The Age of beneficiary should not be exceed 45 years;
- b. The beneficiary should be childless/ children must be minor(s);
- c. The beneficiary should be child be dependent on the Government employee / pensioner or his spouse;
- d. The income criteria for pendency shall be minimum family pension along with dearness Relief thereon including all sources (spouse side)

5. Old cases if any may be opened and allowed in terms of para 5 of reference third cited on the date of her turn comes, with monetary benefit from the date of issue of G.O.Ms No.315, Fin (Pen.I) Department dated 07.10.2010.

6. The Director of State Audit, Ibrahimpatnam is requested to take necessary action.

Peeyush Kumar
Secretary to Government (FP)

To
The Director of State Audit, Ibrahimpatnam, A.P.

Copy to :

The Principal Accountant General (A&E), A.P., Hyderabad

వితంతు / విడాకులు పొందిన కుమార్తెలు జీవితకాలం ఫ్యామిలీ పెన్షన్ పొందుటకు 45 సం॥ల లోపు వారు మాత్రమే అర్హులని జారీచేసిన ఉత్తర్వులను రద్దుచేయాలని కోరుతూ ఫైనాన్స్ స్పెషల్ శెక్రటరీ గారికి సమర్పించిన లేఖ.

**STATE GOVERNMENT PENSIONERS ASSOCIATION
ANDHRA PRADESH, AMARAVATI, GUNTUR**

(Regd. No. 737/76)

State Office : Pension Home, Taluk Office Compound, Guntur - 522002.

Date : 11-10-2018

To
The Special Secretary to Government
Finance Department
Government of Andhra Pradesh
A.P. Secretariat
Amaravathi.

Respected Sir

Sub :- Pensions - Family pension- widowed / Divorced daughters under category II - clarification issued restricting Age limit to 45 years - deletion of Age limit - Requested - Reg.

- Ref :-
1. GO.Ms.No.3 1 5 Finance (Pension-I) Department dated 7-10-20 10.
 2. G.O.Ms.No.353, Finance (PSC) Dept. dated 04-12-2010.
 3. GO.I.O.M.NO. 1/13/09-P&PW(E), Dt. 1 1-09-2013 of Ministry of Personnel, P.G & Pensions, Department of Pension & Pensioners Welfare, New-Delhi.
 4. Letter from Director of State Audit vide No.Spl/Pensions/DSA/2013 dated 25-06-2016.
 5. Memo No.34021/70/IIR.V/2018 dated 1 1-07-2018 of Finance HR-3 - Pension I/ Department, Government of Andhra Pradesh.

Through the reference 5th cited, the Government has pleased and issued clarification in response to the letter of the Director of State Audit, that the old cases if any maybe opened and allowed in terms of Para 5 of G.O.I.O.M. No. 1/1 3/09- P&PW(E) dated 1 1-09-20 1 3 on the date of her turn comes with monetary benefit from the date of issue of G.O.Ms.No.3 1 5, Fin (Pen-I) Department, dated 07- 10-2010 duly including a condition "The age of beneficiary should not be exceed 45 years" which is not mentioned in GO.I. O.M.

Further, we submit that the restriction of 45 years age limit is against the aim of the scheme and most injustice on the part of the unfortunate helpless widow / divorced children who were dependent on the service pensioner/ family pensioner.

In this regard we humbly request your honour to kindly review the above and issue necessary orders deleting the condition of 45 years Age limit to sanction of family pension to the dependent widowed / divorced daughters of service pensioner/family pensioner.

With respectable regards

Sd/- K. Someswara Rao
State President



GOVERNMENT OF ANDHRA PRADESH ABSTRACT

PENSIONS - Family Pension to the Widowed/Divorced Daughter in Category-II - Restriction of Age Limit of 45 Years - Unmarried Daughter in Category-II - Clarificatory Orders - Issued.

FINANCE (HR.III - Pension) DEPARTMENT

G.O.MS.No. 152

**Dated: 25-11-2019
Read the following:-**

1. G.O.Ms.No.315, Finance (PENSION-I) Department, Dated: 07.10.2010.
2. G.O.Ms.No.353, Finance (P.S.C.) Department, Dated: 04.12.2010.
3. Government Memo No.34021/70/ HR.V/2018, Dated: 11.07.2018.

ORDER:

In the G.O.1st read above Government have issued orders duly amending and substituting the Rule 50 (5) & (12) of A.P. Revised Pension Rules 1980 by categorizing the eligibility of beneficiaries to receive family pension into Category-I & Category-II.

2. Detailed procedure has been laid down in G.O.2nd read above for effective implementation of the orders issued in the G.O.1st read above.

3. In the reference 3rd read above, Government have restricted the age limit of 45 years as eligibility of the family pension to the widowed/divorced daughter under Category-II.

4. The Principal Accountant General (A&E) has requested to clarify whether the 45 years of age limit to be reckoned (a) On the date of death of pensioner/Family Pensioner under Category-I (b) On the date of application by Widowed/Divorced daughter since the number of family pension cases have been received before the issue of Government Memo No.34021/70/HR-5/2018, Finance (HR-3-Pension-I) Department, dt.11.07.2018 and the cases which are received prior to the date of revised guidelines are to be finalized in exception of above order, vide their letter dated 2018. Further, on the process of implementing the above orders certain ambiguity are arisen by Director of Treasuries and Accounts, Director of State Audit and Pensioner's association in respect of eligibility of Family Pension under Category - II.

5. Government after careful examination, hereby issuing the following procedural guidelines to sanction family pension to the Widowed/Divorced and unmarried Daughter under Category - II as amendment to G.O.Ms.No.315 Finance (Pension-I) Department, dt.7.10.2010 and G.O.Ms.No.231 Finance (Pension-I) Department, dt.8.8.2008.

(i) In respect of Widowed/ Divorced daughter the point at Category-II (A) under para 7 in G.O.Ms.No.315 Finance (Pension-I) Department, dt.7.10.2010 is amended as follows:

For	Read
In the case of Unmarried/ widowed/ divorced daughter, not covered by Category-I above, upto the date of marriage/ remarriage or till the date she starts earning or upto the date of death whichever is the earliest, provided they are wholly dependent on the employee/pensioner.	<p>In case of family pension to the Widowed/Divorced daughter not covered by Category-I above, having no children or with Minor children, is eligible to receive family pension upto the date of remarriage/ till the date she starts earning /anyone of her children become Major or up to the date of death whichever is the earliest, provided they are wholly dependent on the employee/pensioner.</p> <p>Such family pension shall be payable only after the other eligible family members in Category-I have ceased to be eligible to receive family pension and there is no disabled child to receive the family pension. If any person found drawing pension after re-marriage/starts earning is liable for Criminal prosecution.</p> <p>(i) The restriction of age limit up to 45 years is applicable to the Widowed/ Divorced Daughter under Category-II as on the date of eligibility. The date of eligibility commences on or after the date of ceasing the eligible family pension to the family members in the Category-I.</p>

(ii) In respect of unmarried Daughter, the point at Category- II (A) under para 7 in G.O.Ms.No.315 Finance (Pension-I) Department, dt.7.10.2010 is amended as follows:

For	Read
In the case of Unmarried/ widowed/ divorced daughter, not covered by Category-I above, up to the date of marriage/ remarriage or till the date she starts earning or up to the date of death whichever is the earliest, provided they are wholly dependent on the employee/pensioner.	<p>In case of the unmarried daughter beyond the age of 25 years also family pension will be sanctioned subject to no other eligible Family Pensioner under Category-I is available. The said family pension is subject to her marriage or starts earning equal to the minimum family pension as fixed by the Government from time to time.</p> <p>The status of Marriage shall be produced once in 6 months as certified by the Gazetted Officer from the concerned Revenue Department. If any person found drawing pension after marriage/starts earning is liable to Criminal prosecution.</p>

- (iii) If the claimant is a Widowed /Divorced family pensioner with
- Childless, the Family Pension will be eligible till she starts earning equal to the minimum family pension as fixed by the Government from time to time OR till she gets Re-marriage.
 - Minor Children, the Family Pension will be eligible till the children become Major (attaining the age of 18 years). At no point of time the family pension will be paid to the Minor children of the above pensioner, in case of death of above pensioner before the children become Major i.e, the family pension will be ceased with her death itself.

(iv) Further w.r.t para 9(v) (iii) of G.O.Ms.No.353, Finance (P.S.C.) Department, Dated 04.12.2010, if the claimant is a widowed daughter, the Death Certificate of her husband together with a certificate from the concerned M.R.O., to the effect that the person, specified in the Death Certificate, was not an employee anywhere, not doing pensionable job, have to be furnished along with the Certificate of Family Members issued by the competent authority.

(v) In respect of sanction of Family Pension to the Divorced daughter, eligibility is subject to non receipt of properties/amount as compensation/ Permanent alimony from her ex-spouse/in-laws as certified by the judicial authority shall be furnished.

6. The Pension/Family Pension sanctioning authorities/ Pension authorizing authorities shall follow the following instructions while processing the Widowed/ Divorced and Unmarried Daughter Family Pension under category-II.

- a. Whether the name of the Widowed/Divorced and unmarried Daughter are mentioned at the time of retirement of the Pensioner/Family pensioner along with age, status of Education/Employment are tally with the Service Register / Pension Papers.
- b. The applicant shall submit the Aadhar Card, Pan Card and Ration Card of Self and Family member's certificate as certified by the Judicial authorities.
- c. The applicant shall submit the status of the children such as Education/Occupation issued by the competent authority and Earning status certificates issued by the Revenue authorities at the time of application for the Widow Family Pension/ Divorced Family Pension.
- d. Death Certificate of her Husband in case of Widow Daughter and Divorce deed and copy of Divorce orders granted by competent Judicial authority in case of Divorced daughter.
- e. Family member certificate issued by the competent authority after death of the Pensioner/Family Pensioner as in case of Category-I.
- f. The eligible applicant should apply within a period of one year from the date of death of Family Pensioner in Category-I.
- g. Along with the annual digital Life Certificate the status of the children Education/Employment along with updated Aadhar card and Pan Card shall be furnished.
- h. The Certificate issued by the Revenue Department on the status of re-marriage of Widowed/Divorced Family Pensioner and Income Certificate shall be furnished along with the annual digital Life Certificate.

- i. If any person found drawing pension after marriage/re-marriage/starts earning at later stage is liable to Criminal prosecution will be initiated besides stoppage of Family Pension sanctioned.

7. These clarifications are issued to G.O.Ms.No.315, Finance (Pen.I) Department, dt.07.10.2010 read with the procedural guidelines issued in G.O.Ms No.353, Finance (P.S.C) Department, dt.04.12.2010. The applicability of the above clarification is w.e.f the date of issue of G.O.Ms.No.315, Finance (Pen.I) Department, dt.07.10.2010.

8. All the Treasury Officers/Pension Payment Officers shall follow the above instructions and give periodical report on sanction of the cases, twice in a year to the Finance Department.

9. The G.O.is available on Internet and can be accessed at the address “<http://www.ap.gov.in/goir>” and <http://www.apfinance.gov.in>.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**SHAMSHER SINGH RAWAT
PRINCIPAL FINANCE SECRETARY**

To

The Commissioner, Printing, Stationery and Stores Purchase, Vijayawada for publication in the Gazette.

All Special Chief Secretaries/ Principal Secretaries / Secretaries to Government.

All Departments of Secretariat.

All Heads of Departments.

The Secretary to Governor, Raj Bhavan, Vijayawada (with a covering letter)

The Registrar, Hon'ble A.P. High Court, Amaravati.

All the District Collectors.

The Director of Treasuries, A.P. Ibrahimpatnam.

The Director of State Audit, A.P. Ibrahimpatnam.

The Director of Works and Projects, Ibrahimpatnam.

The Pay and Accounts Officer, Ibrahimpatnam.

The Principal Accountant General, A.P. Hyderabad.

The Accountant General (A&E) A.P. Hyderabad.

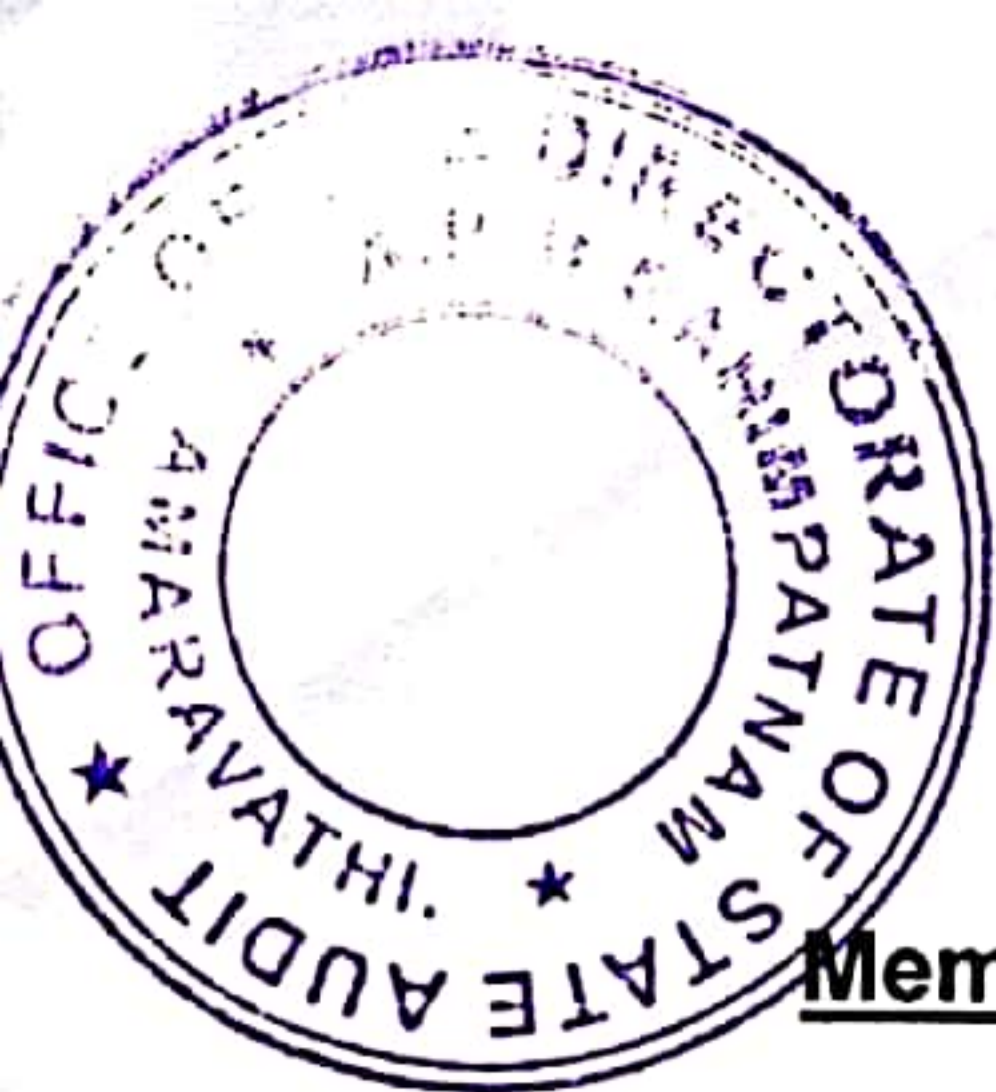
The Secretary, Andhra Pradesh Public Service Commission, Vijayawada.

The Managing Director, A.P.GENCO Vidyut Soudha, Vijayawada.

The Managing Director, A.P.TRANSCO Vidyut Soudha, Vijayawada.
All the Commissioners/Special Officers of Municipalities through the Commissioner of Municipalities.
All the Commissioners of Municipal Corporations.
The Registrar, Andhra University Visakhapatnam, Dravidian University Kuppam, Acharya N.G.Ranga Agricultural University Guntur, Dr.B.R.Ambedkar Open University Hyderabad, Acharya Nagarjuna University Guntur, Potti Sreeramulu Telugu University Hyderabad, Sri Venkateswara University Tirupati, Sri Padmavati Mahila University Tirupati, Sri Krishnadevaraya University Anantapur, Sri Sathya Sai University Puttaparthi, NTR University of Health Sciences Vijayawada, Yogi Vemana University Kadapa, Adikavi Nannaya University Rajamundry, Sri Venkateshwara Institute of Medical Sciences & University, Tirupati, Sri Venkateshwara Veterinary University, Tirupati, Rashtriya Sanskrit Vidya Peetha, Tirupati.
The Chairman, Tribunal for Disciplinary Proceedings, Hyderabad.
The Vice Chairman, A.P. Housing Board, Vijayawada.
All the District Collectors.
All the District Judges.
All the District Treasury Officers.
All the Chief Executive Officers of Zilla Praja Parishads.
All the District Panchayat Officers.
All the District Educational Officers.
The Director of State Ports, Kakinada, East Godavari, A.P.,
All the Secretaries of Agricultural Market Committees through Director of Marketing.
The Director General, Dr. M.C.R. H.R.D Institute of A.P, Bapatla.
All the Pensioners Associations.
SF/SCS.

//FORWARDED::BY ORDER//

SECTION OFFICER



1185/3768542/2020/F

**GOVERNMENT OF ANDHRA PRADESH
FINANCE (HRIII-PENSION) DEPARTMENT**

Memo.No. 1074035/FIN01-HR0MISC/3/2020-HR-III ,dated: 17/08/2020

Sub :- Pensions-Family Pension – Widowed / divorced Family Pension – Instructions
- Clarification – Regarding.

78d
8/8/20
26/8/20
Ref :- 1. G. O. Ms. No. 315, Finance (pension-I) department dated 7.10.2010.
2. G.O.Ms.No.353, Finance (PSC)dept dated 04.12.2010.
3. Memo.No.34021/70/HR.V/2018, dt.11/07/2018 .
4. G.O.Ms.No.152 Finance (Pension) Department dt.25/11/2019.
5. D.O.Lr. No.PM2/AP/FP/2019-20/293746, dt.30.12.2019 from O/o Prl.
Accountant General, Andhra Pradesh

The attention is invited on the subject and references cited. Government have issued orders duly amending and substituting the Rule 50 (5) & (12) of A.P. Revised Pension Rules 1980 by categorizing the eligibility of beneficiaries to receive family pension into Category-I & Category-II in the G.O. 1st cited and procedural guide lines in the G.O 2nd cited respectively. In the G.O. 4th cited, Government have restricted the age limit of 45 years as eligibility, for applying the family pension to the widowed/divorced daughter under Category-II along with certain terms and conditions.

2. In this regard the O/o Principal Accountant General in the reference 5th cited, requested to clarify certain points regarding the instruction issued in G.O.Ms.No.152 Finance (Pension) Department dt.25/11/2019.

3. After careful examination, Government hereby issued the following clarifications in the matter for drawing family pensions in respect of widow/divorced daughters.

(i) Family pension to the widowed/divorced daughters shall be stopped to those who were authorised family pension after 45 years of their age. However, no recovery to be imposed for the past cases on detection of overpayment, if any.

(ii) All the cases of family pension authorised to all widowed/divorced daughters are to be reviewed for the parameters of non eligibility (remarriage/starts earning / children become major). Once they become non eligible, Family pension shall be stopped immediately. However, no recovery to be imposed for the past cases on detection of overpayment, if any.

PRNLS
61

(iii) Once the Family Pension under Category-II become eligible fulfilling all the criteria, the FP shall be continued till they become non-eligible (remarriage/starts earning / children become major). Family pension shall not be discontinued merely on account of attaining the age of 45 years.

(iv) The eligible applicant should apply within a period of one year from the date of death of Family Pensioner in Category-I as per the G.O.Ms.No.152. In the absence of date of application in the proposals the date of forwarding the proposals by the pension sanctioning authority be reckoned as date of application.

4. The Director of State Audit, A.P., Ibrahimpatnam and the Director of Treasuries & Accounts are requested to issue necessary instructions under their control to strictly follow the above points while sanctioning and forwarding the Family Pension cases. As deviations are noted in the past, against sanctioned / authorized authority in some cases, in some units, it is to be instructed that if any erroneous sanction/ authorizing were noted at later date, in respect of the above points, the Pension sanctioning / authorizing authority will be held personally responsible and suitable disciplinary action will be initiated against the defaulter.

Dr. K. VEERA VENKAT SATYANARAYANA
SPECIAL SECRETARY TO GOVERNMENT

To

- ✓ 1. The Director of State Audit, Ibrahimpatnam, A.P. Ibrahimpatanam.
2. The Director of Treasuries & Accounts A.P. Ibrahimpatanam.

Copy to

The Principal Accountant General (A&E), A.P., Hyderabad
All the departments of Secretariat

//Forwarded:: By Order//

A. Srinivasulu
Section Officer

Encl no 61 | Dn | 2020 dt 31-08-2020

"Copy Communicated"

TO

All DAOs State Audit in the State.

All RDOs of State Audit in the State

S. Srinivasulu
31/8/20

For Director

31/08/2020

STATE GOVERNMENT PENSIONERS ASSOCIATION ANDHRA PRADESH, AMARAVATHI, GUNTUR

(Regd. No. 737/76)

State Office : Pension Home, Taluk Office Compound, Guntur - 522002.

E-mail : pensionhome@gmail.com

K. Someswara Rao
State President
Cell : 9848334547

T.V.S.R.A. Sarma
Treasurer
Cell : 7981808797

D. Venkateswarlu
Secretary General
Cell : 9440010056

Date : 09-10-2020

To
The Special Secretary to Government
Finance Department
Government of Andhra Pradesh
A.P. Secretariate
Amaravathi.

Respected Sir

Sub :- Pensions - Family pension- widowed / Divorced daughters under category II - clarification issued restricting Age limit to 45 years - deletion of Age limit - Requested - Reg.

- Ref :-
1. GO.Ms.No.315 Finance (Pension-I) Department dated 7-10-2010.
 2. G.O.Ms.No.353, Finance (PSC) Dept. dated 04-12-2010.
 3. GO.I.O.M.NO. 1/13/09-P&PW(E), Dt. 11-09-2013 of Ministry of Personnel, P.G & Pensions, Department of Pension & Pensioners Welfare, New-Delhi.
 4. Letter from Director of State Audit vide No.Spl/Pensions/DSA/2013 dated 25-06-2016.
 5. Memo No.34021/70/IIR.V/2018 dated 1 1-07-2018 of Finance (HR-3 - Pension-I) Department, Government of Andhra Pradesh.
 6. Our Representation dated 11-10-2018 addressed to the Special Secretary to Government, Finance Department Government of Andhra Pradesh, A.P. Secretariate, Amaravati.
 7. G.O.Ms.No. 152 Finance (HR.III-Pension) Dept., dated 25-11-2019.

* * *

Through the reference 5th cited, the Government has pleased and issued clarification in response to the letter of the Director of State Audit, that the old cases if any maybe opened and allowed in terms of Para 5 of G.O.I.O.M. No. 1/1 3/09- P&PW(E) dated 1 1-09-2013 on the date of her turn comes with monetary benefit from the date of issue of G.O.Ms.No.315, Fin (Pen-I) Department, dated 07- 10-2010 duly including a condition "The age of beneficiary should not be exceed 45 years" which is not mentioned in GO.I.O.M..1/13/09-P&PW(E), Dt. 11-09-2013.

Through the reference 6th cited, representation was submitted to the Government, the restriction of 45 years age limit to sanction of family pension to the dependent Widowed/divorced daughter of service pensioner / family pensioner may kindly be removed as the age limit is against the aim of the scheme and family pension is essential to widow / divorced daughters who were in helpless condition to lead their lives after 45 years of age i.e. in their old age.

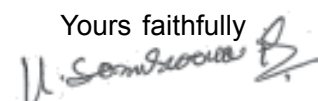
But, through the reference 7th cited the Government has issued orders restricting the age limit to 45 years to widow / divorced daughters and all the clarifications issued are applicable w.e.f. the date of issue of G.O.Ms.No.315, Finance (Pen-I) Department, dated 7-10-2010, which results the impact on the part of the un-fortunate widowed / divorced daughters who were getting family pension before 25-11-2019.

At present the Government is implimenting so many welfare schemes to uplift the poor persons who were below poverty line. The present family pension scheme to widowed / divorced daughters under Category-II is also be treated as welfare scheme on the part of employees / pensioners family members.

In this regard we humbly request your honour to kindly review the above and issue necessary orders deleting the condition of 45 years Age limit as on date of death of Service / Family pensioner to sanction of family pension to the dependent widowed / divorced daughters of service pensioner/family pensioner and also request to issue orders to implement all the clarifications issued vide G.O.Ms.No.152 Fiance (HR-III, Penson) Department dated 25-11-2019 with effect from 25-11-2019.

With respectable regards


(D. Venkateswarlu)
Secretary General

Yours faithfully

(K. Someswara Rao)
State President

STATE GOVERNMENT PENSIONERS ASSOCIATION ANDHRA PRADESH, AMARAVATHI, GUNTUR

(Regd. No. 737/76)

State Office : Pension Home, Taluk Office Compound, Guntur - 522002.

E-mail : pensionhome@gmail.com

K. Someswara Rao
State President
Cell : 9848334547

T.V.S.R.A. Sarma
Treasurer
Cell : 7981808797

D. Venkateswarlu
Secretary General
Cell : 9440010056

Date : 09-10-2020

To
The Principal Finance Secretary
Finance Department
Government of Andhra Pradesh
A.P. Secretariate
Amaravathi.

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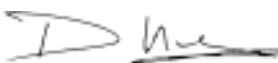
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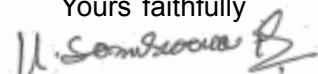
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With respectable regards



(D. Venkateswarlu)
Secretary General

Yours faithfully



(K. Someswara Rao)
State President

**O/o Directorate of Treasuries and Accounts,
Ibrahimpattam @ Amaravati, Vijayawada.**

Endt.No:D2/1589163/2021

Dt:17/12/2021

A copy of the Memo.No.245804/Fin/HR.III-Pen.GPF/2021 of Finance(HR.III-Pension,GPF) Department dt:17-12-2021, is herewith communicated for information and necessary action.

Sd/-N.Mohana Rao

Director of Treasuries and Accounts

To

All the Deputy Directors of District Treasuries in the State(through FTP).
The Assistant Treasury Officer, APCRT,Ibrahimpattam

GSR INFO - www.gsrmaths.in

**GOVERNMENT OF ANDHRA PRADESH
FINANCE (HR.III –PENSION,GPF) DEPARMTENT**

Memo No. 245804/Fin/HR.III-Pen.GPF/2021, Dt: 17-12-2021.

- Sub: Family Pension – Orders of Hon'ble High Court in Common order dated 05.03.2021 in W.P.No.19671 of 2020 and batch – Family Pensions Instructions issued- Regarding
- Ref 1. G.O.Ms.NO.152 Finance (HR.III - Pension) Department, dt.25.11.2019.
- 2 Memo No. 1074035/FIN01-HR0MISC/3/2020-HR.III,dt:17/8/2020
- 3 Common orders dt.5.3.2021 passed by Hon'ble High Court in WP No.19671 of 2020 and batch.
- 4 Orders of Hon'ble High Court dt. 08.11.2021 in Writ Appeal No. 632 of 2021
5. Orders of Hon'ble High Court dt. 11.11.2021 in CC No. 1137 of 2021(WP No. 19371 of 2020)

Orders were issued vide reference 1st cited, restricting the maximum age limit of 45 years to Family pensioners under category-II in respect of Widowed and Divorced Daughter not covered under Category-I with retrospective effect. Further, based on the instructions issued in Memo 2nd cited, the Director of Treasuries and Accounts has stopped the payment of family pension to the Family Pensioners falling under the category from September, 2020.

2. The same has been challenged by the petitioners vide W.P.No. 19671 of 2020 & batch on the ground that in the G.O.1st cited, amendment is given retrospective effect from issue of the G.O.Ms.No. 315, Finance (Pension) Department, dated 07.10.2010. The Hon'ble High Court have delivered a common order in W.P.No. 19671 of 2020 & batch dated 05.03.2021 and set aside G.O.Ms.No.152, dated 25.11.2019 in which 45 years of age restriction was imposed in respect of Family Pension to widowed/divorced daughters.

The operative portion of the common orders read as follows:

“ The executive instructions will not override or prevail over the statute or statutory rules framed exercising power under Article 309 of the Constitution of India and that the G.O. Ms. No.152, Finance (HR.III – Pension) Department, dated 25.11.2019 is violative of Articles 14, 21 and 300-A of the Constitution of India.

In the result, the writ petitions are allowed setting aside the G.O. Ms. No.152, Finance (HR-III – Pension) Department, dated 25.11.2019 making it clear that the respondents shall continue to pay the family pension to the petitioners as paid to them earlier. Further, the State Government / respondents are directed to pay the arrears of family pension to the petitioners with interest at the rate of 6% per annum, from the day on which the family pension was stopped to them, within two (2) months from today. No costs.”

(P.T.O)

3. Aggrieved by the above, Government have filed Appeal vide WA No. 632/2021 against the Common orders delivered by Hon'ble single Judge dated 05.03.2021 in WP Nos. 19671 of 2020 and batch . Hon'ble Division Bench after the hearing, ordered to issue following notice to the Respondents on 08.11.2021.

"At this stage of the proceedings, we are not inclined to pass any interim order. However, we allow further one month's time from today to comply with the order passed by the learned single Judge".

4. Further in the Contempt Case in the reference 5th cited, the Principal Finance Secretary has attended before Single Judge Court on 11.11.2021 and Hon'ble judge has ordered to comply with the order dt. 05.03.2021

5. Keeping in view of the gravity of the case, as ordered by the Hon'ble High Court in its Common order dated 05.03.2021 and also keeping in view of the orders passed by the Hon'ble Division Bench in Writ Appeal filed by the Government, there is no option other than to comply with the orders dt.5.3.2021 and Orders in W.A No dt.8.11.2021.

6. After careful examination of the circumstances stated above, Government hereby order the Director of Treasuries and Accounts (D.T.A), to release the family pension to the family pensioners in this category for November, 2021 immediately to avoid hardship to the said family pensioners and calculate the arrears accrued from the day of stoppage up to the month of October 2021 to each petitioner (family pensioner) and arrears along with 6% interest as ordered by the Hon'ble High Court will be payable in 6 equal instalments along with the regular monthly pension from month of December 2021 onwards.

7. Accordingly, the Director of Treasuries and Accounts is directed to issue necessary instructions to the concerned for release of payment of family pension under category-II as stated above and take necessary precautions to avoid erroneous payments.

SHAMSHER SINGH RAWAT
PRINCIPAL FINANCE SECRETARY

To
The Director of Treasuries and Accounts,
Anjaneya Towers,
Ibrahimpattam, AP.

//Forwarded:: By Order//

A. Sureshbabu
SECTION OFFICER