Compendium of Military Pension—1981

Compiled and issued by Pay, Pension and Account Directorate at Army Headquarters.

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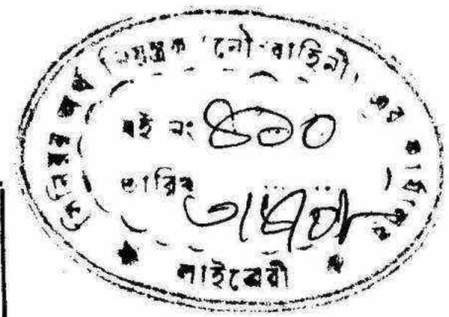
Compendium of Military Pension—1981



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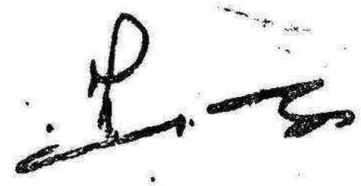

Major General
Adjutant General
20 March, 1981

3801/1/PPA-2

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PREFACE

1. A comprehensive reference book on military pension has been a long felt need in our Army. Since the days of British Indian Army all the terms, conditions, rates and claiming procedure pertaining to pension were issued by authorities in bits and pieces as and when required. As far as we know this is the first time that an attempt has been made to compile a book on such matters on a much broader basis. This book will be a welcome relief to many and a handy guide for preparation and finalisation of pension claims.

2. Pay, Pension and Account Directorate worked on it for months together to collect materials from within and abroad and gave the shape of this Compendium for guidance and reference on the subject.

3. Necessary orders containing in this Compendium are subject to change in the light of Government orders issued from time to time.

4. At the end of the Compendium, a table of concordance has been added showing references on which various provisions have been based. Besides, the existing provisions have also been shown on the left margin against each para of the Compendium.

5. This Compendium has been issued with the agreement of MAG.

Army Headquarters
Dacca Cantonment
20 March, 1981.

Major General
Adjutant General
(Moin-ul-Hussain Choudhury)

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CHAPTER I—GENERAL

1. Extent of application.

NPC-68 (offrs) Rule-2, and NPC-68 (Jcos/OR) Rule 2(1) PAO 586/55 Rule-1 JSI 5/66, Rule-3(a) JSI 5/79

a. These rules shall apply to Commissioned Officers, Honorary Commissioned Officers, Junior Commissioned Officers and personnel below Commissioned rank including Non-Combatants (Enrolled) of the Bangladesh Army.

NPC-68 (JCOs/OR) Rule 2(2)

b. These rules will NOT be applicable to personnel who have accepted combatant 'Status' and NOT combatant 'Terms' and who under existing rules are governed for the purpose of pensions by Civil Service Regulations. They will continue to be governed by Civil Service Regulations. Similarly civilian personnel who accepted Combatant 'Status' and combatant 'Terms' under the Provision of AI(I) 317/42 and who are governed for pension under Civil Service Regulations will continue to be governed in the matter of pensions by Civil Service Regulations and will NOT be eligible for pension under these rules.

JSI 5/66 Rule 3(b)

c. All Reservists of the Armed Forces called up for training or re-called to service.

JSI 5/66 Rule 3(c)

d. All Reservists of the Armed Forces seconded to Civil Armed Forces and the Junior Commissioned Officer and personnel below commissioned rank including Non-Combatants (Enrolled) of the civil Armed Forces when operating under the operational command of Bangladesh Army. The terms Civil Armed Forces includes all such Forces which are declared as such, from time to time, by the Government of Bangladesh.

2. Powers to amend these rules.

PRI 1940 Pt II, Rule 2.

Any amendment to these rules or the introduction of any new rule affecting the pension or other non-effective allowances including benefits for families of the classes mentioned in this Regulation shall require the prior sanction of the Government of Bangladesh.

3. Full rate pension or gratuity not invariably admissible.

PRI-1940 Pt II, Rule-3

The full rate of pension or gratuity admissible under rule shall not be granted unless the service rendered has been satisfactory. If the service has not been satisfactory, a competent authority may withhold the pension or gratuity or make such reduction in the amount as it thinks proper.

4. Continuance or discontinuance of pension when Nationality is changed.

PRI 40
Pt II, Rule-4

When a pensioner becomes a naturalised citizen of a foreign state, the Government of Bangladesh will decide, after consideration of the circumstances of the case, whether the whole or part of his or her pension or allowance shall be discontinued.

5. Grant of pension is subject to future good conduct and may be withheld, held in abeyance or paid to wife or other dependant.

PRI-40
Pt II, Rule-5

a. Future good conduct shall be an implied condition of every grant of a pension or allowance.

b. In special circumstances to be determined by the Government of Bangladesh, the pension (service, disability or family) children's allowance or gratuity granted to an individual under this Regulation or any portion of it, may be suspended or withheld. In exceptional cases, payment of part or the whole of the pension, allowance or gratuity suspended may, by order of Government of Bangladesh be made to the wife or other dependants of the pensioner.

6. Pension of a military pensioner re-employed or continuing to be employed, in a civil capacity.

PRI 1940
Pt II, Rule-6

A military officer, departmental officer or soldier who is re-employed in a civil capacity in Bangladesh under the civil Government including the Department of Defence after having been granted a military pension under these rules,

or

who is granted a military pension under these rules while he is serving in a civil capacity in Bangladesh under the civil Government including the Department of Defence and who continues to serve in that capacity, shall, in respect of his military pension, be subject to the provisions of Article 526 Civil Service Regulations.

7. Service in Aid of Civil Power.

PRI-40
Pt II, Rule-349
PAO 586/55
Rule-3

Service rendered by Armed Forces personnel in Aid of Civil Power shall be treated as Military Service for the purpose of service, disability and family pensions but in any case where disability results from the hostile action of rioters or other disaffected persons, such disability shall be regarded as having been sustained on field service.

8. Nil.

CHAPTER—II
Service Pension Officers

9. Definitions.

NPC-68
Rule-4

In these regulation the following words and expressions have been used in the sense stated hereunder unless the context provided otherwise :—

a. *Last pay drawn.*

ISI 5,79

Last pay drawn means the pay and other elements of pay drawn either immediately before proceeding on leave pending retirement or struck off duty.

b. *Civilian Pensionable Service.*

NPC-68 (offrs)
Rule-4

Means service which has accrued and qualifies for pension under Government Service Rules.

c. *Combatant Service.*

—do—

Includes service as JCO/NCO/OR (excluding Boy's service) unless expressly stated otherwise in these regulations.

d. *Effective Service.*

—do—

An officer is said to be on effective service so long he is not placed on retired/released or reserve list.

e. *Last Pay.*

—do—

For the purpose of these regulations last pay means pay of rank (including paid Acting/Temporary ranks) pay of appointment including Command/ Staff/ Charge, Qualification pay, Instructional pay, Flying pay, Specialist pay, Survey pay, Disturbance pay, Submarine pay, SSG pay, Parachute pay, Technical pay, personal pay and any other pay or allowance which may specifically be declared reckonable for pension, which an officer drawn either immediately before proceeding on leave pending retirement or struck off duty. The concession of paid acting/temporary rank will remain in force until further orders.

f. *Military Service.*

—do—

Means service in the Army, Navy or the Air Force.

g. *Non-Combatant Enrolled Service.*

—do—

Means service other than as an enrolled follower in the Armed Forces.

h. *Officer.*

—do—

The term officer means a Commissioned officer (including Branch officer and Nursing Officer) regular and/or non-regular, according to the context in which used.

j. *Pension.*

NPC-68(offrs) Rule-4

Except where the term, 'pension' is used in contra-distinction to "gratuity', 'pension' includes 'Gratuity'.

k. *Premature Retirement.*

—do—

Means compulsory retirement/released from service before completion of age/service limits of compulsory retirement prescribed in service regulations.

l. *Satisfactory Service.*

—do—

Means service approved by the Chief of Army Staff.

m. *Qualifying Service.*

—do—

(1) Means service paid for by and rendered under the Government.

(2) Ante-date accepted for pension under the service regulation concerned.

n. *Retirement/Release.*

—do—

Means retired, permitted to retire, released, invalided, transferred to the reserve or discharge from the service, and will not include these dismissed, removed or cashiered from service.

10. **Service Qualifying for Pension.**

a. All commissioned service on full pay including embodied service in the Reserve, the BNG, the Territorial and including service in regular Reserves rendered on being called up for periodical training.

NPC-68 Rule-5

b. All qualifying combatant service including embodied service as JCO or in ranks will count in full.

—do—

c. Non-combatant enrolled service excluding followers service rendered prior to being combatized/granted commission will count as qualifying service in full, if such service qualifies for pension under the rules applicable to them before combatization/grant of commission.

—do—

d. Previous superior civilian pensionable service in full if otherwise eligible under CSR to count for pension.

—do—

e. All pensionable service in civil or military capacity in provinces/States, including those now forming part of India and Pakistan before joined to Bangladesh Armed Forces.

—do—

Note :—A separate list of such officers from Provinces and States now forming part of India and Pakistan, however, be maintained by CMA (PG) Dacca. For use in the event of agreement being arrived at with the Government of Pakistan about incidence of liability for pension in such cases.

NPC-68 Rule-5

f. (1). Time spent on leave (other than annual/privilege/accumulated or service leave) will not count as qualifying service for pension except as provided in sub para (2) below.

(2) Time spent on leave with pay will count as under :—

For qualifying service of 10 but less than 15 years ——— 6 months. For qualifying service of 15 but less than 20 years ——— 12 months. For qualifying service of 20 and above ——— 18 months.

M A G No M A G/AI/115 of 19-1-80 and No/2953/PS dt 21 Oct-68.

Note :—*When an officer retires prematurely.* LPR granted to him from the date he is struck off duty, will count towards pension. In other case *i.e.* when an officer retires on completion of service or age limits, or extended service the period of LPR granted in such cases shall not count towards pension.

NPC-68 Rule-5g

g. Service rendered as a Cadet, Midshipman/Y Cadet from the age of 20 years onwards will count in full.

11. **Service not Qualifying for Pension.**

NPC-68 Rule-6

a. Periods of ante-date unless specifically authorised to count for pension under terms and conditions of service as laid down in the regulations.

—do—

b. Service forfeited by a special order or sentence of a Court Martial.

—do—

c. Any period of service in the Armed Forces rendered before reaching the age of 17 years in the case of individuals enrolled on or after the 20 September, 1945, and 16 years service in other cases will be treated as Boy's Service. For service under Civil Government Departments, immediately prior to enrolment/commissioning as the case may be, pensionable service will count from the age of 20 years.

12. **Addition to Service of Officers Recruited/Commissioned at age of over 25 years.**

NPC-68 Rule-7

a. A regular officer recruited/commissioned in the Armed Forces when over 25 years of age may add to his qualifying service for a pension, the actual period not exceeding 5 years (less ante-date period allowed and counting for pension if any) by which his age at recruitment/commissioning exceeded 25 years.

—do—

b. The provision of sub para a above will not be applicable to officers receiving their first commission on or after 1st September, 1958. Subject to the following conditions only, officers recruited on

or after 1st September, 1958 to Technical Arms of Service (*i.e.* Medical, Dental, Veterinary, EME, Signals, Engineers and Education Corps etc), after 25 years of age, under the normal rules peculiar to Technical Arms of Service may be allowed to add to their qualifying service for retiring pension the actual period not exceeding 5 years (less ante-date period allowed and counting for pension, if any) by which their age at the time of recruitment exceeded 25 years :—

(1) The period between ages of 25 and 30 was spent in acquiring technical education and qualification required in the particular Arms of Services in which commissioned.

(2) A final decision must be taken at the time of recrui ment in individual cases, as to whether any period and if so how much, should be allowed to be added to qualifying service.

(3) Retirement from service is not voluntary.

(4) The period of qualifying service at the time of retirement is not less than 10 years.

13. **Condonation of Deficiency/Interruption in Service/Rank.**

NPC-68 Rule.-8

a. A deficiency in service up to or less than 6 months shall be deemed to have been condoned automatically.

b. A deficiency of more than 6 months but less than one year in service may be condoned by the CAS of bo h the conditions mentioned below were satisfied :—

(1) The officer dies while in service or retires in circumstances beyond his control such as invalidation or compulsorily retired, services being no longer required, retirement being NOT due to any fault of the officer and but for such an eventuality he would have completed another year of qualifying service.

(2) The service rendered by the officer was satisfactory.

c. Deficiency of one full year or more shall not be condoned.

d. The Government of Bangladesh may subject to any condition it may think fit to impose, condone interruption in the service of any officer.

e. The CAS may, subject to any condition which he may think fit to impose, condone a deficiency of up to three months in rank.

Note :—

Min of Def No Admin/17 D-1/77/ 33 of 14-1-78

1. a. The term 'qualifying service' with reference to pension is used for the purpose of earning pension/gratuity as well as for determining scale (*i.e.* amount) thereof, both in Rule 13 of this regulation and in Rule 7 of Revision of Pension Rules & Rates, 1966, the terms 'qualifying service' is used in general terms without restricting it to either earning of pension or for determining scale of pension.

b. The provisions for condonation of deficiency in qualifying service in the Service Rules referred to above were made on humanitarian/compassionate consideration. On this pretext such condonation for earning pension/gratuity is more deserving than the one for increase in the scale of pension.

c. The condonation of deficiency in the qualifying service is admissible both for the purpose of earning pension and for determining the scale of pension save in the case of voluntary retirement etc, as provided in the Pension Rules/Codes for the Civilian and Military Government Servants.

Min of Def No 20 H-2/79/D-1/ 521 of 22 Aug 80

2. Rules 13 and 18 a are independent to each other and can therefore be allowed simultaneously.

14. **Counting of Former Service on re-enrolment.**

NPC-68 Rule.-9

a. An officer pensioner, re-employed in the Armed Forces will count his re-employed service towards enhancement of pension and will, during the period of such re-employment forego the pension he was in receipt of.

b. Where, however, such an officer was retired/released from his previous engagement with only a gratuity, he will be permitted to count his re-employed service towards enhancement of gratuity or earning a pension. The entitlement to pension will be subject to the refund of gratuity drawn by him for his previous service which will be recovered in monthly instalments of one-third of his pay.

c. An officer released/retired without a gratuity/pension may be permitted to count his former service (which includes service in Pakistan and in the pre-partition Armed Force of undivided India) towards earning a gratuity/pension, when re-employed.

d. Former qualifying service rendered in below commissioned ranks which is not immediately followed by non-commissioned/commissioned service shall count towards officers pension on re-employment subject to the refund of pension/gratuity, if any, drawn for the previous service. Former qualifying service shall be allowed to count if an officer declares such service at the time of his re-employment and refunds pension/gratuity in respect of that service in 36 equal monthly instalments.

e. The provisions of subpara d will also be applicable to officers who have rendered former commissioned service.

f. Where such an individual is retired before service gratuity has been recovered, he will be given the option to :—

(1) refund the un-recovered portion of service gratuity in a lump sum,

or

(2) Elect to have the service gratuity recovered from the pension, in which case payment of pension will commence after the unrecovered amount of service gratuity due to the Government has been realised.

g. Continuous superior civil service rendered under the Civil Government will count for Military pension or gratuity provided that :—

(1) Such service is followed by regular commission,

or

(2) Such service is followed by non-regular commission and total period of temporary superior service and non-regular commission is not less than 5 years. Such temporary Civil service will not, however, count for Military pension/gratuity if the same was terminated on account of resignation other than for pensions to join service with the Armed Forces.

15. Pension of Officer who are Dismissed/Removed from Service.

a. *Dismissed from service.*

NPC-68
Rule-10

Where an officer has qualifying service for pension, and dismissed by sentence of Court Martial or otherwise, the grant of a pension will be at the discretion of the President. Pension so granted in the nature of *ex-gratia* award and is/shall not be allowed to be commuted.

b. *Removed from service or called upon to resign.*

NPC-68
Rule-10

The case of an officer who is removed from service, or instead of being removed, is called upon to resign his commission may be considered on merits for the grant of *ex-gratia* pension/gratuity, not exceeding 2/3rds of his earned entitlement.

c. *Compelled to resign/retire from service voluntarily.*

—do—

The case of an officer compelled to resign or in the alternative allowed to retire from service voluntarily may be considered on merits for grant *ex-gratia* pension/gratuity not exceeding that otherwise admissible under rule 16.

16. Grant of Pension to Officers permitted to retire voluntarily (not in anticipation of any disciplinary action).

a. An officer permitted to retire voluntarily but not in anticipation of any disciplinary action against him, he will be allowed pension as follows :—

NPC-68
Rule-11

(1) For qualifying service of less than 5 years.	—	Nil
(2) For qualifying service of 5 years or more but less than 10 years.	—	Three fourth of the gratuity due under rule 19 a below.
(3) For qualifying service of 10 years or more.	—	Three fourth of the pension due under rule 19 b below.

b. "Special additional pension at three fourths of the prescribed rates will be admissible only on reaching the prescribed limits of 21 years for the Army, 19 years for the Navy and 15 years for the Air Force (See Rule 21 b (2). For so long as paid acting/temporary rank are permitted, the limit will be 12 years" qualifying comissioned service.

17. Notice of release/retirement.

NPC-68
Rule-12

A minimum notice of 3 months will be given to a permanent regular officer before his services are dispensed with on account of reasons given in para 18 a below. A gratuity not exceeding his emoluments for the period by which the notice actually given to him falls short of 3 months, may be paid to him in addition to retiring pension/gratuity. If however, such an officer is permanently re-employed, within 3 months from date of notice, he should refund the gratuity drawn by him except that proportion of it which the interval of non-employment bears to the whole period of which gratuity was drawn.

18. Classification of Pension.

a. *Compensation Pension.*

NPC-68 Rule-13

(1) A compensation pension is granted to permanent regular officer who is compulsorily retired from service before the prescribed period laid down as the age/service limits for compulsory retirement of the rank he is holding and provided that the compulsory retirement is not due to any fault of the officer.

(2) An officer retired as above with a qualifying service of NOT less than 10 years will add to his service qualifying for compensation pension and for invalid pension for attributable disability of less than 20% (but not for other class of pension), the actual period not exceeding 5 years for which he would have ordinarily continued in service if he were allowed to complete the maximum age and service limit prescribed for the rank. Each such case will be dealt with on its merits and Government sanction will be obtained on each case separately.

(3) In order to grant the Pensionery benefit for the above, addition to qualifying service up to a maximum of 5 years shall be allowed only if the following conditions are fulfilled :—

PAO 209/69

(a) This bonus will be granted subject to CAS having satisfied himself that the officer is being compulsorily released/retired from service for service reasons only.

(b) The officer has an 'Average' or 'Above Average' service record, excluding isolated adverse reports.

(c) The officer is not being compulsorily retired/released from service on account of failure to pass the prescribed Examination for promotion or in anticipation of any disciplinary action.

(d) The officer is not being compulsorily retired/released at his own request.

NPC-68 Rule-13 a (2).

(4) An officer compulsorily retired before completion of age/service limit for reasons other than those specified in (1) above will be granted actual pension/gratuity earned.

b. *Invalid pension.*

NPC-68 Rule-13. b

An invalid pension is awarded, on retirement from the service to an officer who by bodily or mental infirmity is incapacitated for the service or for the particular branch of it to which he belongs and whose disability is :—

(1) Viewed as not attributable to or aggravated by Military service.

(2) Viewed as attributable to or aggravated by Military service but no disability pension falls due because of non-pensionable degree of the disability or because of unreasonable refusal by the officer to undergo surgical or medical treatment. Invalid pension will not be granted in addition to disability pension.

c. *Superannuation Pension.*

NPC-68 Rule 13.c

A superannuation pension is granted to an officer entitled or compelled by rules to retire at a particular age after any extension of service approved by Government.

19. Assessment of Pension.

The amount of pension is regulated as follows :—

NPC-68 Rule-14

a. For a qualifying service of less than 10 years, a gratuity equivalent to one month emoluments for each completed year of service shall be payable to the officer or his heirs in case of his death in service.

b. After a qualifying service of not less than 10 years grant of pension is regulated on the principle "Maximum Pension for maximum prescribed service for rank held" and proportionately less for lesser number of years of qualifying service, subject to a maximum of Tk. 1,500/- pm. On this principle, the following formula is to be applied to calculate the amount of a pension earned :—

JSI 5/79 Rule-3 (i)

$$\frac{\text{Las. Pay drawn} \times \text{qualifying service}}{\text{Length of service prescribed for the rank.}} \times \frac{3}{5} = \text{The amount of pension earned per month.}$$

NPC-68 Rule-14. Note-1-12.

NOTE :—1. Where service limit for retirement is not prescribed, and the retirement is on age limits of 55 or above the pension will be calculated 1/60th of the avergae emoluments drawn during the last three years of service for each year of qualifying service, subject to a maximum of 30/60ths. (Case for revision is being taken up).

2. An addition of Tk. 100/- will be made in the reckonable emoluments of officer of the AFNS in lieu of reliefs in kind when calculating their pensions in accordance with the above formula.

20. Maximum Pension Including Special Additional Pension.

An officer will draw pension according to the formula given in Rule 19 subject to a maximum of Tk. 1,500/- per month. In addition to monthly earned service element of pension, spe-

cial addition pension will be admissible to him. Maximum SAP to an officer will be as under :—

Rank of Officers	Maximum SAP	Maximum Pension
	Tk.	Tk.
Capt. and below ..	50·00	1,550·00
Maj. ..	100·00	1,600·00
Lt. Col. ..	150·00	1,650·00
Col. ..	150·00	1,650·00
Brig. ..	200·00	1,700·00
Maj. Gen. ..	275·00	1,775·00
Lt. Gen. ..	325·00	1,825·00

21. Special Additional Pension.

NPC-68
Rule-16

The grant of Special Additional element of pension will be regulated as under :—

a. This element will be admissible at the following rates for completed years of effective service for the various ranks and their equivalents in the other two services :—

Capt. — Tk. 16, Maj — Tk. 33, Lt. Col. — Tk. 50, Col — Tk. 50, Brig. — Tk. 66, Maj. Gen. — Tk. 91, Lt. Gen. — Tk. 108 per month.

The maximum set out under the table given in para 20 will be admissible on completion of 3 years effective service in the rank.

b. (1) Special additional Pension will be admitted for service in the paid acting/temporary/temporary substantive/substantive ranks.

(2) Special additional pension will be admissible provided an officer has rendered not less than 21 years qualifying service in the Army or 19 years in the Navy or 18 years in the Air Force. However, for so long as acting/temporary ranks are permitted the minimum qualifying service for grant of Special Additional Pension shall be 12 years commissioned service.

(3) Where an officer has held a higher paid rank (acting/temporary), service on full pay in that rank *(vide* clause 'C' below) will count as service qualifying in that rank or in the lower rank for which Special Additional Pension is payable, if more favourable. If such an officer was reverted to lower rank on account of inefficiency or for disciplinary reasons, service in the

higher paid rank will not count for grant of this pension attached to that rank but will so count for service in the rank to which reduced provided Special Additional Pension is attached to this lower rank. This, however, does not apply to those periods of service in higher rank specified as approved.

(4) An officer may draw Special Additional Pension for a lower rank in conjunction with that for a higher paid acting/temporary rank, provided the aggregate of this pension does not exceed the maximum of the Special Additional Pension laid down for the higher rank.

c. Only completed year of full pay effective service in the rank will count as qualifying. Authorised absence during this period on leave or duty, including courses of instructions will be qualifying service for the purpose provided the officer retained the rank during the period and was in receipt of the full pay thereof.

d. The entire service on full pay in rank to which this pension is attached will count and it is not necessary that such service in the rank should be continuous.

e. Service on full pay for any broken period of a year in a higher paid rank may count as service in the lower substantive/substantive temporary rank, if an officer's pension would thereby increase subject to the operation of clause "c" above.

f. The special additional pension will not be given as a matter of course but only when the service rendered is approved as satisfying the standard of work and conduct required of the officer in the rank.

22. Chief of Staff Element of Pension.

JSI 5/79
Rule-3 (iii)

Chief of Staff of Army, Navy and Air Force will be entitled to Chief of Staff element of pension @ Tk. 100/- for each completed years of service as Chief of Staff subject to maximum of Tk. 300/- per month in addition to SEP & SAP mentioned in Rule 19 b and 21 above.

23. Assessment of Service and Retirement Orders/Procedure.

NPC-68
Rule-17

Service counting as qualifying service for pension under these regulations will, after verification, *i.e.* recorded in the Army, Navy and Air Force Lists, as the case may be in respect of those officers who are governed by these pension regulations. The existing entries in this respect already made under the existing regulations should be suitably amended where necessary in the relevant lists. Release/retirement orders showing the actual cause and date of release will be issued by MS Branch/DGMS. The

procedure of initiation and finalization of pension are stated below :—

a. *Procedure for the initiation and finalization of service pension/gratuity claim during peace.*

SPAO 1/63, MAG NO. AT/ 112 of 24-11-80 BAO 71/80

(1) Release/retirement order will be issued by MS Branch on BAFA–861.

(2) On receipt of BAFA–861, OIC CORO will immediately send BAFA–862 duly completed Part I to the concerned CO/OC.

(3) CO/OC unit will return BAFA–862 alongwith the following documents as early as possible but not later than fortnight from the date of receipt :—

(a) Pension assessment form, reproduced as annexure to this rule.	..	4 copies
(b) BAFM–1231	..	1 copy

(4) At least six months in advance of the date of SOS of the officer (in normal release/retirement cases) CORO will complete BAFA–863 and send it alongwith BAFA–862 to the CMA (OPS) in whose audit area the officer is/was last serving.

(5) The CMA (OPS) on receipt of the BAFA–863 from CORO/MPRS (O) will complete BAFA–864 and send it alongwith BAFA–862 and BAFA–863 to CORO/MPRS (O) as early as possible but not later than two months of the receipt of the above documents from CORO/MPRS (O).

(6) CORO/MPRS (O) will complete BAFA–865 and send BAFA–861, 862, 863, 864 and 865 to CMA (PG) for submission of audit report to AHQ. No other service records will be sent by OIC CORO/MPRS (O) to CMA (PG), BAFM–1231 will be detached from BAFA–862 and retained at CORO/MPRS (O).

(7) On receipt of these forms duly completed in all respect from CORO/MPRS (O), CMA (PG) will issue audit report to AG's Branch, PP&A Dte (PPA–2) for sanction of pension by AG.

(8) PPA Dte will obtain sanction from AG and communicate it to CMA (PG) for notification on BAFA–376 and payment. CMA (PG) will forward pension certificate (BAFA–373) duly completed to CORO/MPRS (O) for onward despatch to the officer.

(9) If for any unforeseen reasons, delay in payment pension is expected anticipatory pension may be paid by CMA (PG) but such cases should normally not arise.

SPAO 29/63 & MAG/ No AT/112 of 3-4-80

(10) The duty assigned to Military Secretary and CORO in this rule will be performed by DGMS and MPRS (O) respectively in so far as release/retirement and pension claims of Medical, Dental and Nursing officers are concerned.

b. *Procedure for the initiation and finalization of service pension/gratuity claim during War.*

Action by Officer-in-Charge-CORO.

(1) On receipt of BAFA–861 from Military Secretary, Officer Incharge CORO, shall be responsible for initiating the following action :—

(a) He will send BAFA–862 duly completed part 1, in triplicate to the Unit of the officer.

(b) On receipt of BAFA–862 duly completed from the unit, he will prepare BAFA–863 in triplicate and forward one copy each of BAFA–862 and BAFA–863 to CMA (OPS).

(c) On receipt of BAFA–864 in duplicate from CMA (OPS), he will complete BAFA–865.

(d) He will send BAFA–861, 862, 863, 864 and 865 duly assessed pension on proforma reproduced as annexure to this rule to CMA (PG) for issue of audit report to AG's Branch, PPA Dte (PPA–2) for sanction of pension. No other Service Records will be sent to CMA (PG). BAFM–1231 will be detached from BAFA–862 and retained at CORO/MPRS (O).

Action by CO/OC Unit.

(2) He will be responsible to return BAFA–862 in triplicate, duly completed together with BAFM–1231 within a fortnight from the date of receipt from CORO/MPRS (O). In case of delay, he will inform CORO/MPRS (O) stating the reasons and giving approximate date by which the form will be returned.

Action by CMA (OPS).

(3) On receipt of BAFA–862 and BAFA–863 from CORO/MPRS (O), CMA (OPS) will furnish to the CORO/MPRS (O) Last Pay Drawn certificate on BAFA–864 in triplicate within a fortnight. In case of delay provisional BAFA–864 will be issued by CMA (OPS) for grant of anticipatory pension.

Action by PPA Dte (PPA-2).

(4) On receipt the audit report for pension from CMA (PG) he will obtain sanction of AG and will communicate it to CMA (PG) for notification and payment of pension.

Action by CMA (PG).

(5) On receipt of sanction letter from PPA Dte, AHQ, the CMA (PG) shall notify BAFA-376 and make payment of pension and forward pension certificate (BAFA-373) to CORO/ MPRS (O) for onward despatch to the officer. Doubtful pension claims will, however, continue to be submitted to AHQ and Ministry of Defence (Finance) for decision.

(6) If for any unforeseen reasons delay in notification of pension/gratuity is expected, anticipatory pension/gratuity will be paid by CMA (PG) but such an occasion should not normally arise.

(7) The duties assigned to CORO in this rule will be performed by MPRS (O) for pension/gratuity claims in respect of Medical, Dental and Nursing Officers.

BAO 44/79

Note :—For gratuity, submission of claim on a contingent bill will not be necessary. Gratuity will be paid on the officer submitting a stamped receipt for the amount due to him/her.

24. Reserve Officers.

Pension of Reservist Officers will be regulated as follows :—

a. *Revision of Pension.*

PAO 623/69

The pension/gratuity of Reservists who opted/opt to count their recall/training service for earning or enhancement of pension/gratuity under the provision of Reserve Rules will be revised. If an increase is due, at the time of their reversion from active service to the reserve and not at the time of their final discharge from the reserve. Such revision shall be made in respect of completed year (s) of recall/training service and no condonation in this qualifying service will be permissible. Condonation on original spell of service already granted will not be disturbed.

b. *Revision of Option.*

Where a reservist is promoted to higher rank during recall/training service, or pension rules are revised the Reservist will be allowed to exercise an option to count recall/training service for enhancement of pension/gratuity. Pay or pension overdrawn during the recall/training service as a result of change of the original option will be refunded to the Government, if this service is allowed for enhancement of pension/gratuity is not more than 36 installments. Where such an individual is released before the total amount due has been recover he will be given the option to :—

(1) refund the total amount in lump sum.

(2) elect to have the amount recovered from the pension in which case payment of pension will commence after the un-recovered amount due to the Government has been realised.

NPC-68 Rule-19

c. *Revision of existing Pensions* will be made in due course

25. Officers re-employed during a National emergency.

PRI-40 Pt-II Rule-15.

When a retired officer is re-employed in military capacity during a National emergency, the payment of his pension shall cease for so long as he is re-employed and he shall not earn any increase of pension or gratuity on account of service rendered during such re-employment.

26. Officers whose retirement is deferred in a National emergency.

PRI-40. Pt. II Rule-16

When an officer, who is due to retire, is retained on the active list beyond the normal age for compulsory retirement owing to a National emergency, he shall not count for pension or gratuity the service rendered by him after attaining the normal age for retirement.

27. Officers in Civil employ.

a. *Retiring pension and gratuity.*

PRI-40. Pt-II Rule-17. PAO 666/60

Officers who hold appointments in civil employment, and whose conditions of employment are governed by rules made by the Government are, by virtue of such rules eligible for retiring pension and gratuities (other than gratuity or pension admissible in respect of disability attributable to military service) on the conditions and at the rates specified for those in military employment.

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b. Commissioned officers on leave preparatory to retirement, when permitted to take up Government employment, will have the option either to retire from military service or to remain on leave until they have exhausted the leave admissible to them, and draw leave salary as under :—

(a) Officers retiring with pension. Leave salary equal to anticipatory pension.

(b) Officers retiring with gratuity without earning pension.	Half of the leave salary admissible under normal rules.

(1) Leave salary as above will be in addition to pay of the civil post.

(2) No permission will be required to take up employment in a Government Department after retirement. In such cases the fixation of pay in the civil appointment will be governed by the relevant rules in force from time to time.

SAI 5/63

c. Fixation of Pay of Released/Retired Commissioned Officer on re-employment in Civilian Posts.. The pay of released/retired Commissioned Officers on re-employment in civilian posts will be fixed under Article 326 of Civil Service Regulation reproduced as (Annexure A to this regulation). On the merits of each individual case and in consultation with financial authority at AHQ keeping in view of the following broad principles :—

(1) When the last pay immediately before retirement was less than the minimum of the scale of the post in which the officer is re-employed his pay may be fixed at the minimum of the scale of the post in which is re-employed minus pension without reference to the last pay drawn by him immediately before release/retirement. Once the pay is so fixed he may be allowed to draw annual increments in the scale in the normal manner, the pay being reduced by the amount of pension at each stage of the time scale.

(2) Where the last pay drawn immediately before retirement was more than the minimum but less than the maximum of the scale of the post in which the officer is re-employed his pay may be fixed at the minimum of the scale of the post in which he is re-employed and he shall be allowed to draw pension in addition to his pay so fixed provided that the pay plus pension does not exceed the last pay drawn by him immediately before release/retirement. If the minimum of the time scale plus pension exceeds the last pay drawn the pay may be fixed at a stage in the scale of the post equal to such last pay minus pension. If there is no such stage in the scale of the post the pay shall be fixed at the stage next below minus pension. Once the pay is fixed in any one of the above manners annual increments may be drawn in the scale of the post provided always that the total of pay plus pension shall at no time exceed the maximum of the time scale.

(3) Where the last pay drawn immediately before release/retirement was more than the maximum of the scale of the post in which the officer is re-employed his pay may be fixed at the minimum of the scale of the post in which he is re-employed and he shall be allowed to draw his pension in addition to the pay so fixed subject to the condition that the initial pay fixed plus the amount of pension does not exceed the last pay drawn by him immediately before release/retirement. Once the pay is so fixed he shall be entitled to draw increments in the scale of the post provided that the amount of pay (including increments) plus pension does not at any stage, exceed the last pay drawn before release/retirement.

(4) In the case of a re-employed military officer appointed to a post outside Bangladesh, the pay plus pension should not at any time exceed maximum pay of the post even if the pre-retirement last pay of the re-employed military officer was more than the maximum of the post.

Note: 1. The Word "Pension" wherever used in this rule means pension before commutation or surrender.

2. In case where a released/retired officer held a higher paid temporary rank for a continuous period of 3 years or more immediately before retirement/release the pay for the purpose of these orders.

3. With effect from 1st July, 1977 the term "Last Pay" used above includes Command/Staff/Charge/Instructional/Qualification/Disturbance pay provided that they drawn before retirement/release/leave pending retirement, one month.

4. Released/retired Commissioned Officers shall continue to draw their military pension but it may be taken into consideration while determining the fixation of pay under the principles laid down in para 1 (a) (b) above corresponding deduction when and to the extent necessary being made from the pay.

5. Cases falling under clause (4) of para c and be not referred to Financial Authority at Ministry of Defence. In such cases may be fixed in consultation with Audit in accordance with the principles laid down in that clause.

FR Pt-I Rule-28, CMA Dacca Ltr No OP 01-appx of 22-8-77

28. Leave Salary and Pension Contribution.

A pensioner will deposit the leave salary and pension contribution at the following monthly rates for the period of deputation in foreign service.

Length of Service in years.	Rate of Contribution. Taka.
01	92·00
1—2	104·00
2—3	115·00
3—4	127·00
4—5	138·00
5—6	150·00
6—7	161·00
7—8	173·00
8—9	184·00
9—10	196·00
10—11	207·00
11—12	219·00
12—13	230·00
13—14	242·00
14—15	253·00
15—16	265·00
16—17	276·00
17—18	288·00
18—19	299·00
19—20	311·00
20—21	322·00
21—22	334·00
22—23	345·00
23—24	357·00
24—25	368·00
25—26	380·00
Over. 26	391·00

Rate of monthly contribution leave salary.....
15 per cent. of pay drawn in foreign service.

CHAPTER III

Service Pension—Honorary Commissioned Officer/JCOs/OR/NCs(E).

NPC-68 JCOs/OR Rule-4

In these regulations the following words and explanations are under in the sense stated hereunder unless the context provided otherwise :—

a. *Last pay drawn.*

JSI-5/79

Means the last pay and other reckonable emoluments which an individual has drawn immediately before proceeding on LPR/SOD.

b. *Combatant Service.*

NPC-68 Rule-4

Includes service as a JCO/WO/NCO or OR (excluding Boy's service and its equivalent in BN/BAF unless expressly stated otherwise in these regulations. This term in the case of Bangladesh Navy is equivalent to active service.

c. *Last Pay.*

NPC-68 Rule-4

Means basic pay including deferred pay, rank pay appointment pay, increments of pay, good service pay, good conduct badge pay, flying pay, additional pay granted to JCOs/ADCs to the President and CAS (Army). SSG pay, sub-marine pay, parachute pay, survey pay, acting allowance and any other pay declared reckonable for pension, but excluding compensatory and dearness allowance.

d. *Engagement.*

—do—

Means an engagement or such engagement extended or followed by a re-engagement without break

e. *Military Service.*

—do—

Means service in the Army, Navy or Air Force.

f. *Non-Combatant Enrolled Service.*

—do—

Means service other than as an enrolled followe in the Armed Forces.

g. *Pension.*

—do—

Except where the term 'Pension' is used in contra distinction to 'gratuity' 'pension' includes 'gratuity

h. *Public Claims.*

—do—

Means any public debt or disallowance includin any over issue made through an error as to th fact or a deficiency or an irregular expenditure c public money stores of which after due investiga tion no explanation satisfactory to the President o Bangladesh is given by the person who is responsible for the same.

j. ***Retirement/Release.***

NPC-68 Rule-4

Means retired, permitted to retire, released, invalided, transferred to the reserve or discharged from the service and will not include those dismissed, removed from service.

30. Service qualifying for pension.

PRI-Pt II Rule-211 NPC-68 Rule-5

a. All combatant service in the Armed Forces on a peace, War or emergency engagement (excluding Boy's service) from the date of enrolment to date of discharge will reckon in full (including all periods of leave with full pay), for pension or gratuity. LPR will commence on the last day of service. The vacancy thus caused will be deemed to have been created from the date of commencement of LPR.

Govt. ltr. No. PCS/JSA/1501/1/-126/68A of 6-1-69

NPC-68 Rule-5

b. All qualifying non-combatant service in the Armed Forces when combined with combatant service without a break, will reckon in half towards pension.

—do—

c. Non-combatants (Enrolled) who have been combatised and accepted "Terms" and who have been permitted to count their non-combatant service for Military Pension under existing Service Rules will continue to reckon such service to the extent already permissible. This concession will apply only to those who on or before 1 Jan. 1951, were permitted to count their previous non-combatant service for military pension.

—do—

d. One-half of reserve service will count as pensionable service in the case of persons recalled to colours or called up for Active Service.

—do—

e. A person discharged from the Reserve after a prescribed period of combined colour/Active and Reserve qualifying service of not less than 15 years will be eligible for a special pension at following rates :—

(1) Those who are released from reserve without having drawn pay in the revised scale effective from 1-12-1962 :—

PAO 623/69

Sep, Naik, Havilder, JCO	and equivalent ranks in the Navy and Air Force.	Taka. 10 pm ,, 13 pm ,, 15 pm ,, 25 pm

(2) Those who are released from Reserve after having drawn pay in the revised scale effective from 1-12-1962 :—

Sep, Naik, Havilder, JCO	and equivalent ranks in the Navy and Air Force.	Taka. 20 pm ,, 25 pm ,, 30 pm ,, 50 pm

Note :—(a) Reserve service not involving periodical training will not reckon as pensionable service.

(b) Reserve service not preceded by colour service Without a break will not reckon as pensionable.

(c) The above rate is being revised.

31. Service not qualifying for pension.

NPC-68 Rule-6

a. Any period of service rendered before reaching the age of 17 years in case of individuals recruited on or after the 20 Sep 1945, and governed by the post world War II terms of service and 16 years in other cases, provided that this reservation shall not apply in cases of claims to disability pension.

b. Any period during which a JCO or equivalent (including those holding honorary commission), is under suspension from rank, pay and allowances, by sentence of Court-martial.

c. Any period of imprisonment by sentence of a civil court or of a Court-martial.

d. Any period of detention in civil custody before being sentenced to imprisonment or fine, unless Government Orders are issued curtailing the period that shall not count.

e. Service forfeited for pension by sentence of Court-Martial except when restored by competent authority.

f. Any period of absence as a prisoner of war unless pay and allowances for the period of absence have been restored by the Authority competent to do so under the Bangladesh Army/Navy/Air Force Act rules.

g. Any period of unauthorised absence unless forfeiture of pay and allowance for the period of absence has been remitted by the Authority competent to do so under the Bangladesh Army/Navy/Air Force Act rules.

h. Any period of service on temporary establishment, or for which a special rate of pay is granted on the understanding that no pension is admissible.

j. Any period of service as a ward orderly.

k. Any period of service rendered after the date on which the proceeding of the Medical Board which found the individual unfit for further service were countersigned by the competent authority. However, the period of 30 days between the countersignature/confirmation of the Medical Board proceedings and the date on which the discharge of the individual is actually effected will be allowed to count for pension.

32. Condonation of Deficiency/Interruption in Service.

a. A deficiency of six months or less in the qualifying service shall be deemed to have been condoned automatically.

NPC-68
Rule-7

b. A deficiency of more than 6 months but less than one year may be condoned by the Regimental Centre Commandant and equivalents if both the conditions mentioned below are satisfied.

(1) The persons died while in service or retires in circumstances beyond his control such as on invalidation, or service being no longer required due to no fault of the individual, and but for such an eventuality he would have completed another year of qualifying service, and

(2) The service rendered by the person was satisfactory.

c. A deficiency of one full year or more shall not be condoned.

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14-1-78

d. Interruptions in service up to 3 months may be condoned by Regimental Centre Commandant and equivalents and beyond 3 months by the Government.

NOTE :—(1) The term 'qualifying service' with reference to pension is used for the purpose of earning pension/gratuity as well as for determining scale (*i.e.* amount) thereof. Both in Rule 32 and in para 7 of Revision of pension Rules & Rates, 1966, the term 'quelifying service' is. used in general terms without restricting it to either earning of pension or for determining scale of pension.

(2) The provisions for condonation of deficiency in qualifying service in the Service Rules referred to above were made on humanitarian/compassionate consideration. On this pretext such condonation for earning Pension/gratuity is more deserving than the one for increase in the scale of pension.

(3) The condonation of deficiency in the qualifying service is admissible both for the purpose of earning pension and for determining the scale of pension save in the case of voluntary retirement etc. as provided in the Pension Rules/Regulations for the Civilian and Military Government Servants.

33. **Counting of Former Service.**

NPC-68
Rule-8

a. Former qualifying service in the Armed Forces will reckon as pensionable service if sanctioned by the competent authority designated under the existing service rules relating to refund of gratuity etc. received for the previous service. Refund of gratuity should start not later than one year after re-enrolment.

b. All pensionable service in Civil or Military capacity in Pakistan before the individual joined Bangladesh Armed Forces will count for purpose of pension. A

separate list of such personnel will, however be maintained by CMA (PG) Dacca, for use in the event of agreement being arrived at with Government of Pakistan about incidence of liability for pension in such cases.

c. Continuous superior civil service rendered under the Government of Bangladesh will count for Military pension or gratuity provided that :—

(1) Such service is followed by regular engagement/ commission,

or

(2) Such service is followed by non-regular engagement/commission and total period of temporary superior service and non-regular engagement/ commission is not less than 5 years. Such temporary Civil service will not however, count for Military pension/gratuity if the same was terminated on account of resignation other than for reasons to join a service with the Armed Forces.

34. **Classification of Pension.**

a. *Retiring Pension.*

NPC-68
Rule-9

Retiring pension or gratuity will be a service pension or gratuity granted to a person discharged on or after completion of an engagement or any approved extension of engagement. Pension will be admissible on completion of not less than 15 years of qualifying service. Gratuity will be admissible for qualifying service of less than 15 years.

"Where the period of engagement including any extension is more than 15 years this pension will also be admissible if the individual is discharged from service before completion of engagement provided he has to his credit not less than 15 years qualifying service for pension".

b. *Invalid Pension.*

Invalid pension or gratuity will be a service pension or gratuity granted to a person invalided out of service. Pension will be granted for a period of qualifying service of 10 years or more years, gratuity will be admissible for lesser period of service.

c. *Superannuation Pension.*

Superannuation pension or gratuity will be a service pension or gratuity to an individual discharged on reaching the age limit. Pension will be granted for a qualifying service of 10 or more years, gratuity will be admissible for lesser period of service.

d. *Compensatory Pension.*

Compensatory pension or gratuity will be a service pension or gratuity granted to a person who before completion of his engagement is :—

(1) **Mustered out or transferred to reserve.**

(a) On account of disbandment of unit.

(b) On account of reduction or reorganisation of establishment.

(c) On becoming unsuitable for retention owing to a change of class composition, provided that the individual cannot be absorbed in another unit/trade.

(d) In any other circumstances approved by the President.

(2) **Discharged.**

(a) On failure to qualify at a sufficiently high standard in an educational or service examination or test.

(b) Compulsorily at a time when medically categorized as category 'B' or 'C' *i.e.* not being able to fulfil their operational commitments. Compensatory pension will be granted on completion of qualifying service of 10 years or more; compensatory gratuity will be admissible for lesser period of service.

35. **Method of Calculation.**

JSI 5/79

a. The pension will be calculated as follows :—

$$\frac{\text{(Last pay drawn + Taka 120)} \times \text{length of qualifying service.}}{50}$$

Subject to maximum of 3/5th.

Note :—The above formula in all respects will be followed. (Ministry of Defence letter No. Pen-9/3/80-D-10/389 dated 5-8-80, MAG letter No. AT/30-X dated 01-9-80 refers).

b. Gratuity will be calculated at the rate of one month's (or lesser wherever prescribed pay for each completed year of qualifying service.

36. **Special Pension.**

NPC-68 Rule 11

a. A Risaldar-Major/Subedar-Major and equivalent compulsorily retired with 15 years or more qualifying service on completion of a tenure of appointment of 5 or more years service will be eligible for a special pension of Tk 200/- per month This rate includes personal allowance He will have a proportionate pension based on this rate, if the qualifying service is 10 years (and the tenure of appointment of 5 or more years has been completed) but less than 15 year

b. NCOs who are granted honorary rank of Naib Subedar on retirement will receive a special pension of Tk 10/- (Taka Ten) per month in addition to the earned pension.

c. A Subedar Majar or equivalent in receipt of Tk allowance when granted honorary commissioned rank will be eligible for a pension of Tk 300/- per month or the pension calculated under rule 35 a above whichever is more favourable. A Subedar or equivalent in receipt of Tk allowance when granted honorary commissioned rank will be eligible for a pension of Tk 225/- per month or the pension calculated under rule 35 a above,whichever is more favourable.

d. The above rates are being revised.

37 **Payment of Gratuity of Heirs.**

NPC-68 Rule-12

Where an individual dies in service before completing minimum service to qualifying for pension and his death is not attributable to or aggravated by service conditions, gratuity at the rate of one month's emoluments for each completed year of service will be paic to the heirs of the deceased.

38 **Gratuity for Voluntary Retirement.**

Where an individual on regular terms is permitted to retire at his own request before completing 15 years of service, he will be entitled to the earned gratuity as under :—

NPC-68 Rule-13

a. Those who leave the service voluntarily before completing 5 years shall NOT be entitled to any gratuity.

b. Those permitted to retire between 5 to 10 years of service should be entitled the full amount of earned gratuity.

c. Those permitted to retire between 10 to 15 years of service should be entitled to the full amount of earned gratuity.

39. **Pension of Individuals who dismissed from service or discharged for reasons of indiciplined/inefficiency.**

NPC-68 Rule-14

a. *Dismissed from service*—where an individual has rendered qualifying service of 10 years or more when dismissed by sentence of Court Martial or otherwise, he may be granted pension *ex-gratia* at the discretion of the President at a rate not exceeding half of pension/gratuity which he would have got, had he been retired/discharged under normal conditions,

b. *Discharged from service for reasons of indiscipline*— An individual discharged before completion of initial period of colour service for reasons of indicipline may on completion of 15 years qualifying service or more be granted pension at two-third of the rate which would otherwise have been admissible had he been retired/ discharged under normal conditions. For qualifying service of less than 15 years but more than 10 years he may be granted gratuity at two-third of amount which would have been admissible had he been retired/discharged under normal conditions. No gratuity will be admissible for qualifying service below 10 years. The grant of pension or gratuity under this clause will be *ex-gratia* at the discretion of the President.

c. *Discharged from service for reasons of inefficiency*—An individual discharged before completion of initial period of colour service for reasons of inefficiency on completion of 15 yeers qualifying service or more, will be granted full earned pension. For qualifying service of less than 15 years, earned gratuity will be granted.

40. Forfeiture of Service for Certain Offences and its Restoration.

NPC-68 Rule-15

a. A person subject to Army, Navy or Air Force Act, who has been found guilty of any of the following offences :—

(1) Desertion.

(2) An offence under Section 38(a) (Fradulent enrolment) of Bangladesh Army Act (or under corresponding provisions of the Navy and Air Force Acts). shall forfeit the whole of his prior service towards pension or gratuity upon his conviction by a court martial or otherwise on his confession as to the guilty.

b. A person who has forfeited service under the provision of the preceeding clause but has not been dismissed, Shall be eligible, on completion of 5 years further colour/ active and/or reserve service with exemplary conduct to reckon the forfeited service towards pension or gratuity.

41. Withholding or Reduction of Pension/gratuity.

NPC-68 Rule-16

Pension or gratuity may be withheld or reduced to meet any public claim outstanding against the individual, any service debt due against him or any service claim which he is directed to pay by the Government of Bangladesh.

42. Pensioners Re-employed Re-enrolled.

Persons re-employed re-enrolled may elect to count their former qualifying service towards pension/gratuity under the following conditions:—

a. If the total service rendered (former as well as re-employed) does not entitle the person to pension at the time of final discharge/release, he will be paid service gratuity due, which will be calculated for the total service and reduced by the amount of service gratuity he may have receive for his former service.

b. A person having 12 or more years of former qualifying service, or as soon as a re-enrolled/re-employed person has rendered total qualifying service of 12 years (former as well as re-enrolled re-employed) he will be asked to elect to count his former service towards pension. If he so elects, refund of gratuity for former service, if drawn will commence from the date of election and the gratuity will be recovered in not more than 36 instalments.

c. Where such a person is retired before service gratuity has been recovered, he will be given the option by the OC of.

(1) refunding the un-recovered portion of service gratuity in lump sum, or

(2) electing the un-recovered

(3) electing to have service gratuity recovered from pension in which case payment of pension will commence after the un-recovered amount of service gratuity due to the Goverument has been realised.

d. If the re-employed/re-enrolled person is in receipt of pension, he may elect to suspend his pension and count re-employed/re-enrolled service towards enhanced rate of pension.

Note :—Ex-servicemen whose pensions are the liability of a Government other than the Government of Bangladesh will not be permitted to combine any portion of their former service for the purpose of pension or gratuity. If already in receipt of pension, they will be allowed to draw pension in addition to pay but their re-employed service will not qualify for increase in such a pension or for any fresh grant of service pension or gratuity in respect of re-employed service.

NPC-68
Rule-19

43. Pension to Widow/Dependents.

Military pension in issue to widows and dependents will not be taken into account while fixing their salary on employment.

NPC-68
Rule-20

44. Pension on re-employment.

Military pension of Tk. 100/-per month and less will not be taken into account for the purpose of fixation of pay of those military pensioners who are re-employed in the civil.

45. Procedure for submission and finalization of Service Pension/Gratuity Claim.

a. *Action by Record Office.*

SPAO 26/61
SPAO 26/65

On receipt of BAFA-357 from CMA (Pay, Unit section), concerned Record Office will forward BAFY-1948 alongwith the following documents in duplicate to Pay Audit Officer for issue of Audit Report :—

(1) Record Copy of Sheet Roll
(2) BAFA-357
(3) Specimen Signature
(4) Identification Certificate.
(5) Left hand thumb and finger impressions
(6) Passport size Photographs duly countersigned
(7) BAFA-450
(8) Daily Order Part II
(9) Assessment proforma for pension as per annexure A and B to this rule.
(10) Detail of Offences (in case of *Ex-gratia* cases, service gratuity etc).

b. On receipt the Audit Report, obtain the sanction of the Centre Commandant and forward it to CMA (PG) Dacca for notification and issue of Pension Certificate (BAFA-373).

c. *Action by Pay Audit Officer.*

On receipt the pension claim from Record Office, issue Audit Report to Record Office to obtain sanction of the Centre Commandant.

d. *Action by CMA (PG) Dacca.*

On receipt of sanction letter from Record Office they will notify it on BAFA-376 and will issue pension certificate (BAFA-373) to Record Office.

46. Nil.

47. Nil.

CHAPTER IV.

Disability Pension—Officers

48. Definitions of 'Service'.

PRI-4,OPt. II
Rule-37

For the purposes of the rules in this sub-section, 'service' shall mean, except where otherwise stated and unless the contrary appears from the context, service counting for service pension under the rules in this section.

Service render in aid of the civil power shall be treated as military service for the purpose of disability pension and gratuity.

49. Rate of pension and gratuity subject to alteration.

Rule-36

The rates of disability pension and gratuity may be revised as and when the Government of Bangladesh may determine.

50. Negligence and misconduct.

Rule-38

If the disability of an officer is found to be wholly or partly due to neligence or miscoduct, the grant of a pension or gratuity shall within the limits laid down in this sub-section, be such as the Government of Bangladesh may determine.

51. Officers who elect voluntary retirement.

Rule-39

An officer who elects the conditions of voluntary retirement shall not be eligible for an award on account of disability.

52. Refusal to undergo medical treatment.

Rule-40

When an officer who is in receipt of a pension which includes a disabiiity element unreasonably refuses to undergo an operation or other medical treatment which in the opinion of the regulated medical authority, would reduce the degree of his disablement, the Government of Bangladesh will determine whether the disability element of pension shall be forfeited or reduced.

53. Amount of disability element and period for which granted.

Rule-41

a. An officer who has been pronouced permanently unfit for general service on account of a disability attributable to military service may, on retirement, and subject to the provisions of para b of this rule, be awarded a disability element at the rate appropriate to his degree of disablement in the scale laid down in rule 56 b. This element shall be in addition to pension for rank and service. The service pension shall be granted permanently.

b. The amount of the disability element and the period for which it shall be granted shall depend on the degree and duration of the disablement.

c. A disability element of pension shall not be awarded in respect of less than 20 per cent disablement.

d. When a temporary disability of 20 per cent. or over ceases or becomes less than 20 per cent. the payment, of the disability element shall cease but the payment of the service element shall be permanent.

54. Basis for Assessment of disability, Family pension and children allowance.

PRI Pt. II Rule 352, JSI 5/66, JSI 5/79

a. Pensionery benefits and children allowance will be determined in accordance with the paid acting/temporary/substantive temporary/substantive rank held and pay drawn on either of the following dates :—

(1) Date on which wound, injury was sustained or illness/ disease contracted.

(2) Date of invalidment from service, or

(3) Date of death, whichever is more favourable.

b. Pay for the purpose of determining pensionery benefits in respect of officers will include the followings :—

Pay for the purpose of determining Pensionary benefit.

JSI 5/66 Rule-4b

(1) Pay of rank.

(2) Disturbance pay.

(3) Command/Staff/Charge/Instructional pay.

(4) Qualification pay.

(5) Specialist pay.

(6) Parachute pay.

(7) Special service group pay.

(8) Flying pay.

(9) Submarine pay.

(10) Survey pay.

55. Disability and death attributable to/aggravated/hastened by service in the Armed Forces Officers and other ranks.

The following principles and procedure will govern the determination of attributability to service of disability/death of officers and personnel below commissioned rank in the Armed Forces :—

a. Casualties due to wound or injury.

PAO 212/60
BAO 44/79

b. (1) It should be established in such cases that the cause of the casualty was the result of duty in military service.

(2) Where the injury or death resulted from the risk inherent in military service attributability will be conceded.

(3) It is immaterial whether the cause giving rise to disability or death occured in field service area or peace area.

(4) An individual is on duty for 24 hours of the day except when on leave other than casual leave in the station.

(5) Individuals detailed to take part in organised games, sports or physical recreations *vide* ARI rule 312 and RAI Instruction 446 will be regarded as on duty.

(6) An individual will be deemed to be in the performance of military duty when :—

(a) He is physically present in camp/ barracks.

(b) He is travelling on leave at Government expense.

(c) When travelling to or from duty (*e.g.* in the case of a married person, living with family, from his married quarters to his place of duty but not whilst he is in his married quarters).

(d) Whilst travelling on duty *i.e.* where it is established that but for the duty he would not have travelling at all.

(7) Injury/death sustained by personnel, otherwise than through their own negligence or misconduct while being carried on duty in aircraft under proper authority or when employed on bomb disposal duties, shall be viewed as attributable to military service in a field service area.

(8) Disability resulting from purely personal acts such as shaving or similar private pursuits would not normally be treated as attributable to military service.

(9) Disability or death resulting from violence provoked by performance of military duty will be viewed as attributable to military service unless the circumstances of the case warrant of different conclusion.

Illustration :—If a military person driving a motor cycle etc. on duty, collides with a truck the injury received may be attributed to military service but if he is out for walk and sustained injury from a passing truck, his case will not qualify for the concession.

b. ***Casualties due to disease.***

(1) The cause of disability or death resulting from a disease will be regarded as attributable to military service only when it is directly due to risks which may be regarded as peculiar to the circumstances of duty in military service, in determining attributability in such cases due regard should be paid to the question whether service in a particular region or of a particular types, involved exposure to exceptional risk of construction or, infection by, a disease, as well as to the actual circumstances of the case.

(2) Attributability will not be conceded if, though contracted during the period of actual performance of military duty, the disease is in the opinion of the medical authorities concerned, due to risks which cannot be regarded as peculiar to such duty in military service.

(3) Where a disease or its aggravation resulted from the risk of military duty, attributability/ aggravation will be conceded.

(4) All cases of tuberculosis will be accepted as attributable to or aggravated by service where the medical opinion is in favour of the acceptance.

(5) Where medical or other supporting documents are incomplete, cases will be dealt with on merits with due regard to medical opinion and other evidence.

56. Rates of Disability Pension.

Disability pension shall consists of the service and disability elements as follows :—

JSI 5/66
JSI 5/79

a. *Service element.*

(1) With less than ten years pensionable service	(1) Service pension as for qualifying service of ten years subject to a minimum of Tk. 800/- pm.
(2) With service of ten years or more.	(2) Earned pension but not less than Tk. 300/- pm.

JSI (corrigendum) 2,71

Note :—For disability of 50% or above, service element will in no case be less than 50% of the maximum presumptive pension of the rank from which the individual is boarded out of service.

b. *Disability element :—*

Extent disability	Pension per year
100%	Tk. 4,200/-
90%	Tk. 3,780/-
80%	Tk. 3,360/-
70%	Tk. 2,940/-
JSI 5/79 60%	Tk. 2,520/-
50%	Tk. 2,100/-
40%	Tk. 1,680/-
30%	Tk. 1,260/-
20%	Tk. 840/-

57. Individuals invalided out with total disability.

JSI 5/66
Rule-6

An individual who is invalided out with a total disability shall have the option to elect for special family pension and children allowance in lieu of disability pension where the former is more favourable.

58. Procedure for Initiation and Finalization of disability Pension claims—Officers.

Following procedure will be followed for initiation and finalization of disability pension :—

a. *Action by MS Branch/DGMS.*

PAO 450/65

After confirmation of invaliding Medical Board Proceedings by the Ministry of Defence, MS Branch/DGMS will retain original copy for issue of invalidment order on BAFA-861 and inform all concerned. The other two copies will be disposed of as under :—

(1) *Hospital concerned*—Triplicate copy of the proceedings alongwith connected medical documents for record.

(2) CORO/MI-RS (O). Duplicate copy for preparation and submission of pension claim.

b. *Action by CORO/MPRS (O).*

As soon as an individual is declared permanently unfit for further military service on account of disease, wound or injury and on receipt of BAFA-861 from MS Branch/DGMS will take immediate action for the preparation and submission of disability pension claim accompanied by the documents noted below :—

(1) Publish invalidment orders in Part II Order.

(2) Will send BAFA-862 to units for completion and submission of following documents to CORO/MPRS (O) :—

(a) *Disability caused by accidents.*

(i) A copy of the proceedings of the Court of Inquiry containing full particulars regarding the circumstances in which the accident has taken place.

(ii) Injury Report (BAFA-867) completed in accordance with the instructions recorded thereon.

(iii) Proceedings of Medical Board prepared in BAFA-45/BAFM-1335.

(b) *Disability caused by disease.*

(i) Proceedings of the Medical Board prepared in BAFA-45/BAFM-1335.

(ii) BAFM-1231 prepared in accordance with the instructions recorded thereon.

(3) Will complete BAFA-863 and send it alongwith a copy of DO Part II Order for invalidment to CMA (O) for issue of BAFA-864.

(4) On receipt of BAFA-864 from CMA will complete BAFA-865.

(5) Will assess pension on the proforma reproduced as annexure to rule 23.

(6) Submit above documents alongwith BAFA-2041 to CMA (PG Section) Dacca for audit.

(7) On receipt of Pension certificate from CMA (PG section) Dacca despatch the same to the officer.

c. *Action by Unit.* CC/CO unit concerned will return documents mentioned in para b (2) above as early as possible but not later than fortnight from the date of receipt.

d. *Action by CMA (O).* The CMA (O) on receipt of the BAFA-863 from CORO/MPRS (O) will complete BAFA-864 and return it to CORO/MPRS (O) as early as possible.

e. Action by Pension cell/CMA (PG Section) Dacca.

(1) On receipt of documents from CORO/MPRS (O) *vide* para b (2) above submit audit report alongwith relevant documents to AG's Branch PPA Dte (PPA-2) AHQ for obtaining sanction by AG on proforma reproduced as annexure C to Rule 171.

(2) On receipt of sanction from PP&A Dte, AHQ they will issue pension certificate to CORO/MPRS (O) and notify it on BAFA-376 and make payment to the pensioner.

f. *Action by AHQ.*

BAO72/80

(1) On receipt of audit report from CMA (PG section) will scrutinise and take action to get orders issued on proforma reproduced as annexure c to Rule 171.

(2) On receipt of orders, return the documents received under the audit report to CMA (PG) for payment and issuing pension certificate.

MAG No. AT/134 dt. 1-7-80

Note : For completion of BAFM-1335/BAFA-45 and BAFY-1948, DMS (Army) letter No. 7605/43/DMS/Med-3 dated 10 August, 1977 reproduced as Annexure to this rule will *be followed.*

59.
60.
61.
62.
} Nil

CHAPTER V

Disability Pension—Honorary Commissioned Officer/Junior Commissioned Officer/Personnel below Commissioned Ranks.

63. Definitions of disability Pension.

PAO 586/55 Rule 2(i)

A disability pension shall be granted to an individual if he is invalidated as unfit for further service on account of wounds, injury or illness, the cause of which is attributable to or aggravated by service in the Armed Forces.

64. Basis for assessment of disability pension and children allowances.

PRI Pt. II Rule 352 (i), PAO 586/55, JSI 5/66

a. Pensionery benefit shall be determined in-accordance with last pay drawn on the following dates :—

(1) The date on which the injury was sustained or illness/disease contracted.

(2) The date of invalidment from the service, whichever is more favourable.

b. All elements as mentioned in Rule 29 c plus Taka 120/00 per month in lieu of elements in kinds (inrespective of rank). If and when the amount in lieu of elements in kind is revised by the Govt. the revised rate will be communicated through Govt. letter.

65. Circumstances in which disability pensions are admissible.

P .O 586/55 R le-5

a. An individual whose disability is certified to be attributable to or aggraveted by Military service in a field service Area shall be granted the Field service rate of disability pension.

b. If his disability is certified to be attributable to Military service in a peace area he shall be granted the peace rate of disability pension.

P .I Pt.II R le-357

c. If an individual though not serving in a Field service area is disabled in circumstances which in the opinion of the local administrative authorities are similar to those encountered in field service his disabilty may be provided that this disablement is not due to his own gross negligence or misconduct be treated as on Field Service and he may be granted Field Service rate of pension under Government Orders.

66. Disability incurred while being carried on duty in aircraft or when employed on Bomb disposal duties.

PAO 586/55 Rule-6

Injuries sustained by personnel otherwise than through their own negligence or misconduct while being carried on duty in aircraft under proper authority or when employed on bomb disposal duties shall be viewed as attributable to Military Service in a Filed Service area for the purpose of Rule 65 above.

67. Principles and procedure for determining attributability or aggravation for disability family pension.

BAO 44/79

Rule 55 Chapter–IV will also be applicable to Honorary Commissioned Officer./Junior Commissioned Officer/, OR/.

68. Classification of disabilities.

PAO 586/55 Rule-7

For the purpose of assessment of the rate of disability pension disabilities shall be classified as class 'A', class 'B' and Class 'C' in accordance with the shedule given in Rule 74 below.

69. Rates of disability pension.

a. *Disability attributable to Military Service under Field Service conditions.*

PAO 586/55 Rule 8(i)

An individual who is invalided out of service on account of a disability certified to be attributable to or aggravated by Military Service under Field Service conditions shall be granted a disability pension consisting of service and disability elements as follows :—

(1) *Service element.*

Rule 8(i)(a)

(a) Up to 10 years service.	Service pension as for a qualifying service of 10 years.
(b) Over 10 years but up to 15 years service.	Service pension as for 15 years service.
(c) Over 15 years but Up to 20 years service.	Service pension as for 20 years service.
(d) Over 20 years but up to 25 years.	Service pension as for 25 years service.
(e) Over 25 years service.	Service pension as for 30 years service.

(2) *Disability element.*

The minimum "Disability Element" of Disability pension in the case of disability due to war/external aggrassion/internal subversion/in aid of civil power is as under :—

JSI 5/79

Class 'A' Disability.	1/3rd of pay plus 33% of this amount, subject to a minimum of Tk. 100·00 per month.
Class 'B' Disability.	1/6th of pay plus 33% of this amount, subject to a minimum of Tk. 60·00 per month.

Class 'C' Disability.	1/8th of pay plus 33% of this amount, subject to a minimum of Tk. 45·00 per month.

(3) *Disability element.*

Disability element due to field service area other than sub para 2 above will be as follows :—

Class 'A' Disability.	1/3rd of pay plus 33% of this amount, subject to a minimum of Tk. 20·00 per month.
Class 'B' Disability.	1/6th of pay plus 33% of this amount, subject to a minimum of Tk. 30·00 per month.
Class 'C' Disability.	1/8th of pay plus 33% of this amount, subject to a minimum of Tk. 20·00 per month.

b. *Disability attributable to Military service under peace conditions.*

PAO 586/55
Rule 8(b)

An individual who is invalided out of service for a disability certified to be attributable to or aggravated by Military service conditions shall be granted disability pension consisting of service and disabilty elements as follows :—

(1) *Service element.*
As per rule 69 a (1) above.

(2) *Disability element.*

For disability granted as class 'A'.	1/4 of pay-Subject to a minimum of Tk. 12·00 per month.
For disability granted as class 'B'.	1/8 of pay-Subject to a minimum of Tk. 9·00 per month.
For disability granted as class 'C'.	3/32 of pay-Subject to a minimum of Tk. 6·00 per month.

70. Period for which pension is granted.

PAO 586/55
Rule-9

a. If on the date of invalidment *i.e.*, the date of invalidment from the service, the disability (*e.g.*, loss of arms/legs/limbs/eyes etc.) of an individual is certified to be incapable of improvement the pension shall be granted permanently from the date following that of invalidment. In other cases the disability pension will be granted for two years in the first instance, to be assessed finally on expiry of this period by a Resurvey Medical Board according to the then condition of disability.

b. If at any time as permanent substantial increase occurs in the degree of disability as the result of its original cause, and is classified in a higher class a disability pension may be increased to the appropriate higher rate with effect from the date of the Medical Board which certifies as to the permanent substantial increase in the disability.

c. When a disability pension has been granted temporary for a definite period its continuance or discontinuance according to the date of the expiry of the previous award irrespective of the date on which the Board assembled.

d. Any decrease in the degree of a disability (of a permanent or temporary nature) will involve corresponding reduction in the disability element of pension with effect from the date of Re-Survey Medical Board.

71. Position of personnel whose disability falls permanently below Class 'C'.

Rule-10

Personnel who are granted temporary disability pension for specified period and whose disabilities are assessed to be permanently less than class 'C' on the expiry of those period shall be granted pensions or gratuities as follows :—

a. Those who have rendered a qualifying service of 10 years and over their service element shall be made permanent.

b. Those whose service is less than 10 years shall be granted a final gratuity at the rate of two months pay for each completed year of service.

72. Position of personnel whose disability falls temporarily below Class 'C'.

Rule-11

If the disability of an individual who is in receipt of a temporary disability pension for a specified period is re-assessed temporarily at less than class 'C' on the expiry of that period he shall cease to receive disability element of pension for so long as his disability remains below that class.

73. Grant of disability element to personnel of the Armed Forces suffering from disability attributable to Military service Medical Category higher than "E".

JSI 9/71

a. Honorary Commissioned officer, Junior commissioned officer and personnel below commissioned Rank including Non-combatants (Enrolled) or equivalent in Air Force and Navy who are released or discharged in low Medical Category "B" or "C" may be awarded by the Government on the Merits of each case a disability element of disability pension at the rate appropriate to the classification of disablement under normal rules.

b. The grant of disability pension will be subject to the condition that the disability is accepted by the Govt. as attributable to or aggravated by Military Service.

c. The amount of disability element and the period for which it shall be granted shall depend on the degree and the duration of the disablement.

d. A disability element of pension shall not be awarded in respect of disablement classified less than "C".

e. The provisions of this rule will not apply in cases where an individual when placed in Medical Category 'B' or 'C' not released but continues to serve till he completes the period for which engaged.

74. Schedules for classification of disabilities.

For the purpose of the assessment of the rate of disability pension gratuities and allowances will continue.

Class A

PAO 586/55
Schedule

Loss of two or more limbs.

Loss of an arm and an eye.

Loss of a leg and an eye.

Loss of both hands or of all fingers and thumbs.

Loss of both feet.

Loss of a hand and a foot.

Total loss of sight.

Total paralysis.

Lunacy.

Wounds injuries or disease resulting in disabled man being permanently bed ridden.

Wounds of or injuries to internal thoracic or abdominal organs, involving total permanent disabling effects.

Wounds of or injuries to head or brain involving total permanent disabling effects or Jacsonian epilopsy.

Very severe facial disfigurement.

Advanced cases of incurable disease.

Amputation or right arm through shoulder.

Amputation of leg at hip or below hip with stump not exceeding 5 inches in length measured from tip to great trechanter of right arm below shoulder with stump not exceeding 6 inches measured from tip of acromion; or of left arm through shoulder.
Lisfran cooperation both feet.

Amputation of leg below hip with stump exceeding 5 inches in length measured from tip of great trochanter but not below middle thigh; or left arm below shoulder with stump not exceeding 6 inches measured from tip of acromion or of right arm below shoulder with stump exceeding 6 inches measured from tip of acromion, through elbow or below elbow, with stump not exceeding 5 inches measured from tip of olecranon.

Severfacial disfigurement.

Total loss of speech.

Amputation of leg below middle thigh, through knee, or below knee with stump not exceeding 6 inches measured from tip of acromion through elbow, or below elbow with stump not exceeding 5 inches measured from tip of olecronon, or of right arm below with stump exceeding 5 inches measured from tip of olecranon.

Total deafness.

Amputation of leg below knee with stump exceeding 4 inches.

Class B

Amputation of left arm below with stump exceeding 5 inches measure from tip of olecranon.

Loss of thumb or four fingers of right hand.

Loss of vision of one eye.

Lisfrance operation one foot.

Loss of all toes both feet above kunckle.

Loss of thumb or four fingers of left hand or three fingers of right hand.

Loss of all toes of one foot above kunckle.

Loss of all toes of both feet at or below kunckle.

Class C.

Limited restriction movement of joints through injury without penetration limited function of limb through fracture.

Loss of two fingers of either hand.
Compound fracture of thump or two more fingers of either hand with impaired function.

Note:—When the wound, injury or illness causing the disability is not entered in the above schedule the disability shall be assessed by the medical board at the classification most closely corresponding to those given above.

75. Production of strict proof of attributability to Military service.

PRI Pt. II Rule 347

a. In cases where the disability or death occurs from wounds, injury or illness contracted in ordinary peace conditions, strict proof that the cause of the disability or death is genuinely attributable to military service shall be produced before a claim for a disability pension or special pension and children allowance is accepted.

b. Cases in which owing to local circumstances strict proof is not available but reasonable evidence falling short of strict proof has been furnished may be submitted for the orders of the Government.

76. Procedure to be followed in cases of disability or death resulting from accidents attributable to the individuals negligence.

PRI Pt. II Rule 348

a. If the accident is attributable to serious gross of culpable negligence of the individual, the case shall be submitted for the decision of the Government of Bangladesh, as to whether the disability or death may be treated as attributable to military service for the purpose of rule 65,67.

b. If the accident is due to normal or minor contributory negligence, such shall be ignored for the purpose of determining attributablity.

77. Reduction of pension in cases where compensation for disability or death has been paid from public revenues.

PRI Pt. II Rule 350

If any compensation has been paid from public revenues for a disability or death incurred in circumstances which render a disability or special family pension admissible under these rules the Government may reduce the amount of pension if he thinks fit to do so.

78. Procedure for initiation and payment of pension.

Disability pension claim will be submitted to CMA (PG) Dacca for audit as per detail given below :—

a. **Action by the Records Office.**

(1) On receipt the Medical Board proceeding from concerned CMH, concerned Records office will forward BAFY-1948 alongwith 4 copies of BAFA-357 to CMA (pay, Unit section).

(2) On receipt back BAFY-1948 and BAFA-357 from CMA (Unit Section) will submit pension claim alongwith the following documents to Pension Cell, CMA (PG) for audit :—

(a) Record copy of sheet roll.

(b) BAFY-1948.

(c) BAFA-357.

(d) Speciman signature.

(e) Indentification Certificate.

(f) Left hand thumb and finger impressions.

(g) Passport size photo.

(h) BAFA-450.

(j) Record Daily Order Part-II.

(k) Assessment proforma for disability as per annexure to rule 45.

(3) On receipt Audit Report, obtain sanction from Commandant and forward it alongwith documents accompanied by audit report to CMA (PG) for payment of pension.

(4) Issue of Pension Certificate (BAFA-373) to pensioner when received from CMA (PG Sec.).

b. **CMA (Pay-Unit Section).**

On receipt BAFY-1948, from Record Office, will return BAFA-357 duly verified and signed alongwith BAFA-1948 to Records Office as early as possible.

c. **CMA (PG) Dacca.**

(1) On receipt of the pension claim he will issue audit report to Records concerned to obtain sanction of the Commandant.

(2) On receipt of the sanction they will notify it on BAFA-376 and issue Pension Certificate (BAFA-373) to Record Office.

79. Nil.

80. Nil.

CHAPT

Family Pens

81. **Types of family p**

Family pension lowing :—

JSI 5/79

a. Special Family Pension.

b. Ordinary Family Pension.

c. Dependent Pension.

d. Children Allowance.

JSI 18/69

82. The heir of an officer may draw special family pension or dependent pension in addition to any previous pension which he or she may be drawing at that time or may become entitled to draw.

83. Conditions of admissibility of ordinary rates of family pension and children's allowance.

An ordinary family pension and/or children allowance may be granted to the widows, dependents and legitimate children under 21 years of age, of officers who die whilst on the active list or the retired list otherwise than through wound, injury or disease directly attributable to the conditions of military service, provided that :—

PRI Pt-II
Rule, 83

a. the pecuniary circumstances of the applicant are such as, in the opinion of the Adjutant General to justify the award.

b. the officer married before joining while on the active list and before retirement.

c. the officer was not over 50 years of age at the time of his marriage.

d. the officer was not more than 25 years older than wife.

e. the officer, being liable to service, had not been excused, at his own request, from service after being officialy warned that his widow would thereby forfeit all claim to pension.

f. subject to the provision of rule 84 the officer had not less than the following period of service qualifying for pension as commissioned officer (in the case of retired officer prior to his retirement) :—

(1) if he died whilst on the active list, or after compulsory retirement for age or non-employment or if he retired on account of ill-health rendering him permanently unfit for further service 10 years.

(2) if he died after having retired voluntarily, or for inefficiency or in disreputable circumstances 20 years.

g. and further, subject to any exception which the sanctioning authorities may approve in a particular case under rule 86, the widow was not separated from her husband at the time of his death.

84. **Position of the family of a deceased officer promoted from the ranks whose service is insufficient to qualify for the grant of an ordinary family pension or children allowance.**

PRI Pt-II
Rule 84

If the service of a deceased officer who was promoted from the ranks is insufficient to entitle his widow and children to a pension or childrens allowance at the ordinary rate, the Government of Bangladesh will decide what pension and/or allowance shall be granted provided that the service rendered in all ranks amounts to 10 years or 20 years as these rules may require *see* rule 83.

85. **Conditions of admissibility of special rates of family pension and childrens allowance.**

A special pension may be granted to the widow, parents, brothers or sisters of an officer or a special childrens allowance to his legitimate children under 21 years of age, if his death was due to wounds, injuries or desease directly attributable to or aggravated by the conditions of military service,

PRI Pt-II
Rule 85
JSI 5/79

Provided that,

a. the death occurred within 7 years after the officer was wounded or injured or after he was first removed from duty on account of the desease ;

b. and, in the event of death after retirement, the officer did not elect the conditions of voluntary retirement instead of retirement for disability ;

and provided further that,

c. in the case of a pension for a widow or child,

(1) the officer married before joining or while on the active list and before he received the wound or injury or before he was removed from duty on account of the disease ;

(2) subject to any exception which the Government of Bangladesh may approve in a particular case under rule 86, the widow was not separated from her husband at the time of his death ; and

(3) when death is due to desease, the officer survived his marriage by at least a year ;

d. in the case of a pension for a parent or parents,

(1) the officer left neither a widow, nor children eligible for pension or allowance ; and

(2) the parent/parents were largely dependent on the officer at the time of his death or the father is dead or, if living, is incapable of selfsupport through age or infirmity and the pecuniary and other, circumstance of the parent/parents are such as, in the opinion of the Adjutant General to justify the grant ;

e. in the case of a pension for brothers and sisters.

(1) the officer did not leave a widow, child or parent eligible for pension or allowance,

(2) the brothers and sisters were largely dependent on the officer at the time of his death and their pecuniary and other circumstances are such as, in the opinion of the Adjutant General, to justify the grant.

Note :—Special Family pension and cwildren allowance may be granted to the heirs of a disability pensioner if he died of the same cause (para b above) for which he was disabled, otherwise ordinary fhmily pension and children allowance as par Rule 83 will be admissible.

86. Exception in cases of separation of widow from her husband at the time of his death.

Rule 86

a. The Government of Bangladesh may at his discretion grant a pension or gratuity to widow who is not eligible for it under rule 83 and 85, because she was separated from her husand at the time of his death.

b. Should discretion as in clause (a) above be exercised, the grant of a pension (ordinary or special, as the case may be) and/or gratuity shall be at such rate within the scale laid down in these rules and subject to such conditions as the sanctioning authorities may determine.

c. When the widow is not granted a pension for the reason that she was separated from her husband at the time of his death an allowance to the legitimate children under 21 years of age may be granted at such rate within the scales laid down in these rules as the sanctioning authorities may determine.

87. Basis for assessment.

JSI 5/66

Rule 54 will be applicable for the basis of assessment of special family pension and ordinary family pension.

88. Rate of Ordinary family pension/Dependent pension/ Children Allowance.

PRI Pt II
Rule 88
JSI 5/79

a. *Ordinary family pension.*

The rate will be 25% of pay last drawn by the deceased or Tk. 600/- pm. whichever is less.

b. *Dependent Pension.*

The maximum and minimum amount of dependent pension will be at half the rate of attributable cases *i.e.* Tk. 300/- p.m. and 150/- p.m. respectively.

c. *Children Allowance will be at the following rates* :

Per Child	If motherless (rate per month)	If not motherless (rate per month)
Aged up to 5 years	Tk. 40·00	Tk. 25·00
Aged 5 to 15 years	Tk. 75·00	Tk. 45·00
Aged 15 to 21 years	Tk. 100·00	Tk. 62·50

89. Rate of special family/dependent pension and children allowance.

PRI Pt II
Rule 89
JSI 5/79

The rates will be as under :—

a. *Special family pension.*

The widow will be given a family pension at the rate of 50% of the pay of deceased subject to a minimum of Tk. 500/- pm. and maximum of Tk. 1,200/- pm.

b. *Dependent Pension.*

The minimum and maximum rates of dependent pension will be Tk. 300/- pm. and 600/- pm. respectively.

c. *Children Allowance.*

Per Child	If motherless (rate per month)	If not motherless (rate per month)
Aged up to 5 years	Tk. 80	Tk. 50
Aged 5 to 15 years	Tk. 150	Tk. 90
Aged 15 to 21 years	Tk. 200	Tk. 125

90. When payment of widow's pension ceases.

PRI Pt II
Rule 90

The ordinary or special pension granted to the widow of a deceased officer shall be discontinued under the following circumstances :—

a. if she proves unworthy of it ;

b. or if she re-marries. Pension shall cease from the date following that of her re-marriage.

c. or if her pecuniary circumstances become such as, in the opinion of the Government of Bangladesh, not to justify the issue of a pension. This condition is not applicable to special pensions except in cases of restoration of special pensions on second widowhood *vide* rule 94.

91. When payment of Children's allowance ceases.

PRI Pt II Rule 91

a. The ordinary or special children's allowance granted to the child of an officer shall cease, as a rule, when the child attains the age of 21 years, or at the expiration of the year commencing in which the child is otherwise provided for (or, if a daughter, marries), or in the case of a child granted the ordinary rate of allowance, if the pecuniary circumstances of the child become such as not to justify the issue of an allowance, whichever is the earliest.

b. In special cases, however, in which it is shown that a child is affected with some mental or bodily, infirmity, rendering it incapable of making adequate exertion for its own support and that it is in distressed circumstances or in cases where a child is an apprentice receiving not more than a nominal wage or is being educated at a secondary school, technical school/college or university, the allowance may be continued at the discretion of the Government of Bangladesh.

92. When payment of parent's pension ceases.

Rule 92

A special pension which may be granted to the parent or parents of a deceased officer shall be discontinued.

a. in the case of a parent who re-marries from the date of re-marriage.

b. or if the pecuniary circumstances of the parent or parents become such as not to justify the issue of a pension.

93. When payment of brothers and sisters pension ceases.

Rule 93

Payment of the special pension granted to brothers and sisters of a deceased officer shall cease under the conditions laid down for the cessation of the ordinary rate of children's allowance in rule 91 a. It may be continued after the age of 21 years under the same conditions as for children if they are unfitted by infirmity to earn their living.

94. Restoration of pension on second widowhood.

PRI Pt II Rule 94

a. The pension of a widow which was suspended on her re-marriage may be restored in the event of her again becoming a widow, if she is otherwise qualified. *see* also rule 83a.

b. In the case of a pension granted originally at the special rate, the income of the widow shall be taken into account in considering her claim to restoration of pension.

95. Grant of allowance to children after the normal age limits.

The children's allowance (ordinary or special) may be granted at the discretion of the Government of Bangladesh to a child aged 21 years or over of a deceased officer,

Rule 95

a. *in special cases where it is shown.*

(1) that the child become afflicted during the officer's lifetime with some mental or bodily infirmity rendering it dependent upon him and incapable of making adequate exertion for its own support.

(2) that such incapacity dates from a period before the child reached the limit of age as above laid down and,

(3) that the child is in distressed circumstances

or

b. in a case where the child is an apprentice receiving not more than a nominal wage or is being educated at a secondary school, technical school/college or university.

96. Pension of a widow who dies before establishing her claim.

PRI Pt II Rule 81

If the claim of a widow to a pension fails, through her own neglect or omission to be established before her death the amount of pension to which she would have been entitled if living, shall not be allowed to her representatives.

97. Pension cannot be claimed as a right.

PRI Pt II Rule 80

A pension to the widow or other relative of a deceased officer or an allowance to a child shall not be claimed as a right. It shall not be granted when the applicant is shown to be unworthy, nor shall it be granted unless the officer's service has been such as in the opinion of the Government of Bangladesh to justify the award.

98. Pension to widow/dependents.

NPC-68 Rule 22

The pension of widows/dependents of Armed Forces Officers will not be taken into account while fixing their salary on employment.

99. Procedure for Initiation and Finalization of Special and Ordinary family pension and children allowances claims—Officers.

Action by Officer-in-Charge CORO/MPRS (O).

PAO 350/64

a. (1) On receipt of death casualty report from Ministry of Defence he will complete columns 1 to 3 BAFA-305 and forward it with BAFA-805 to the widow for completion and return endorsing copies covering letter to AG's Branch, PPA Dte (PPA-2) AHQ, Dacca.

(2) He will ask for documents from units in triplicate.

(a) Death certificate

(b) Fatal documents (AFA-2 and AFB-117)

(c) Court of inquiry proceeding (BAFA–3073)

(d) BAFM–1231

(e) Pension assessment proforma as reproduced in rule 23.

(3) Foward 4 copies of death casualty report to CMA (OPS) and ask for BAFA–864.

(4) He will submit completed BAFA–305 and BAFA–805, Fatal documents, proceeding of Court of Inquiry etc. to CMA (PG) under initiation to AG's Branch PPA Dte (PPA–2) AHQ.

(5) He will forward pension certificate to widow/children.

Action by CO/OC unit.

b. Unit will immediately submit the documents mentioned in a (2) above to CORO/MPRS (O) duly completed.

Action by CMA (OPS).

c. On receipt of death casualty report from CORO/MPRS (O) he will forward BAFA–864 in triplicate to CORO/MPRS (O) within fortnight.

Action by CMA (PG) Dacca.

d. He will forward documents receipt from CORO/MPRS (O) together with an audit report to AG's Branch PPA Dte (PPA–2) AHQ within 15 days from the date of receipt.

Action by AHQ.

e. They will obtain the sanction of AG, return the documents receipt under the audit report to CMA (PG) for notification on BAFA—376. for payment and issuing pension certificate (BAFA–373).

Notes :—(1) in case of death of a pensioner, CORO/MPRS (O) will forward BAFA-305 in triplicate to the widow/dependent for completion and return for processing of ordinary family/dependent pension and children allowances.

(2) In case of Father/Mother—BAFA-305A and for minor brothers/sisters BAFA-305B will be completed.

100/ **Procedure for initiation and sanction of Provisional Ordinary Family Pension—Officers.**

BAQ 71/80
MAG ltr No.
AT/112 of 3-4-80

a. *Action by CORO/MPRS (O).*

(1) On receipt the death casuality report, they will publish it in Part II Orders and will asked the unit concerned to forward the following documents immediately. They will also complete columns 1 to 3 of BAFA-305 and forward it alongwith BAFA-805 to the widow for completion and return to CORO/MPRS (O) :—

(a) BAFA-438 .. 3 copies.

(b) BAFA-450 .. 3 "

(c) Pension assessment proforma .. 3 copies.

(2) On receipt the above documents from unit and widow CORO/MPRS (O) will scrutinise them and submit them to PP&A Dte (PPA-2) AHQ with information to CMAs.

b. *Action by Unit.*

(1) Will submit the documents mentioned in para a above along with BAFA-393 Part I (if not already submitted) to CORO/MPRS (O) duly completed within ten days of occurrence of death of the officers.

(2) On completion of C of I of death casuality, will submit Special family pension claim, in case of death is declared as attributable to or aggravated by military service in accordance with Rule 99 ; otherwise the case for regularisation will be initiated as soon as possible.

c. *Action by PP&A Dte (PPA-2).*

Will obtain AG's sanction for provisional Ordinary Family Pension, communicate it to CMA (PG Section) Dacca along with the above documents and inform CORO/MPRS (O), Unit, MAG (CDA Branch), CMA and Pensioner concerned.

f. *Action by CMA (PG Sectoin) Dacca.*

(1) On receipt the provisional sanction for Ordinary Family Pension from PP&A Dte, AHQ, CMA Dacca to arrange necessary payment of pension to pensioner.

(2) Will regularies the case for Special family pension when the same is receipt by them from unit.

CHAPTER VII

Death Gratuity—Commissioned Officer/Junior Commissioned Officer/OR/NCs(E).

101. Death gratuity equal to 12 months pay (subject to a minimum of Tk. 3,000/-) is admissible to widow and eligible heirs of officer, Junior Commissioned Officer/OR/NCs(E) who are killed in action or die of wounds, injury in action. Details are :—

a. *Conditions.*

Govt. letter No. JCS/JSA/A/1501/1 121 PC-11/560/D of 8-4-71

(1) Who, otherwise then through their own serious negligence or misconduct, are killed or die of injuries, within seven years of being injured, sustained while on flying duty or while being carried on duty in aircraft under proper authority.

(2) Who are killed or die of wounds received in a military, Naval or Air exercise/manoeuvre where live ammunition is used. The death gratuity will, however, not be granted in cases of casualties occurring while proceeding to or returning from exercise/manoeuvre area.

(3) Who are killed during peace conditions and the casualty is indistinguish in character from that due to enemy action in war time.

(4) Who are killed or die of injuries sustained while employed on bomb disposal duties.

(5) Who are killed or die of wounds received in action while employed in aid of civil power.

b. *Pay elements.*

Govt. letter No. 223 WB/R/65 of 18-9-65

Pay for the purpose of these orders will include the following elements, as admissible on the date of casualty :—

(1) Pay of rank.
(2) Disturbance pay.
(3) Staff/command/charge/instructional pay.
(4) Qualification pay.
(5) Specialist pay.
(6) Flying pay.
(7) Pay of appointment (in the case of NCOs & OR).
(8) Parachute pay.
(9) SSG pay.
(10) Submarrine service pay.
(11) Survey pay.

102. **Procedure of submission of claim.**

Death gratuity duly sanctioned will be claimed on contingent bill alongwith special family pension claim of the deceased individual.

CHAPTER VIII

Family Pension—Honorary Commissioned Officer/Junior Commissioned Officer/OR/UCs(E).

103. **Definition.**

PAO 586/55 Rule 2(ii)

A family pension and children allowance shall be granted to the family of an individual who dies on account of wounds, injury or illness, the cause of which is attributable to or aggravated by service condition. A family pension is intended for the support of all the eligible members of a family in respecting of in whose name it stands.

104. **Kinds of family pension.**

There are two types of family pension, namely :—

a. *Special family pension.*

JSI 5/79

When an individual dies on account of a wound, injury or illness but the cause of which is attributable to or aggravated by military service, special family/dependent pension and children allowance will be admissible to his eligible heirs.

b. *Ordinary family pension.*

PRI Pt. II Rule 346 (ii), JSI 5/79, Min. Def. No. 3/Pen/ii/81 D-19/96 Dt. 7-4 81.

The family of Honorary commissioned officer, Junior commissioned officer/OR who dies in ordinary circumstances during service or after retirement due to causes not attributable to or aggravated by service condition.

105. **Who are eligible members of a family.**

PAO 586/55 Rule-13

The following members of a family of deceased individual shall be viewed as eligible for grant of a family pension in the order whom provided that they are otherwise qualified :—

a. Widows/lawfully married a valid ceremony.
b. Mother.
c. Father.
d. Son-actual and legitimate.
e. Daughter actual and legitimate.
f. Minor Brothers/Sisters.

106. **Conditions of Eligibility for special/ordinary family/dependent pension.**

A member of the family mentioned in rule 105 shall be eligible for the grant of a family pension, provided that :—

Rule 14

a. *Widow.*—Till she remarries. A widow who remarries her deceased husband's brother and continues to live a communal life with and/or contributes to the support of the other living eligible heirs shall not, however, be treated as having remarried.

b. *Mother.*—A mother, who is a widow at the time of her son's death or who becomes a widow thereafter, has not remarried. If she had remarried before her son's death, she shall remain eligible for a family pension, unless and until she again becomes a widow and remarries.

c. *Father.*—For life.

d. *Son.* —A son is below the age of 21 years. A son above that age shall be eligible for the pension only if he is a cripple or otherwise physically or mentally unable to support himself.

e. *Daughter.*— -A daughter has not married.

107. **Rates of Special family/dependent pension and children allowance.**

a. *Special family pension.*

JSI 5/7.

50% of pay of the deceased subject to a minimum of Tk. 150/- pm. and maximum of Tk. 500/- p.m. will be admissible to widow of the deceased.

b. *Dependent Pension.*

The rate will be at 1/3rd of pay subject to minimum of Tk. 100/- pm.

c. *Children allowance.*

Per Child	Rate of allowance	
	If motherless	If not motherless
Aged up to 5 years	Tk. 60/-	Tk. 30/-
Aged 5 to 15 years	Tk. 80/-	Tk. 40/-
Aged 15 to 21 years	Tk. 100/-	Tk. 50/-

108. **Rates of Ordinary family/dependent pension and children allowance.**

a. *Ordinary family pension.*

JSI 5/79

25% of pay subject to a minimum of Tk. 75/- p.m. and maximum of Tk. 250/- pm. will be admissible to the widow of the deceased.

b. *Dependent pension.*

The dependent will be given a pension @1/6th of pay of the deceased subject to a minimum of Tk. 50/-p.m.

(52)

c. *Children pension.*

The rate of children allowance will be as under :—

Per child	Rate of allowance	
	If motherless	If not motherless
Aged up to 5 years	Tk. 30/-	Tk. 15/-
Aged 5 to 15 years	Tk. 40/-	Tk. 20/-
Aged 15 to 21 years	Tk. 50/-	Tk. 25/-

109. **Basis for Assessment of special and ordinary family/dependent pension and children allowance.**

PRI PT II
Rule 352
PAO 586/55
JSI 5/66
JSI 5/79

a. Pensionary benefits will be determined in accordance with last pay drawn on either of the following dates :—

(1) The date of death (if death occurs in service),

(2) Date of invalidment from the service (if death occurs after invalidment). Whichever is more favourable.

b. All the elements as mentioned in rule 29 c.

110. Nil.

111. **Conditions for the grant of dependent pension.**

Dependent pension for attributable or non attributable cases shall be granted under the following conditions :—

JSI 5/66

a. If the deceased has left parents and children, but no widow(s) then the mother/father will receive dependent pension and the children will receive the motherless rate of children allowance.

b. If the deceased has left neither widow nor children. nor parents then the deceaseds brothers/sisters will receive the dependents pension.

112. **Conditions for the grant of ordinary family/children allowances to Honorary commissioned officers/JCOs/OR/NCs(E).**

PRI PT II
Rule 83,426

a. The individual married before joining or while on the active list and before retirement.

b. The individual did not retire with a gratuity.

c. The individual survived his marriage by at least one year.

d. The individual had not less than the following years of qualifying service for pension :—

AI 34/61
JSI 5/79

(1) 15 years qualifying service in case of retired pension.

(d) 10 years qualifying service in case of invalid and compensatory pension.

e. The individual died during active list but the cause of death is not attributable to or aggravated by military service.

f. The individual died after retirement (in case of disability pension) but the cause of death of the pensioner was not due to the same for which he had been disabled.

g. The pecuniary circumstances of the applicant are such as in the opinion of the pension sanction authority/Government to justify the award.

113. **Principles and procedure for determining attributability or aggravation for special family pension.**

R-147 Rule 55, Chapter IV will be applicable.

114. **Procedure to be followed in cases of family pension or death resulting from accidents attributable to the individuals negligence.**

R-348 Rule 76 will be applicable.

115. **Reduction of pension in cases where compensation for family pension or death has been paid from public revenues.**

R-350 Rule 77 will be applicable.

116. **Production of strict proof of attributability to Military Service.**

Rule 75 will be applicable.

117 **Original grants of special/ordinary family pension.**

PAO 586/55 Rule-15

a. Orignal grant of family pension is always to be made to the widow of the deceased if she is still alive irrespective of nomination but if the widow is not alive or has remarried the pension shall be granted to the living heir who stands highest in the list in Rule 105 on the date on which the pension sanctioning authority decides that the claim to pension is admissible. In case of death or disqualification of original grantee, the pension will be regranted to the next eligible heir in the order of precedence.

PRI PT II Rule 402 (ii)

b. If there is no nomination the pension shall be granted to the living heir who stands highest in the list in rule 105, on the date on which the pension sanctioning authority decides that the claim to pension is admissible.

PRI PT II Rule 409(IV) & (V)

c. Continuance of a special family pension beyond the second life shall not be permissible. The grant of a special family pension to the second eligible heir under rule 118(b) shall be treated as the grant of second life pension. The continuance of a family pension (or the rectification of the rate where the continuance of such pension has already been sanctioned but at a lower rate through error of facts) shall be sanctioned from the date of application, subject to the grant of maximum of five years' arrears proceeding the date of the pension circular notifying the award or increase. In a case, however, where no action has been taken on a previous application, or it has been turned down in error and the applicant has not re-submitted the claim for than a year afterward, arrears will be allowed, subject to the above maximum, from the date of the application which is pursued to a finality and leads to the award or increase pension.

118. **Date from which a grant of family pension takes effect.**

PRI PT II Rule 403

a. Subject to 202 rule of these regulations governing the payment of belated claims, a family pension may be granted as soon as the admissibility of the claim can be verified and with effect from the date following that of the casualty which created the claim.

b. If however a claimant was eligible for a family pension on the date following that of the casualty but dies or becomes disqualified before the date on which the pension sanctioning authority decides that the claim is admissible, and the grant is made to another eligible heir in consequence, the grant shall take effect from the date following that of the death or from the date of disqualification of the immediately prior eligible claimant. The arrears prior this date shall, in the event of the claim being established and subject to the rules in rule 202 of these regulation governing the payment of belated claims, be granted to the prior eligible claimant or claimants or to their estates, up to the date preceding that of their disqualification, or up to the date of death as the case may be.

Illustration :—

A soldier died on.....31-12-80.
He left a widow, father and mother all of whom were eligible for family pension.....1-1-81.
The widow remarried and was disqualified on..1-10-81.
The pension sanctioning authority admitted the claim for pension on.....1-6-82
The grant of pension to the father (if eligible) will take effect from.....1-10-81.
The arrears for the period 1-1-81 to 30-9-81 will be paid to the widow subject to the usual conditions regarding payment of arrears.

PRI Rule 403

c. If on the date referred to in clause b., all the eligible members are dead or disqualified, the arrears may only be paid at the discretion of the Government of Bangladesh.

d. In no case shall claims preferred after disqualification be entertained.

119. Transfer of a family pension to the widow.

PRI Rule 408

When for any cause a family pension ceases to be payable to an original recipient other than the widow it shall be transferred to the widow provided she is not disqualified under rule 106 (a).

120. Increased rates of children's allowance when family pension ceases.

Rule 426

When for any cause the family pension ceases to be payable to any eligible heir, the children's allowance shall be increased by 50 per cent, but *see* rules 106 & 117.

121. Period for which children's allowance is granted.

Children's allowance may be granted to :—

Rule 427

a. a son, until he attains the age of 21 years, if he is a cripple or otherwise physically or mentally unable to support himself, the allowance may be continued for life, as a special case.

b. a daughter, until she attains the age of 21 years or marriage, whichever is later.

122. When children's allowance is admissible in conjunction with special family pension.

Rule 428

In cases where a child is the nominated heir and has been granted a special family pension, the children's allowance may be granted to him or her in addition to the family pension, provided the father or mother of the deceased is alive and eligible or the widow is alive and has not remarried.

A widow who remarries her deceased husband's brother and lives a communal life with the other living eligible heirs shall not be held to have remerried for the purposes of this rule.

123. Procedure for initiation and Finalization of Special and Ordinary family pension, dependent pension and children allowance.

Action by Record Office.

PAO 553.51, PAO 350/64

a. (1) On receipt of death casualty report he will ask for the documents (except Sheet Roll) from units as per annexure to this rule.

(2) Will forward death casualty report to (Daily Order Part II) to CMA (Unit Section) and ask for BAFA-357.

(3) Will assess family pension on proforma to rule 45 and will forward to CMA (PG) in duplicate along with pension documents.

(4) On receipt documents from units, will submit to CMA (PG) Dacca along with Record Copy of Sheet Roll for audit.

(5) Will obtain sanction of family pension from Commandant and communicate it to CMA (PG) for payment of pension to the families and issue BAFA-373.

(6) Will forward BAFA-373 to the pensioners when receipt from CMA (PG).

Action by CMA (Unit Section).

b. On receipt Daily Order Part II from Record Office, he will verify and issue BAFA-357 in triplicate to Record Office.

Action by Unit.

c. Will immediately submit the documents mentioned in a (1) above to Record Office duly completed.

Action by CMA (PG) Dacca.

d. He will issue audit report to Record Office and obtain sanction from the Commandant, issue pesion circular (BAFA-376) and BAFA-373 as early as possible.

124.
125. } Nil
126.

CHAPTER IX

CONSTANT ATTENDANCE ALLOWANCE—COMMISSIONED OFFICER/HONORARY COMMISSIONED OFFICER/JUNIOR COMMISSIONED OFFICER/PERSONNEL BELOW COMMISSIONED RANKS.

JSI 72/65

127. Constant attendance allowance to Commissioned Officer and service personnel below commissioned rank including those granted honorary commissioned are admissible at the rates and under the condition given below :—

The rates of constant attendance allowance will be as under :—

JSI 8/71

Commissioned Officer	..	Tk. 80·00 per month
Junior commissioned officer/ Navy and Air Force holding Honorary commissioned officer		Tk. 50·00 per month
Service personnel below commissioned rank and Non-combatant	.. ..	Tk. 40·00 per month

128. **Condition.**

JSI 72/65
JSI 8/71

a. The allowance will be admissible to those individuals who have been granted pension only for disability mentioned below and accepted as due to or aggravated by military service provided the Government is satisfied that the pensioner requires the service of a constant attendant and that the need for attendance arises solely from the condition of the accepted disability :—

(1) Automical loss or lose of use, of both eyes, both legs, both arms or both hands.

(2) A disablement or a combination of injuries which would render the pensioner completely dependent on some ones assistance in his daily life, to be certified by the Medical authorities.

(3) Lunacy.

129. **The allowance will be sanctioned in all cases by the Ministry of Defence.**

JSI 72/65
JSI 8/71

The allowance will not be admissible for period during which the pensioner may receive treatment in a hospital at Government expenses. Case for this allowance will be initiated by the respective Record Offices to PP&A Dte, AHQ for obtaining sanction from Ministry of Defence.

130. Nil.

CHAPTER X

DIVISION OF SPECIAL FAMILY PENSION AND DEATH GRATUITY OFFICERS/JCOs/OR/NCs(E)

JSI 3/69

SECTION 1—OFFICERS

131. The division of special family pension and death gratuity to the nominated deceased officers will be admissible.

132. **Procedure for initiation and processing of cases of division of special family pension.**

Action at CORO/MPRS (O).

SPAO 17/70

a. In the event of the death of a married officer, CORO/MPRS (O) will initiate the claim for special family pension in respect widow(s) on the basis of information in the officers personal records.

b. Cases for division of special family pension will be initiated ONLY on receipt of applications from eligible heirs and automatically on the basis of nominations made in the life time of the officers.

c. *On receipt of an application from the eligible heir (s) of a deceased officers for division of special family pension CORO/MPRS (O) will :—*

(1) Prepare a proforma for division (on specimen as per annexure to this rule).

(2) Forward the application of the claimant to the DASB along with the following (in duplicate) for completion and return to them. In case of the widow of the officer and the claimants for division being resident in different districts, verification and recommendation for the proportion in which the pension should be divided shall be obtained separately from the Chairman of both the DASBs concerned :—

(a) BAFA-805. Statement of the anticipated total annual income and means of the widow and ligitimate children.

(b) BAFA-833. Statement of total income and means of support from all sources of the dependents.

(c) Proforma for division of special family pension.

d. The above documents on receipt duly completed by the DASB (s) will be forwarded to the CMA (PG) for his audit remarks, who in turn will submit them to AHQ (PP & A Dte) in duplicate for further action.

Action at PP&A Dte (PPA-2).

e. PP & A Dte will obtain orders of the competent authority sanctioning/rejecting the claim for division and transmit to CMA (PG) for notification and payment with information to CORO/MPRS (O).

Action at CMA (PG).

f. After the orders of division or otherwise CMA (PG) will take the following action :—

(1) Notify the division etc. on BAFA-376 and return relevant documents in support.

(2) Forward identification documents to the dependents and ascertain Treasury office where the payment of pension is desired to be drawn.

(3) Issue pension certificate (BAFA-373) to dependents, and notify the grant to respective Treasury Office/PDOs under intimation to CORO/MPRS (O).

JSI 3/69
SPAO 17/70

133. **Death Gratuity.**—Will be paid in accordance with the nomination made by the officer in his life time as promulgated in Part II Order/recorded on BAFZ-2041. In case there is no nomination the gratuity will be paid to the widow (s) and no division will be admissible.

SECTION 2

Division of Family Pension and Death Gratuity Honorary Commissioned Officer/Junior Commissioned Officers/ Non Commissioned Officers/OR/NCs(E).

PAO 586/55
JSI 26/70

135. Where an individual has left more than one widow the family pension shall be divided equally amongst them. On the death or disqualification of one the widows her share of the pension will revert to the surviving widows. If the recipient of a family pension fails to contribute proportionately towards the support of other eligible heirs (*see* Rule 137) in the family who were dependent upon the deceased soldier or non-combatant or if the pension is in the name of a children but is not devoted to the interests of the family generally a competent authority may on the advice and recommendations of Deputy Commissioner or Collector of the district, divide at his discretion, the family pension, among the eligible heirs of the deceased soldier or Non-Combatant. The competent authority under this clause and for the purpose of determining whether the recipient of pension has failed to contribute proportionately will be the Chief of Staff of Service concerned or any other officer to whom he has delegated such powers.

136. This division shall hold good only for the period during which the pension is payable to the original recipient under the rules governing its grant. If during this

period one of the parties to the divisions (other than the original recipient) is disqualified or dies his or her share shall be restored to the original recipient if he or she is the only one living or shall be divided amount the remaining recipients if there is more than one.

137. Childrens allowance where granted is intended for the maintenance of children and fact that an adult recipient of a family pension refuses to contribute toward the children's support shall not ordinarily justify the pension being divided. Special cases of hardship will be submitted for Government orders.

138. **Death Gratuity.** Death gratuity will be paid to the eligible heirs of the deceased Service Personnel below Commissioned Rank in the manner prescribed below :—

JSI 26/70

a. Junior Commissioned Officer/Personnel below Commissioned/other Rank/Non-Combatants and equivalent shall declare in their life-time the names, with relationship, of their dependents indicating the proportion in which the death gratuity may be divided amongst their eligible heirs including wife (wives). This division shall be carried out at the discretion of the competent authority depending on merits of each case.

b. If there is no nomination the death gratuity will be paid to widows and this will not be divisible amongst the widow (s) and other eligible heirs. Where there are more than one widows according to the service records, this will be divided equally amongst the widows.

139. **Procedure for initiation and Processing of cases.**

Action at Record Offices.

JSI 3/69
(a)

On receipt of an application from the eligible heirs of a deceased Junior Commissioned Officers/Other Ranks for division of special family pension/Death Gratuity cases Record Office will :—

a. Prepare a proforma for division on BAFA-366.

b. Forward the application of the claimant to the DASB along with the following (in duplicate) for completion and return to them. In case of the widow of the deceased individual and the claimants for division being resident in different districts. Verification and recommendations for the proportion in which the pension should be divided shall be obtained separately from the Chairman of both the DASBs concerned. On receipt of the application, the same to be forwarded to CMA (PG) Dacca for issue of audit report who in term will submit then to the sanctioning authority in duplicate for further action. The record office then will obtain orders of the competent authority, sanction/rejecting the claim for division and transit to CMA (PG) Dacca. The CMA (PG) will then notify the grant on BAFA-373 and issue pension certificate (BAFA-373) under intimation to concerned record office.

140. **Nil.**

CHAPTER XI

Pension Appeal Committee

Appeal Committee.

a. A pension Appeal Committee under Ministry of Defence to consider appeal against the rejection of claims to pensions in respect of disablement or death arising out of Military Service in the Armed Forces.

JSI 25/67

b. *Compositions of Committee.*—The pension appeal committee will be composed of as under :—

Secretary, Ministry of Defence.....Chairman.

Financial Adviser (Defence).....Member.
Representative of the service in which the pensioner served before disablement or death. (PSO's level other than the PSO in charge of pension) ..... Member.
Representative from Ministry of Defence.....
.....Sectary.

c. *Decisions against which appeal may be submitted.*—These orders provide for appeals to be submitted against a decision :—

(1) Rejecting a claim, *i.e.* a decision against entitlement on grounds that the death or disability, occurring subsequent to these orders, was not due to or aggravated by Military Service and ;

(2) *Time limit for appeals.*—No appeal will be considered if it is submitted after the expiry of one year from the date of issue of the decision rejecting the claim.

d. *Procedure.*

(1) *Officers.* CORO/MPRS (O) will inform the officer by registered letter (AD) about the rejection of his claim. The officer will also be informed that in case he wishes to lodge an appeal against the decision, he should apply to the Pension Appeal Committee within one year from the date of issue of the decision. Forms of submitting appeal by appellant or on behalf of appellant are given in annexure to this rule.

(2) Personnel below commissioned rank including non-combatants (enrolled). As soon as the claim is rejected under Government orders, the Record Office concerned will inform the individual by registered letter (AD) about the rejection of his claim, and that in case he wishes to lodge an appeal against the decision he should apply to the Pension Appeal Committee on the form given in annexure to this rule within one year from the date of issue of the decision.

(3) CORO/MPRS (O)/Record Office will make it clear to the appellant that all expenses on travelling, stay etc, on account of his appeal in person before the pension Appeal Committee or by his authorised agent will be borne by him. The appellant is allowed to plead his case through serving/retired military officer.

(4) On receipt of application/appeal, the pension section (Appeal Cell) in the respective service Headquarters will prepare a statement of case setting forth :—

(a) Relevant facts relating to the appellants case including medical history of the appellant ;

(b) The reasons of the Government of Bangladesh for making the decision against which appeal is brought ;

(c) Any further facts that warrant review of the previous decision ;

(5) The statement of case duly supported by relevant documents will be forwarded by the Service Headquarters to the Secretary, Pension Appeal Committee at Ministry of Defence as and when necessary.

e. Notice of hearing the appeal as given in annexure to this rule will be given to the individual by the Secretary, Pension Appeal Committee and he would be permitted to attend in pension.

f. The Secretary, Pension Appeal Committee will communicate the decision to the Ministry of Defence/respective service Headquarters for implementation and the appellant informed accordingly.

g. No appeal against the decision of the Pension Appeal Committee will be intertained.

h. Functions of CORO/MPRS (O)/Record Offices will be Performed by their counterparts in the Navy and Air Forces.

142. Nil.

CHAPTER XII

Admissibility of Medical Allowance to Retired Military Persons

143. Retired Officers/JCOs/OR/NCs(E) are authorised for Medical Allowance @ Tk. 60·00 (Taka sixty only) per month with effect from 1 July, 1981, in addition to normal CMH facilities.

Authority: Ministry of Defence letter No. Allowance-21/81/D-19/267, dated 16 September, 1981 (See annexure to this rule).

144. Nil.

CHAPTER XIII

COMPENSATORY GRANT

145. Compensatory grant is admissible to JCOs/OR as under :—

Min. of Def. Ltr No. 3/44/D-1/75-721/of 2-12-75

a. In case of death on duty — Taka 5,000/-

b. In case of permanent incapacitation on duty. — Taka 2,500/-

146. Any casualty on death/permanent disablement while on Government duty of any nature whether in field area or not, will render JCOs/OR eligible for grant of the compensatory grant *vide* above rule.

147. The above claim duly sanctioned by the Centre Commandant along with a contingent bill will be submitted by concerned Record office to CMA along with the family/disability pension claim of the individual.

CHAPTER XIV

ISABILITY AND FAMILY PENSION—CADET

Disability and Family Pension etc for Officer Cadets under training at Military Academy.

Disability Pension :—

ntage of Disability	Rate Taka per mensem
20%	30
30%	30
40%	40
50%	50
60%	60
70%	70
80%	80
90%	90
100%	100

b. Family Pensions :—

(1) Widow 50

(2) Legitimate children-Children's Allce for each child 13

c. Dependents Pensions :—

(1) Parents Not exceeding Taka 40 p.m.

(2) Brothers & Sisters :—

(a) Collectively (if there is more than one individual). Not exceeding in total Taka 25 p.m.

(b) Brother or Sister (if there is only one individual). Not exceeding Taka 13 p.m.

d. The above awards will be subject to the same general conditions as are applicable to similar awards in the case of commissioned officers.

149. Nil.

CHAPTER XV

PROCEDURE FOR APPLICATION FOR SERVICE PENSION, DISABILITY PENSION, SPECIAL FAMILY PENSION, ORDINARY FAMILY PENSION, DEPENDENT PENSION AND CHILDREN ALLOWANCES.

150. When an application for Service Pension or Gratuity, Disability, Family, Dependent Pension and Children Allowance should be submitted.

PRI Pt III Rule 16

a. An application for pension or gratuity shall normally be submitted as soon as possible after the occurrence of the casualty which gives rise to the claim.

b. In order, however, to minimum, as far as possible, delay's in the issue if authority for payment of service pensions, the following exceptions shall be made to this rule :—

(1) It shall be permissible for an individual taking leave preparatory, retirement, to submit a formal application for pension on proceeding on leave, if a specific declaration is made of intention to retire at the end of leave and if the proposed date of retirement is definitely known.

(2) Applications for service pensions and gratuities in respect of Officers, Warrant Officers and other ranks and enrolled non-combatants (including followers) governed by military rules for pension purposes shall be submitted to the accounts officer concerned at least one month before the individual is due to leave his unit on transfer to the pension establishment. This rule may be relaxed in special cases at the discretion of the CO/OC unit.

c. In the cases referred to in clause (b) above, the sanctioning authority may sanction the pension not more than one month before the date from which it has to take effect.

151. Responsibility for initiation, assessment and Progressing pension Claims.

PRI Pt III Rul: 18 and SPAO 11/70

a. All pension claim will be initiated, assessed and progressed by the record offices as under :—

(1) Officers other than Medical Officers by CORO.

(2) Medical Officers by MPRS (O).

(3) Honorary Commissioned Officer, Junior Commissioned Officer and other ranks by respected Arms/Services Record Offices.

b. **Pension claims (except Disability Pension) duly** *completed to be submitted to respective Audit* Officer for audit and transmission to the pension sanctioning authority.

c. Detail procedures for initiation of various types of pension claims have been shown in the preceding rules. However, a brief detail of submission and disposal of applications are shown in the table reproduced as annexure to this sub rule. Also see Diagrams reproduce as appendix A, B, C, D, E, F, G & H to this sub rule.

d. *Procedure for Misc claims and Representation in pension claims have been shown in the preceding for personnel below Commissioned Rank.*

Following documents/information will be submitted in respect of each category of pension mentioned below :—

(1) *First life grants only.*

Either : Pension Certificate except in the case of deseased or disqualification of original receipt of pension where pension Certificate has already been returned to CMA (PG Section), Dacca by their postal authorities, or if pension Certificate is missing.

(a) Regimental Number, Rank, Name and Unit last serving at the time of retirement (in the case of family pension, the name of the pensioner the relationship of the pensioner to the deceased military personnel in respecet of whom family pension has been sanctioned and the name, number, rank and unit of the deceased should be given).

(b) Name of the Treasury or Post Office from which pension was last drawn and the date up to which it was drawn.

(c) Rate of pension.

(d) Treasury Serial Number or Head Office Serial Number allotted if known and the descriptive serial number.

(e) No. and date of printed Pension Circular if known and the CMA (PG), Dacca by whom pension was sanctioned.

(f) The place at which the individual unit was located at the time of retirement.

(g) The date and year of retirement.

(h) The Post Office or Treasury from which first payment of pension was drawn.

(2) *Life Time Arrears.*

Either Pension Certificate or Items (a) to (f) enumerated at a above and in addition following information will also be needed :—

(a) Name, address of the claimant.

(b) Relationship to the deceased.

(3) *Second life Grant.*
The information required at (2) above and (1) above.

e. *Procedure for claiming payment of advances of pension and Gratuity by Military Pensioners.*

IAO 21/45
PAO 558/51
PAO 680/63

If an individual who is transferred to the pension establishment wishes to avail himself of the concession of 6 months advance of pension under rule 173 and 174, a claim on BAFA-370 should be submitted for the purpose to the pension branch of the CMA (PG) alongwith the pension claim of the individual. As soon as the pension is sanctioned, the CMA (PG) will make payment of the advance and will simultaneously notify the fact in his pension circular.

PAO 558/51

f. *Pending Enquiry Awards Disability and Family Pension.*

Schemes for the grant of provisional awards pending enquiry into cases for the grant of disability and family pensions and for the grant of anticipatory pension have been authorised and details are given in rule 153.

152. Pension Administration.

PAO 44/79
Para 7

a. *Officers.*—The pension work in respect of officers will be responsibility of CMA (PG) concerned and pensions will be paid monthly to the pensioners bankers.

b. *Honorary Commissioned Officers, Junior Commissioned Officers and personnel below Commissioned Rank and their equivalent in the Navy and Air Force.*

Pension will be paid quarterly by Money Order or to the pensioners Bankers by PDOs. The pensioner will give his option/willingness through Commandant Regiment/Corps Centre/Record Office regarding mode of payment.

153. Procedure for Initiation and Payment of Pending Enquiry awards—Disability and Family Pensions.

PAO 558/51
PAO 44/79

a. The CMA (PG Section) Dacca is authorised to pay a "Pending Enquiry Award" in cases relating to JCOs, WOs, NCOs, ORs and non-combatants who are invalided or who die whilst on the effective list. This award will be made pending the completion of enquiries and other steps necessary before the pension claim is finalized.

Disability Pension Claims.

b. Conditions of Awards. The CMA (Pension) is authorised to pay a disability pension within one month of receipt of the claim in his office, provided.

(1) The opinion of the local administrative authorities in injury cases, and of medical boards in disease cases is in favour of attributability (this opinion will appear on BAFA-117 or BAFY-1948 or both) and

(2) The disability is assessed at 20 percent or above.

c. Date of effect and rates of awards. An award will be given with effect from the date following that of discharge from the Army and the amount will be equal to the appropriate rate of disability pension based on the assessment made by the medical board of the degree of disability subject to what is stated in sub-para 1. below. The prevailing rates of temporary increase in pension will be payable in addition, where admissible.

d. Procedure for submitting claims. The procedure for the grant of awards will be as follows :—

Centres/Records duly sanctioned the claim will submit to the CMA (PG Section) Dacca as soon as the Board Proceedings have been approved, supported by the Sheet Roll and the following additional documents :—

(1) In cases of invalidment due to disease BAFY-1948 and if available BAFM-1231.

(2) In cases of invalidment due to accident BAFA-1948, BFA-117 and or BFA-2.

Family Pension Claims.

e. *Condition of Award.*—The CMA (PG Section) Dacca is authorised to pay a pending enquiry award in cases in which he is unable to sanction a family pension (including children's allowances) within one months of the receipt of the claims in his office, in the following categories of casualties :—

(1) All killed in action and battle accident cases.

(2) Injury and disease cases where the opinion of the administrative authorities or the medical authorities respectively, is in favour of attributability.

(3) Where attributability has been accepted by the pension sanctioning authorities, but sanction of pension is delayed for want of necessary documents or on account of delay in investigation by the local civil authorities.

f. Date of effect and rates of awards. The award will be given with effect from the date following that of the death of a soldier but in cases where family allotment has been paid and the allottee and the recipient of the award are one and the same person, the award should commence from the date following that up to and for which family allotment has been paid and the award will be equal to :

(1) the appropriate amount of family pension plus.

(2) the appropriate amount of children's allowance according to the number of living minor children (sons up to 21 and daughters until they attain the age of 21 years or marry whichever is later, if any, shown in the kindered roll portion of the sheet roll, plus.

(3) the prevailing rates of temporary increase, where admissible.

Procedure of submitting claims.

g. Centre/Record duly sanctioned the claim will submit to the CMA (Pension) as soon as possible after the receipt of the casualty report supported by the Sheet Roll and the following additional documents :—

(1) In cases of death due to disease BAFA-393, Parts I and II and, if available, BAFM-1231/BAFF-958.

(2) In cases of death due to accident BAFA-393, Parts I and II, AFB-117 and/or AFA-2.

The CO/OC when forwarding the claim, will state in each case whether family allotment was being paid and if so, the name and relationship of the allottee and date up to and for which it was paid (submission of family pension claim will NOT be held up for want of any part of BAFA-366).

General.

h. Awarding and payment procedure.

(1) The CMA (PG Section) Dacca will, if necessary pay a Pending Enquiry Award and send an intimation of the grant and its particulars by telegram to the CO/OC concerned who will arrange payments of the awards through ordinary (NOT BLUE) money orders. A copy of the telegram will also be sent by post and the details of the award, if considered necessary will be given therein. Detailed instruction regarding the obtaining of cash by CO/OC units etc. from the CMA (PG Section) Dacca and safeguard against overpayments of pending enquiry awards are laid down in annexure to this rule.

(2) In remitting the pending enquiry award to the claimant, the CO/OC concerned, will explain to the payee the object and nature of the award as stated in paragraph a above, and make it clear that the award is provisional only and will cease if and when the pension is sanctioned or the claim to pension is rejected. In case the claim to pension is finally rejected and int.mation of the rejection will be sent by the CMA (PG Section) Dacca to the CO/OC by telegram (with a post copy) to avoid further payment. On receipt of intimation from the CMA (PG Section) Dacca of the rejection or acceptance of a claim, the CO/OC will inform the DCMA (PG Section) Dacca telegraphically as to the month up to and for which the Pending Enquiry Award has been paid.

(3) The amount of money order commissioned will be compiled to the detailed head "Charge for payment of pension" under Old Main Head (2-J). The payment of pending enquiry awards will be charged to the appropriate head to which the pension if sanctioned, would be compiled,

(a) Award are payable to the following :—

(i) Disability pension claims : To be the individual invalided out of the service.

(ii) Family pension Claims : The award will be paid to the heir nominated for family pension and shown in the Sheet Roll, or if the nominated heir's is dead, or if there is no nomination to the living heir stating highest among the relatives specified in rule. Pension Regulations Part II, without verification in either case as to the eligibility of such an heir to family pension with reference to the conditions laid down in rule *ibid.*

j. *Review of Awards.* The CMA (PG Section) Dacca will review four months all cases of PENDING ENQUIRY AWARDS to ensure that there has not been avoidable delay in sanctioning pensions.

k. Termination and adjustment of awards.

(1) In all cases the PENDING ENQUIRY AWARDS should be stopped on receipt of intimation by the CO/OC from the CMA (PG Section) regarding the acceptance or rejection of the claim. In cases which have been

(2) In cases which are accepted the payments of PENDING ENQUIRY AWARDS will be adjusted by the CMA (PG Section) against the award of pension except in cases of family pension, where a final awards is made, after due verification of eligibility through civil authorities concerned, to an heir other than the recipient of the PENDING ENQUIRY AWARD. The latter cases will referred to AG in Bangladesh orders of the Government of Bangladesh.

l. Admissibility and adjustment of other provisional pensionary awards.

(1) This scheme does not effect the existing orders regarding the payment of death gratuity and the provisional payment of service pension or gratuity or payment of anticipatory pension which will continue to operate independently of this instruction. However, in a case where the provisional payment of service pension or anticipatory pension is in issue, the pending enquiry award will be restricted to the payment of the disability element along. In cases in which the death gratuity is admissible the claim on BAFA-115 will be submitted by the CO/OC to the grant of PENDING ENQUIRY AWARD.

(2) Where provisional service gratuity has been paid and :—

(a) the claim for the grant of a disability pension is ultimately accepted, the refund of the gratuity will be obtained in instalments of 1/3rd of the pension.

(b) the claim for a disability pension is ultimately rejected, the balance of service gratuity, if any, will be paid to the man.

m. Cases in which Pending Enquiry Awards will not be made.

(1) Cases in which pensions are actually paid by the CMA (PG Section) Dacca within a month from receipt of the claim in his office.

(2) Cases which were previously rejected by the CMA (PG Section) Dacca or the Government of Bangladesh.

154.
155. } NIL
156.

157. Procedure for issue of Last Pay Certificates (BAFA-438) in respect Retired/Released Army Officer.

Procedure as under will be adopted by all concerned for issue of Last Pay Certificate :—

PAO 388/64

a. *Action by Officers.*—The officer will take the following actions before proceeding on leave pending retirement :—

(1) Obtain clearance certificate from all concerned and hand over to Adjutant/Staff Officer for issue of BAFA-450 (No demand certificate) to followings :—

Unit Accountant

CMA (O) concerned

Officer

(2) Ask QM send vacation return to the following :—

Station Headquarters
Unit Accountant
Unit Accountant and Maintenance Engineers.
Officer

(3) Where applicable, pay water, etc. bills to above CEO and obtain "No demand certificate".

(4) Submit a detailed report to CO/OC unit where above actions are not completed for certain reasons beyond his control.

b. *Action by CO/OC unit.*

(1) Give a copy of BAFA-861 (Retirement Order) each to the UA and UAME .

(2) Complete actions reported by the officer *vide* para a (2) above wi hin 14 days from the date the officer is struck off duty.

(3) Obtain final rent/electric/water bill and "No demand certificate" from UAME and hand over to UA.

(4) Ensure that pay and allowance of officer are claimed and remitted to his bankers every month during leave pending retirement

(5) Ensure that during the last month of leave the final LPC is prepared by UA and forwarded to CMA concerned along with final pay bill and "No demand certificate" from all concerned. This action must be completed before the date of SOS.

(6) In the case of Family Pension claim the unit will forward BAFA-450 to CMA (OPS) after taking necessary action by the committee of Adjustment *vide* AR (Rule) 407 and AR (I) 355.

c. *Action by CMA concerned.*—The CMA (OPS) concerned will ensure that final payment is authorised to officers bankers and LPC Service Card is forwarded to CMA (PG) in duplicate under intimation to the officer's unit within 7 days from the date of receipt to UA.

d. *Action by Station Headquarters.*—Immediately on receipt back of the articles of furniture issued on heirs to the officer, the OI/C station Furniture Yard will submit to the UA, ME return of recovery showing the date up to which the hire charge of furniture are to be recovered from the officer.

e. *Action by MEs.*—Immediately on receipt of vacation return, the ME will forward to his UA, return of recovery of electricity, water etc.

f. *Action of UAME.*

(1) On receipt of copy of BAFA-861 (Retirement Order) and vacation return, he will scrutinise the record in respect of the officer and forward rent/electrict/water bills to the officer's units for transmission to the UA before the officer proceeds on leave pending retirement.

(2) If for any reason action as per para f (1) above is not complete he will forward rent/electric/water bills to CO/OC unit for handing over to the UA within 14 days of the date the officer proceeds on leave pending retirement/SOD or date of vacation of the accommodation if later.

158. Procedure for issue of Last Pay Certificate (BAFS-447) in respect of released/retired Honorary Commissioned Officer/Junior Commissioned Officers and personnel below Comissioned Officer.

Following procedure will be followed by all concerned as under :—

MAG ltr. No. AT/94 of 10 oct.79

a. *Action by the Individual.*—On receipt the released/retirement order, an individual will obtain station clearance certificate before proceeding on LPR and hand over to Adjutant for issue of BAFA-450 (No demand certificate) by the CO/OC unit concerned.

b. *Action by Unit.*—Concerned unit will submit BAFA-450 in quadruplicate along with Pay Bill for LPR/Last Pay bill before SOS from Army to CMA (Pay Unit Section), through respective Record Offices for verification and payment.

c. *Action by CMA (Pay, Unit Section).*—The CMA, Unit Section concerned duly verified, issue payment order and return the documents to Record Office as early as possible before the individual is SOS from Army.

159 } Nil
160 }

161. **Procedure for issue of Last Pay Drawn Certificate (BAFA-864).**

Action by CORO/MPRS (O).

SPAO 1/63
PAO 29/63
MAG ltr. No.
At/112 of 3-4-80

a. At least six months in advance of the date of SOS of the officer, in normal release/retirement cases, otherwise on receipt the order of casualty for disability/death. CORO/MPRS (O) will complete BAFA-863 and send it along with BAFA-862/death casualty report to the CMA (O).

b. On receipt of BAFA-863 from CORO/MPRS (O), CMA (O) will verify the rates of pay of the officer and send it in triplicate duly completed to CORO/MPRS (O) within the fortnight from the date of receipt from CORO/MPRS (O).

162. **Procedure for issue of Last Pay Drawn (BAFA-357) Certificate-Honorary Commissioned Officer/Junior Commissioned Officer/OR/NCs (E).**

a. **During Peace Time.**

MAG the No.
At/112 of 24-11-80

On receipt of release order from Record, unit will forward BAFA-357 in quadruplicate to CMA, Pay (Unit Section) along with a copy of DO Part II showing date of SOD and leave pending retirement. On receipt of above, CMA (Unit Section) will returned the same to the concerned record office duly signed within the fortnight.

b. *During War Time.*

SPAO
26/65

On receipt of DO Part II and release order from Record Office, FPO will forward BAFA-357 to concerned record office in triplicate within fortnight.

163. Nil.

CHAPTER XVI

Procedure for Audit Report of Pension Claim.

164. Verification of service by the Audit Officer.

In cases where a pension or gratuity is dependent on the length of an individual's qualifying service, such service shall normally be verified by the pay audit officer as follows, before reporting on a claim for pension or gratuity :—

	Categories of personnel	*Documents to be used for verification.*
PRI Pt III Rule 18	a. Commissioned officer including Nursing officer of Armed Forces Nursing Service.	Audited Bangladesh Army list, BAFZ-2041
SPAO 11/70 BAO 44/79	b. Honorary Commissioned officer/JCOs/Or	Sheet Roll (Record copy) the OIC Record is authorised to rectify any descripancies between entries on the discharge roll and record copy of sheet roll.

165. Report of the Accounts Officer/Pay Audit Officer on application for pensions and gratuities.

PRI Pt III Rule 19

The accounts officer/Pay audit officer receiving the application from respective Record Office after satisfying himself that it is complete in all respects, (and verifying the service in the manner prescribed in the preceding rule where necessary) shall submit it to the authority empowered to sanction the pension with a report upon the claim for pension gratuity and the rule applicable to the case as under :—He shall certify to the correctness of the calculations of service and pension or gratuity :—

SPAO 11/70

a. *Attributable Cases.*—Audit report in attributable cases of Special Family/Dependent Pension/Children Allowance/Disability Pension and Compassionate Allowances to be submitted to the sanctioning authority by the Audit Cell to be located at the office of Controller of Army Accounts, AHQ. (For so long the office of Controller of Army Accounts at AHQ is not raised, Audit report for all cases will be issued by CMA (PG Section) Dacca, for which a Cell has already been raised).

b. *Other Pension Cases.*—The audit report on pension claims, other than those mentioned above, will be submitted by the respective pay audit officer to the pension sanctioning authority. Sanction will be issued in terms of Audit Report.

Note : During war System of Accounting, Pension Works, i e. Audit, issue of PPO and Payment Will be done by Pay Audit Officer, Pension Cell, CAA, AHQ and at the concerned FPO Office.

166. **Delay in settlement of pension claims and payment of Pension to be avoided.**

PRI Pt III Rule 2

All officers of Government who are responsible for dealing with the pension claims shall bear in mind that delay in the payment of pension may involve great hardship and shall do everything in their power to prevent or shorten to the such delays.

167. **Nil.**

CHAPTER XVII

GRANT OF PENSION AND GRATUITY

168. **Pension will be sanctioned by authorities noted below. Sanction will be given in term of Audit Report :—**

SPAO 11/70
BAO 44/79

Types of Pension	Sanctioning Authorities
a. *Officers.*	
(1) Service Pension. (2) Disability Pension. (3) Ordinary Family/ Special Family Pension and Children Allowance. (4) Dependent Pension. (5) Re-admission to Pension establishments. (6) Restoration of Pension. (7) Regrant of pension to next eligible/heirs. (8) Death gratuity. (9) Appeal against division of family pension.	Adjutant General.

Note — Provisional Sanction of Ordinary Family Pension and Children Allowances. On the death of an officer, Ordinary family pension and children allowance will be sanctioned provisionally to the family if otherwise admissible, pending decision on attributability and issue of Special family and children allowance.

SPAO 11/70
BAO 44/79

b. *Honorary Commissioned Officers/Junior Commissioned Officers and personnel below commissioned rank.*	
(1) Retiring Pension. (2) Disability pension (3) Family/Dependent pension and children allowance. (4) Restoration of Pension. (5) Compensatory Allowance. (6) Division of family Pension. (7) Re-admission to pension establishments. (8) Death Gratuity. (9) Appeal against Division of family pension. (10) Pending enquiry Award.	Commandant Regiment/Corps Centre.

Govt. letter No. F-146/66/WE (R) of 24-9-66 Appx 'A' Para-14

c. Controllers of Accounts have no discretion to authorise payments which are not in accordance with rules but cases of difference of opinion on interpretation of rules between Controller of Accounts and Service Headquarters will be referred by Service Headquarters to Ministry of Defence.

169. **Nil.**

170. Cases not covered by rule.

PRI Pt. III
Rule 27

Case not covered by the rules but deemed worthy of special consideration may be submitted to the Government of Bangladesh through the usual channels and the accounts officers concerned.

171. Communication of Sanction to the Accounts Officers.

PRI Pt. III
Rule 28
MAG
ltr. AT/96
of 30-12-80

Every sanction to the grant of pension, allowance or gratuity shall be communicated to the following on Annexure 'A', 'B' 'C' and 'D' to this rule for notification on BAFA-376 :—

a. Concerned PDO/Pay Audit Officer (CMA, PG, Dacca)—for payment and issue of BAFA-373.

b. Pensioners—for information (and submission of pension bill, in case of officers only).

c. CDA Branch MAG Office—For information and statutory audit.

172. Anticipatory Pensions in cases where a service pension has been earned but delay in reporting on the pension claim is anticipated.

PRI Pt. III
Rule 33

a. When delay in reporting on the claim of a commissioned officer/Honorary Commissioned Officer/OR/NCs (E) for a service pension which is sanctionable in Bangladesh, is anticipated the CMA (PG) Dacca, may, upon a declaration as follows by the individual concerned, sanction the immediate disbursement of the service pension to which, after the most careful summary investigation that he can make without delay he believes the individual to be entitled :—

Declaration.—Where as the (here state the designation of the officer sanctioning the advance) has consented, provisionally to advance to me the sum of .... a year, in anticipation of the completion of the enquiries necessary to enable the Government to fix the amount of my pension, I hereby acknowledge that, in accepting this advance, I fully understand that my pension is subject to revision on the completion of the necessary formal enquiries, and I promise to base no objection to such revision on the ground that the provisional pension now to be paid to me exceeds the pension to which I may be eventually found entitled. I further promise to repay amount advance to me excess of the Pension to which I may be eventually found entitled.

b. If, upon the completion of the regular investigation, it be found that the pension thus summarily assigned differs the pension finally settled, the difference shall be adjusted in the first subsequent payment.

173. Advance of Service Pension to Bangladesh Soldiers.

An advance of service pension to the extent stated below may be made by the CMA to Commissioned Officer/Junior Commissioned Officer/OR/NCs (E) (including follower) governed by military rules for pension purposes, who is invalided or retired from the service after having earned a pension :—

PRI Pt III
Rule 36

Advance Permissible	Mode of recovery of Advance
Amount not exceeding 6 months pension (exclusive of Personal allowance, Order of Bangladesh or Bangladesh order of Merit Allowances etc.).	Rule—208. To be recovered in full. as pension falls due.

174. Advance of service gratuity to military pensioner.

JSI 44/61

CMA (PG) is authorised to make provisional payment of 80% of service gratuity to individuals proceeding on leave pending release/retirement or on transfer to the reserve, as admissible to the personnel below commissioned rank under rule 34 immediately on receipt of the claim upon a declaration reproduced below. The provisional payment, so authorised will be adjusted against the final award of gratuity :—

Form of Declaration.—"Where as the (here state the designation of the officer sanctioning the service gratuity)" has consented, provisionally to advance to me the sum of Tk.——, being the amount of a part of the service gratuity, in anticipation of the completion of the enquiries necessary to enable the Government to fix the amount of my service gratuity and consequently the part of that service gratuity that may be advanced. I hereby acknowledge that, in accepting the advance, I fully understand that the amount so advance to me is subject to revision on the completion of the necessary formal enquiries, and I promise to have no objection to such revision on the ground that the provisional amount now to be paid to me as the advance of the part of anticipatory service gratuity exceeds amount to which I may be eventually found entitled. I further promise in cash in lump sum amount advanced to me in excess of the amount to which I may be eventually ground entitled."

175.]
176. |
177. } Nil
178. |
179.]

CHAPTER XVIII

PAYMENT OF PENSION

SECTION I—GENERAL RULES

180. **Date of Commencement of Pension.**

Subject to the rules governing the payment of belated claims in rule 201 and the provisions regarding Bangladesh family pension claims in rule 118 of these regulations :—

PRI Pt. III
Rule 40

a. A pension other than a family pension shall be payable from the date on which the individual entitled to it ceased to be borne on the effective establishment except as sub-clause b of this rule otherwise provides. This date in the case of individuals discharged under the B.A. Act, shall be the date following that of their discharge.

b. Except as otherwise stated in rules 201 and 202 of this compendium and rule 118 of this regulations, a family pension shall be payable from the date following that of the casualty which creates the claim.

181. **Duration of Pension.**

Rule 41

A pension shall be payable for life except where otherwise stated in the rule 117 of this regulation. A pension is payable for the day on which the pensioner dies.

182. **Mode of Payment of Pension of Bangladesh Military Pensioners.**

Rule 43
SPAO 11/70
BAO 44/79

a. Pension granted to Bangladesh Commissioned officer/Honorary Commissioned Officer/Junior Commissioned Officer/OR/NCs(E) enrolled and followers and their families shall be payable in arrears as follows :—

(1) Officers	Monthly
(2) Honorary Commissioned Officer	Monthly/ Quarterly.
(3) Junior Commissioned Officer/OR	Quarterly.

b. When an individual drawing pension in Bangladesh is transferred to the payment of a penston paying officer outside Bangladesh. In such a case payment shall be made up to and for the day preceding embarkation.

c. When a pensioner dies or ceases to be eligible for pension.

d. If the first six days of a month are public holidays on which pensions are not disbursed by treasuries in Bangladesh, the district and independent area commanders may, if they think fit, direct the

payment, on the last open day before the holidays, of pension bills of pensioners drawing pensions of Tk. 100/- or less, by treasury officers within their respective areas. In such a case payment shall be made for the full calender month in respect of which pension is due.

133. **Agencies for Payment of Pension.**

a. *In Bangladesh.*

PRI Pt III
Rule 44

(1) *Officers.*—To the officers Bankers (All scheduled banks in Bangladesh).

SPO 11/70
BAO 44/79

(2) *Honorary Commissioned Officers.*—Bankers (all scheduled Banks in Bangladesh), if opted for Banks, otherwise through a Post Office if opted for Money Order to be sent by PDOs of CMAs.

(3) *Junior Commissioned Officer/OR/NCs(E).*—Bankers (all scheduled Banks in Bangladesh), if opted for Banks otherwise through a Post Office if opted for Money Order to be sent by PDOs of CMAs.

b. A pension, if drawn in the UK shall be paid by, or under arrangement made by, the Government of Bangladesh, Accountant General's Department Bangladesh Office, London.

c. A pension if drawn in a British Common Wealth Country, or in Arabia, Iraq shall be paid by the High Commissioner/Ambassador/Military Attache.

184. If the pensioner appoints a Bank as his agent, the Government will not be responsible for any delays or difficulties encountered by the pensioner after the pension has been received by the Bank. The Bank will undertake to do the following :—

BAO 44/79

a. To pay or remit the pension to the pensioner as he desires without undue delay and without any charges.

b. To re-imburse the pensioner immediately if his pension is wrongly paid to another person.

c. To provide Annual Life Certificate to the pension paying authority in respect of all pensioners whose pension disbursed through them.

d. To re-imburse the Government, the amount lying in the pensioners account representing pension paid after date of his death or being taken off pension establishment.

e. To provide such information/date as the Government or service Headquarters may requires.

SECTION II—PAYMENT IN BANGLADESH

185. How and by when arrangements for payment are made.

PRI Pt. III Rule 51

When an individual who has granted a pension desires that its payment from its commencement should be made by MO or Bankers in Bangladesh arrangements for its payment shall be made in accordance with the following procedure :—

a. **Military Pension.**—The CMA (PG) shall prepare a pension certificate on BAFA-373 and forward it to the CORO/MPRS(O) Records, together in the case of a family pensioner, with the duplicate copy of the descriptive roll on BAFA-366. On receipt of these documents the OIC Records shall take the following action :—

(1) In the case of service and disability pensioners, complete the individual's descriptive roll (BAFA-366) with the serial number of the pension certificate (with the exception of which the roll should be kept complete by the OIC Records) and forward it to the pension paying officer concerned by registered post ; hand over the pension certificate to the pensioner ; furnish the pensioner with a last pay certificate and instruct him present it to the pension paying officer concerned alongwith the pension certificate if the pensioner has already left the CORO MPRS (O)/ Records send them to him by registered post.

(2) In the case of family pensioners. Hand over the pension certificate to the pensioner or send them to him or her by registered post with an instruction to present them to the pension paying officer concerned ; forward the duplicate copy of the descriptive roll (BAFA-366) to the pension paying officer concerned by registered post. On receipt of these documents and CMA (PG) circular, the pension paying officer shall make payment. When however, the pension circular is not received by him before a pensioner appears for payment of his or her pension, the pension will be paid on the authority of the pension certificate.

The payment thus made will be treated as provisional and will be confirmed after verification from the pension circular when that is received. In case the pension paying officer does not receive the pension circular within two months of the first payment of pension, he will report the matter to the Controller of Military Accounts and Pension, Dacca.

Note :—When the office of CMA (O) for Officers and Pension Cell with FPO for JCOs/OR are raised, the function of CMA (PG) and PDOs will be ceased. Pension works will be done as under :—

SPAO 11/70

1. **Officers.**—Their pension works will be the responsibility of CMA (O) instead of CMA (PG).
2. **JCOs/OR.**—Their pension works will be the responsibility of respective "Pension Cell at FPO, Centre concerned".
3. The CMA (PG) and PDOs to continue to function for the following :—
   a. Civilian paid from Defence Estimate.
   b. Foreign liability Pensioners.
   c. Former Pakistan Pensioners.

186. Identification of a Military Pensioner.

PRI Pt. III Rule 53

a. Except as provided below a pensioner must apply in person for his pension and he shall be indentified by comparison with his descriptive roll and pension certificate.

b. In the case of severely wounded and infirm Military pensioners and female pensioners who are not accustomed to appear in public, personal attendance is not necessary. Payment shall be made to a representative of the pensioner on the production of—

(1) The pensioners pension certificate.

(2) A certificate signed by a responsible Government Officer or by some other wellknown and trustworthy person that the pensioner is alive. The certificate must bear the impression of the ball of the thumb of the pensioners left hand, taken in the presence of that officer or person.

(3) A written authority from the pensioner to the representative bearing the pensioners thump impression, together with a specimen of the signatures of thump impression of the representative.

c. If the certificate referred to b (2) is given by a Junior Commissioned Officers a sub-inspector of police, a sub-postmaster drawing not less than Tk. 50/- per mensem, a tehsilder, a village headman, a patti patwari (in the case of Garhwali pensioners resident in kumaon), or the head of the village panchayet who is acquainted with the pensioner, it shall be accepted by the pension disbursing officer, if he has no reason to doubt the veracity of such a certificate. He shall inform the pensioners representative of any further garantee which he may require to safeguard the payment being received by the correct person. He shall also make independent enquiries once a year to satisfy himself that the pensioner is still alive.

d. The pension paying officer is personally responsible for any payment wrongly made. In case of doubt he should consult the CMA (PG) concern record office.

187. Agents.

PRI Pt. III
Rule 54

a. A pensioner resident in Bangladesh may draw his or her pension through a duly authorised agent approved by the Government of Bangladesh. The agent must execute a bond to refund overpayments and produce at least once a year a life certificate signed by any of the person authorised by rule 186 to sign such certificates. In such a case a pensioner shall be exempted from person appearance at the treasury to receive his or her pension.

b. A pensioner not resident in Bangladesh may draw his or her pension in Bangladesh through a duly authorised agent, who must either produce a certificate by a magistrate, a notary, a banker or a minister of religion on each occasion, that the pensioner was alive on the date to which his pension is claimed or execute a bond with the Government of Bangladesh to refund ovespayments and produce such a certificate as aforesaid at least once a year.

c. The pension if an individual drawing pension through an agent who has executed a bond to refund overpayments shall not be paid account of a period of more than a year after the date of the life certificate last received and the accounts and pension paying officers shall be on the watch for authentic information of the death of any such pensioner, and on receipt thereof, shall promptly stop further payments.

188. Payment of pension by money orders to JCOs, OR

PRI Pt. III
Rule 55,
SPAO 35/62
SPAO 5/65

Payment of pension will be made by Postal money order at the option of the pensioner. Pensioner will also be paid by money orders to the authorised agent of pensioners who were dependent on Treasuries in Bangladesh but are residing at present in foreign countries. Pensions will be disbursed by the CMA (PD), Dacca and Bogra.

a. Pensions to be paid by Money Order in arrears on quarterly basis except in the case of JCOs holding honorary commissions who will receive their pension monthly. Pesioners could also opt for their pensions to be credited into the Bank of their choice. The Bank should, however, be a scheduled or operative bank.

b. No Money Order commission will be charged on the first remittence of pensions every month/quarters. When a Money Order is received back undelivered and has to be remitted again, the individual will have to pay Money Order Commission.

c. Money Order will not be returned by the postal authorities unless two pensioners or a U. C. member/Lamberdar/Patwari has witnessed on Money Order form that the pensioner is not traceable.

d. Record Office will ensure that the correct addresses of the individuals on which they desire to receive Money Order has been recorded, on pension documents. Also, the option of the individual to draw pension by Money Order or through any Bank will be given.

(e) The postal law provides that Money Order could be retained by the local post office for a period of 30 days on the request of the individual. If therefore, the pensioner has to leave his place, he can either leave his revised address with the postal authorities and request them to re-direct the Money Order on that address, if he so desires, or ask them to retain the Money Order in the post office and draw it on return.

f. Pensioners could change their addresses only once in six-months. Applications for the change of address will be made to the CMA (PG) duly attested by the chairman Union Council/UC member/ Commissioned Gazetted officer/Lamberdar or Patwari.

g. Pensioners who are in Government service may change their addresses as and when necessary on their transfer from one place to the other. Their request should go to CMA (PG) through re-employing authority.

k. The payment of children allowance will be made to the widow if she happens to be a family pensioner. In other cases, the payment will be made to the guardian recorded in the Descriptive roll.

I. Desriptive Rolls in respect of pensioners who desire the payment through post office will be sent by the Record Office to the CMA (PG) Dacca.

m. Pensioners residing in foreign countries could draw their pension through their agents.

n. Pensioners who do not receive their Money Order will address to respecting PDO of CMAs 15 days after the expiry of the normal date of receipt of Money Order by them with their No. Rank and Name.

o. Pension Certificate which are returned undelivered to the Record Offices will be kept by them for 3 months. During this period the Record Offices will try to locater the pensioners and if there is no response/trace of the pensioners, the pension certificate will be sent to CMA (PG) for cancellation.

p. Pensioner who desire to receive their pension through Bank will be required to send pension bill duly filled in to CMA by 20th of each month/quarter as the case may be, Bill forms will be available in station HQs, DASB, PDOs, Records officess and Recruiting Offices.

q. Page 3 of the Descriptive Roll will be filled in by the initiating unit of the pension claim.

r. The existing procedure for authorizing agents to receive payment on behalf of the pensioner *vide* Rule 187 will be followed. Pensioners residing in foreign countries will be required to complete Life Certificate, have it attested by an official of the Bangladesh Embassy and despatch the same to the agent. The agent will complete his portion of the form as required have it attested by two pensioners. Chairman, Union Council or Secretary DASB, and despatch the same to CMA, Dacca/Bogra. The pension will then be sent by money order to the agent.

s. To claim the dues of a deceased pensioner, his or her heir will complete Death Certificate as was previously required ; get it attested by two pensioners, Chairman, Union Council, or Secretary DASB ; and submit the same to CMAs, Dacca and Bogra. If the amount is up to Tk 100/-a money order will be issued. In the case of amount being more than Tk 100/-, BAFA-642 will be completed by the heir, duly attested by a Magistrate and submitted to CMAs, Dacca, Bogra.

t. Pensioners who do not receive their money orders will address CMAs Dacca and Bogra, 15 days after the expiry of the normal date of receipt of money order by them. In this complaint they must write No. Rank, Name, Corps and address. The treasury office from which pension was being drawn previously together with TS Number should also be mentioned in this complaint. If a money order is returned undelivered, CMAs, Dacca and Bogra, will not issue it next month/quarter unless he is approached by the pensioner giving his new address or confirming the previous one.

Note :—During war system of accounting, pension works will be the responsibility of Pension Cell at FPO of respective Corps/Regimental Centre for JCOs/OR and CMA (O) for officers.

189. NIL

190. **Certificate of Re-employment.**

PRI Pt. III Rule 56

a. A pensioner drawing pension in Bargladesh shall be required to append to his bill a certificate showing whether or not during the period for which pension is claimed he was re-employed under Government. In cases where pension is not permitted to be drawn during employment or re-employment under Government under the rules 6, 25, 27 and 42 of this compendium payment of pension shall be stopped.

b. Heads of office employing pensioners in an official capacity shall take action as under :—

(1) Pensioners re-enlisted or holding appointments which under rule are required to be held by enrolment and individuals in receipt of family pension or children allowance :—

A report shall be made to the CMA (PG). The heads of offices shall at the same time take possession of the individuals pension papers, noting thereon the period during which he is re-employed.

(2) Pensioners re-employed in a civil capacity, whose pay is fixed under Article 526 CSR. A report shall be made to the CMA concerned.

191 **Reduction of forfeiture of pension of an Bangladesh Military Pensioner who is convicted of a serious crime or is guilty of grave misconduct.**

Rule 58

a. Crime or misconduct not of a political nature :— If an Bangladesh military pensioner is convicted of a serious crime by a court of law or is guilty of grave misconduct, which is not of a political nature, (*See* rule 5 a of this regulations) the following procedure shall be followed :—

(1) If a pensioner is sentenced to imprisonment for a criminal offence, his pension shall be suspended from the date of his imprisonment and the case report at once by the CMA (PG) for the orders of the competent authority. In case where a pensioner is kept in police or jail custody as an under trial prisoner and is eventually sentenced to a term of imprisonment for a criminal offence, the suspension of pension shall take effect from the date of imprisonment only.

(2) The competent authority shall decide in consultation with the CMA (PG) and if necessary, with the civil authorities also, whether the offence is a serious one and if so, he shall order the removal of the pensioners name from the pension list, from the date of the commencement of his imprisonment. Pension thereupon shall cease to be payable from that date.

(3) If the competent authority decides that the offence is not so serious as to justify the removal of the pensioners name from pension list, it shall not be removed ; the payment of arrears of pension due from date of last payment before imprisonment shall be made on release from prison.

(4) If a pensioner is sentenced to imprisonment for a criminal offence by a lower court but is acquitted, on appeal, by a higher court the pension withheld shall be restored.

(5) If a pensioner is imprisoned for debt, pension shall continue to be paid.

(6) If a pensioner is guilty of grave misconduct not falling under the peoceeding clauses, it shall at once be reported to the competent authority who may, if he considers it justifiable, order the suspension of his pension from a date to be specified. The competent authority shall subsequently investigate the case in consultation with the CMA (PG) and the civil authorities. if necessary and may withhold, reduce or continue the pension in full from a date to be specified by him not earlier than the date of orignal suspension.

b. **Crime or misconduct of a political nature.**

If a pensioner is convicted of misconduct, of a political nature (*See* rule 198 of this regulation) his case shall forthwith be reported by the CMA (PG) to competent authority, who on the recommendation of the local Government or administration concerned may, order the forfeiture of his pension (service and disability pension, family pension drawn by adult males only, and children allowance) from a date to be specified. In a case in which the pensioner is sentenced to imprisonment, pension shall pending the orders of the competent authority be suspended from the date of his imprisonment.

192. **Restoration of a pension forfeited under the preceding rule.**

Rule 59

A pension reduced or withheld or forfeited under rule 198 of this regulations may be restored in full or in part by the competent authority in consultation with the local Government or administration concerned in political cases and with the CMA and the civil authorities, if necessary,

in other cases. In the case of a pensioner undergoing imprisonment any action under this rule shall only be taken on his application after release, but in no case, shall pension be sanctioned for the period of imprisonment in jail for a serious crime.

193. **Payment in respect of deceased Bangladesh Military Pensioners.**

Rule 61

a. Subject to the following conditions, arrears of pensions claimed in respect of a deceased Bangladesh Military Pensioner within three years of his or her death shall be investigated and paid to the heirs of the deceased by the pension disbursing officer responsible for the payment, after such enquiry into right and title of the claimant as he may deem sufficient. If there is reasonable doubt regarding such claim or title the payment shall only be made to the administrator appointed by the civil court.

b. Claims preferred after the expiration of three years from the date of death, and claims to arrears due for periods in excess of three years shall require the sanction of the competent authority before payment.

c. When the exact date of a military pensioners death cannot be ascertained, the CMA shall have the power to admit arrears of pension for the entire month in which the casualty occurred but when the month or year of death is not known the payment of arrears shall be limited to a period of one month.

194. **Attachment of pension by civil courts.**

Rule 62

No pension whether due or to become can be attached by process of any court unit it has actually been paid. No pensioner can assign or sell any interest of a pension not then due.

195. **Transfers in Bangladesh.**

Rule 63

The CMA (PG) or the pension disbursing Officer concerned may, on application and sufficient cause being shown, permit trasfer of payment of a pension from one paying station to another in Bangladesh.

196. **Payment of Taka rates of Pension in Bangladesh in cases where pension is expressed in alternative Taka and Sterling rates.**

Rule 64

A pensioner drawing pension in Bangladesh at the taka rates who proceeds to England or a country where the sterling rate is payable, shall be paid pension at the taka rate up to and for the proceeding embarkation.

197. Payment of a Compassionate Allowance to the Widow or Child of a Junior Commissioned Officer.

Rule 65

The payment of a compassionate allowance granted to the widow or child of a Junior Commissioned Officer whose death is not attributable to military service shall, be made in the same manner as a family pension to a Bangladesh military pensioner. If an individual who has been granted the allowance does not appear to draw it within three months of the date on which it fell due for payment, the CMA (PG) shall ascertain the cause of the non-appearances have been surrendered by the death or disqualification of the recipient.

198. Treatment of Pensioners who are convicted of serious crime or guilty of grave misconduct.

PRI Pt. II
Rule 205

a. A military pensioner, who is convicted of a serious crime by a court of law or is guilty of grave misconduct, which is not a political nature, shall be liable to forfeiture of his pension (service, disability and family pensions and children's allowance) in whole or in part (see rule 5a). A Pension forfeited under this rule unless and until restored ; shall lapse to the State.

b. A military pensioner who is convicted of a crime by court of law or is guilty of misconduct of a political nature shall be liable to forfeiture of his pension (service and disability pension, family pension drawn by adult males only, and children's allowance).

c. A pension reduced, withheld or forfeited under the proceeding clauses of this rule may be restored in full or in part.

d. In applying the provisions of this rule, the procedure laid down in rules 191 and 192 of these regulations shall be followed.

199. Issue of supplementary Instruction by the CMA (PG) and the Director General Posts and Telegraphs.

PRI Pt. II
Rule 67

Supplementary Instructions for the payment of pension by the pension disbursing Officers on matters of detail not provided for in these rules may be issued by the CMA (PG) with the concurrence of the Military Accountant General. In regard to pension paid by the post Offices, such supplementary instructions may be issued by the Director General, Posts and Telegraphs with the concurrence of the CMA (PG).

200. Nil

CHAPTER XIX—LIMITATION OF CLAIMS

SECTION 1—First Claims for Pension or Allowance and Claims for Gratuities

201. General Provisions.

Save as otherwise provided in this section—

PRI Pt. III
Rule 77

a. first claims for pension or allowance and claims for gratuity under military rules, preferred within twelve months of the date on which they fall due shall be entertained and paid with full arrears, if otherwise in order.

b. those which are not preferred within that period may be admitted with full arrears, if the pension sanctioning authority concerned is satisfied with the claimant's explanation for the delay in their submission ; if he is not satisfied with the explanation, such claims shall be submitted for the orders of the Government of Bangladesh.

202. Special Provisions in respect of families of Commissioned Officer, Junior Commissioned Officer, OR, NCs (E) and Reservists and enrolled followers, eligible for family pension under military rules.

Rule 79

a. Subject to the provision of sub-clause b. below —

(1) First claims for family pension in respect of the categories specified above, preferred within twelve months of the date on which they fall shall be dealt with in accordance with the General Provision in rule 201.

(2) Such claim preferred after twelve months of the due date shall also dealt with in accordance with the general provisions in rule 201.

(3) Such claim preferred after twelve months of the due date shall also be dealt with in accordance with the general provisions in rule 201, if the pension sanctioning authority is satisfied with the claimants explanation for the delay in the submission of the claims ; if he is not satisfied with the date of local application with arrears for the following periods prior to that date :—

In all other cases..... Up to 3 years prior to the date of local application, subject to the condition that arrears for more than five years in all shall not be paid in any case.

b. First claims for family pension preferred after the disqualification of the claimant shall not be entertained.

c. The provision of this paragraph shall apply to first claims for :—

family pension

transfer of family pension,

children allowance,

fifty per cent increase of childrens allowance, and continuance attached to decoration e. g. I.O.M,

but not to the continuance of family pension regarding which see rule 117 of this regulations.

203. **Claims for reckoning former service for pension and gratuity.**

Rule 80

All claims to count former service for pension submitted by officers commanding units will, if otherwise in order be admitted by the CMA concerned, but in cases where the delay in preferring a claim exceeds 2 months from the date when it fell due, the matter will be brought to the notice of the superior administrative authority for such action as may be deemed necessary.

204. **Definition of the term "Claimant" for the purpose of claims of Bangladesh military pensioners.**

Rule 81

In the case of Commissioned officer/Junior Commissioned officer/OR/NCs(E) including followers and their families eligible for pension or allowance under military rules, the term 'claimant" for the purpose of the rules in this section shall mean CORO/MPRS(O), Records offices.

SECTION II—**Re-admission of Pension Establishment in respect of Army Officers and Junior commissioned officer, OR/NCs(E).**

205. **Officers**

If an officer neglects to draw his pension for a period of 12 months, his name shall be struck off the pension establishment.

Rule 84

If he thereafter re-appears to draw his pension, he may be re-admitted to the pension establishment under the orders of the Government, provided the accounts for such neglect to the satisfaction of the Government. Government shall, at its discretion, grant or withhold the arrears of the pension or any portion thereof.

206. **Juinor commissioned officers/OR/NC(E).**

a. In the case of pensioners below commissioned rank and their families, claims to arrears of pension preferred within a week of twelve months of the due date shall be entertained and paid by the pension paying officer, if otherwise, in order. Claims preferred after the expiry of one year and within five years shall be entertained and paid by the CMA (PD) Section if he considers that the claimants explanation for the delay in submitting the claim is satisfactory. The CMA (ID), Section shall at his discretion grant or withhold the arrears of pension or any portion thereof.

b. If the pensioner reappears after the expiry of five years, he may be admitted to pension establishment only under the orders of the Government provided the Government is satisfied with the pensioners explanation for the delay in drawing pension. Government shall at its discretion grant or withhold the arrears of pension any portion thereof.

CHAPTER XXIII

RECOVERY AND OVERPAYMENTS

207. Recovery of public claims, regimental debts and regimental claims from pensions.

PRI Pt. III Rule 88

Subject to the provisions of the Preamble to PRI 1940 reproduced as annexure to this rule, public claim against a pensioner, a regimental debt due from him or a regimental claim which the Government of Bangladesh may direct him to pay shall be recoverable from his pension, gratuity or commuted value of pension.

208. Mode of recovery of public claims (other than overpayments of pension), regimental debts and regimental claims.

Rule 89

Public claims, other than those on account of overpayment of pension (for which see rule 209) regimental debits and regimental claims which the Government of Bangladesh directs an individual to pay, shall be adjusted as follows :—

a. Retrenchments on account of excess issue of pay and unauthorised expenditure, stoppages other than those awarded under the Army Act or the Bangladesh Act, the value of losses and all other claims for which Government holds and officer liable and Bangladesh office claims shall be recovered in monthly instalments of one-third of pension until the full claim is liquidated. A competent authority may, if it is satisfied that there are reasonable grounds for such a course, which must be recorded in writing relax this rule and order recoveries to be made in smaller amounts which in no case shall excesstwelve instalments in number.

b. In the case of public claims and debts referred to in the Preamble to these regulations, other than those specified in sub- clause a above, and regimental debts which are not disputed, the CO of the person against whom the claim is made or from whom the debts is due may order the recovery of the amount from his pension in such instalments as the CO/OC considers reasonable. If in the case a regimental debts the person from whom it is due disputes the correctness of the amount or repudiates his liability, such debts becomes a regimental claim and shall be recovered only under the orders of the Government of Bangladesh.

c. Recoveries from wounds, injury or disability pension shall require the special orders of the Government of Bangladesh.

d. If the invidual is eligible for gratuity in lieu of a pension or if he has commuted a portion of his pension, the whole amount of the claim shall be recovered in one instalment from the gratuity or commuted value of the pension, as the case may be.

209. Overpayment of pension not due to an error in law (including a misinterpretation of rules and order) how adjusted.

Overpayment of pension not due an error in law (including a misinterpretation of rules and orders) to pensioners drawing pension in Bangladesh, shall be dealt with as follows :—

PRI Pt III Rule 92

a. If the circumstances leading to overpayments do not disclose fraud or grave misconduct.

(1) These challenged in audit within twelve months from the date of payment.

(a) These shall be recovered in instalments of one third of the pension, if a pension is payable.

(b) If no pension is admissible, payment shall cease immediately the error is detected and the resultant overpayment shall be reported to the competent authority.

(2) Those not challenged in audit within twelve months from the date of payment including those made partly within twelve months and partly at a date or dates more than twelve months anterior to the date of challenge.

(a) If no pension is admissible payment shall cease immediately the error is detected.

(b) If a pension is admissible but at a lower rate than that paid payment shall be made at the correct rate as soon as the error is detected.

In both the types of cases specified above a report shall be made to the competent authority. Pending the orders of that authority no recovery of the overpayment shall be made.

(3) Action to be taken by the competent authority.

(a) The competent authority, on receipt of the report specified in clauses (1) (b) and (2) of this rule, shall decide, subject to the condition laid down in sub-clause (b) below whether the whole or any portion of the overpayment shall be recovered or written off and shall communicate his orders to the CMA&P.

(b) Overpayment made during the twelve months preceding the date of challenge in audit shall not be written off, unless it is absolutely impossible to effect recovery.

(4) How recovery is made. If it is decided to enforce recovery and a pension is payable, it shall be effected in instalments of one third of the pension, unless otherwise specified in the orders. If it is decided to enforce recovery and no pension is payable, the method of recovery shall be decided by the competent authority in consultation with the CMA&P.

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Subject to the provisions of the Preamble to PRI 1940 reproduced as annexure to this rule, public claim against a pensioner, a regimental debt due from him or a regimental claim which the Government of Bangladesh may direct him to pay shall be recoverable from his pension, gratuity or commuted value of pension.

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c. Recoveries from wounds, injury or disability pension shall require the special orders of the Government of Bangladesh.

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PRI Pt III Rule 92

a. If the circumstances leading to overpayments do not disclose fraud or grave misconduct.

(1) These challenged in audit within twelve months from the date of payment.

(a) These shall be recovered in instalments of one third of the pension, if a pension is payable.

(b) If no pension is admissible, payment shall cease immediately the error is detected and the resultant overpayment shall be reported to the competent authority.

(2) Those not challenged in audit within twelve months from the date of payment including those made partly within twelve months and partly at a date or dates more than twelve months anterior to the date of challenge.

(a) If no pension is admissible payment shall cease immediately the error is detected.

(b) If a pension is admissible but at a lower rate than that paid payment shall be made at the correct rate as soon as the error is detected.

In both the types of cases specified above a report shall be made to the competent authority. Pending the orders of that authority no recovery of the overpayment shall be made.

(3) Action to be taken by the competent authority.

(a) The competent authority, on receipt of the report specified in clauses (1) (b) and (2) of this rule, shall decide, subject to the condition laid down in sub-clause (b) below whether the whole or any portion of the overpayment shall be recovered or written off and shall communicate his orders to the CMA&P.

(b) Overpayment made during the twelve months preceding the date of challenge in audit shall not be written off, unless it is absolutely impossible to effect recovery.

(4) How recovery is made. If it is decided to enforce recovery and a pension is payable, it shall be effected in instalments of one third of the pension, unless otherwise specified in the orders. If it is decided to enforce recovery and no pension is payable, the method of recovery shall be decided by the competent authority in consultation with the CMA&P.

b. If the circumstances leading to overpayment disclose fraud or grave misconduct.

(1) Those challenged in audit within twelve months from date of payment.

(2) These shall be recovered in instalments of one-third of the pension if a pension is payable. If in the opinion of the CMA&P the circumstances warrant the stoppage of pensions in full or recovery of the overpayment in instalment of more than one-third of the pension, a report shall be submitted to the competent authority. That authority shall decide each case on its merits and communicate his decision to the CAM&P who carry out such further adjustment as may be necessary.

(3) If no pension is admissible, payment shall cease immediately the fraud is detected and report of the circustances leading to the overpayment shall be submitted to the competent authority.

c. Those not challenged in audit within twelve months from the date of payment including those made partly at a date or dates more than twelve months enterior to the date of challenge.

If no pension is admissible, payment shall be made at the correct rate as soon as the fraud is detected.

If no pension is admissible, payment shall cease immediately the fraud is detected.

In both types of cases a report of the circumstance shall be made to the competent authority. Pending the orders of the authority no recovery of the overpayment shall be made.

d. Action to be taken by the competent authority.

(1) The competent authority on receipt of the report specified in clauses 1(1) and 1(2) of this rule shall decide. Subject to the condition laid down in subclause (2) below whether the whole or any portion of the overpayment shall be recovered or written off or whether the pension shall be withheld wholly or duced and if so, permanently or temporarily. Any reamount withheld under this rules shall be adjusted against the overpayment to the extent necessary.

(2) Overpayment made during the twelve months preceding the date of challenge in audit shall not be written off, unless it is absolutely impossible to effect recovery.

e. How recovery is made.

If it is decided to enforce recovery and a pension is payable, it shall be effected in instalments of one-third of the pension, unless otherwise specified in the orders. If it is decided to enforce recovery and no pension is payable, the method of recovery shall be decided by the competent authority, in consultation with the CMA (P).

210. Overpayments of pension due to an error in law, including those to a misinterpretation of rules and orders.

Rule 93

These overpayment shall not be recovered by, but shall be reported to the Government of Bangladesh through the MAG, If in any particular case, there is a doubt or difference of opinion on this point between the account officer and the local military authorities, the case shall be submitted for the orders of Government of Bangladesh through Service headquaters.

211. Overpayment in Bangladesh on account of the grant of two family pensions to one military family pensioner.

Rule 94

Overpayment made consequent on the erroneous grant of more than one family pension to the same pensioner may be written off by the competent authority provided that it is eastablished that the overpayments were made in good faith and that there has been no-attempt to defraud.

212. Overpayment to female military pensioners who submit false certificates of widowhood or non-marriage.

Rule 95

Overpayments of pension obtained by famale pensioners on presentation of false certificates of continued widowhood shall, irrespective of the amount involved, be referred to the competent authority for orders as to the manner in which the sum fraudulently drawn by the alleged widow shall be recovered from the pensioners who signed the false certificates. Unless the pensioners who signed such certificate can offer a satisfactory explanation other than that they were ignorant of the widow remarriage, the sum obtained by the alleged widow with the aid of the certificate shall be recovered from the pensioners who signed it in shares proportionate to the pension which they are receiving, subject to the proviso that the monthly pension of each pensioner shall not be reduced by more than one-third. In a case of this nature no discretion shall be vested in the competent authority to waive the recovery from the certifying pensioners of the amount irregularly paid.

The provisions of this rule shall also apply *mutatis mutandis* to overpayment of pension made to famale pensioner who submit false non-marriage certificates.

213. Power of the CMA (PG) to write off overpayment of pension.

Rule 98

Overpayment of pension not due to an error in law (including a misinterpretation of rules and orders) which are, from any cause irrecoverable may be written off by the CMA(PG) up to amount not exceeding Taka 100 in each case.

214. **Overpayments indicating defective system or serious failure of audit.**

Rule 99

Should the circumstances in which overpayment has been made in any case reveal any serious irregularity or defect in procedure or serious failure of audit for which the staff of the Military Accounts Department is responsible a full report of the case shall be made by the CMA (PG) to MAG/CAA who shall take such further action as may be necessary.

215. Nil.

216. Nil.

217. Nil.

218. Nil.

219. Nil.

CHAPTER XXI

MILITARY PENSIONS (COMMUTATION) RULES—1960

SECTION—1—RULES

Commutation Rules 60

220. These rules may be called the Military Pensions (Commutation) Rules 60

221. **Definations.**

a. Military pension for the purpose of these rules excludes disability pension, family pension, compassionate allowance and children allowance but includes anticipatory pension. Commutation of permanent Disability pension is also permitted within the limits and under the conditions stated in the rules below.

b. Sanctioning Authority.—Sanctioning authority means.

In the case of Army.—The Adjutant General, AHQ.

In the caseof Navy.—Deputy Chief of Naval Staff, Naval Headquarters for officers and Drafting authority for ratings.

In the case of Air Force — Assistant Chief of Air Staff (Administration).

222. Pension eligible to commute a portion of military pension are listed in Categorise 'A' and 'B' in Annexure to these rules.

223. **Limit of Commutation.**

An individual included in Category 'A' shall be entitled, Subject to conditions here in after specified, to commute for a lump sum payment any portion, not exceeding one half of any military pension which has been or may be granted to him under military rules. Any such commutation will be subject to the conditions that :—

a. In the case of commissioned officers who have attained the age of 40 years if the annual pension is Taka 2,400/- or more the amount left uncommuted shall not be lesst than Taka 2,000/- a year.If however, the annual pension or pensions of an officer amount to less than Taka. 24,00/- a year an amount not exceeding Taka 400/- may be commuted, provided that not less than Taka 1,600/- a year remain uncommuted.

b. In case of individuals included in Category 'B' in Annexure to Rule 222 commutation of up to one half of pension sanctioned under new pension Code of 1951 is permissible subject to the condition that the uncommuted residue of pension shall not be less than Taka 2,400/- a year.

224. In calculation the amount of pension for the purpose of the conditions in Rule 223 the uncommuted portion of any other permanent pension or pensions payable to the applicant from Bangladesh or other Government Revenues may be added to it.

225. **Delegation of Authority.**

Sanctioning authority is personally and unreservedly responssible for any orders purporting to be issued under those rules. The said authorities, may however, authorise a responsible subordinate officer to sanction commutation on his behalf.

226. **Submission of Application—Arrangement for Medical Examination.**

Application for commutation shall be made in the prescribed form (BAFA-855) to the sanctioning authority concerned through CMA (PG) Dacca. In case of anticipatory pension the application will be accompained by a declaration in the prescribed form (reproduced as Annexure to this rule).

227. CMA(PG,) Dacca will furnish a certificate to the sanctioning authority stating the lump sum payable on commutation in the event of the applicant being reported by the prescribed medical authority bo be fit subject for commutation.

228. On receipt of application CMA(PG) certificate, sanctioning authority will instruct the individual to appear before a civil Medical Board within three months of the issue of these instructions; or if he has applied for commutation in advance of the date of his retirement within three months from that date but in no case earlier than the actual date of his retirement. This intimation shall constitute administrative sanction to commutation, but shall lapse if the medical examination does not take place within the period prescribed in the sanctioning order. The administrative sanction may be renewed for a further period of three months without obtaining a fresh application for commutation of pension.

The above procedure will be repeated in respect of commutation of final pension with the exception that the individual concerned will not be required to appear before a second medical board.

229. The applicant may withdraw his application for commutation of pension by written notice despatched at any time before the medical examination is due to take place but this option shall expire on his appearance before a medical authority. Provided that if the medical authority directs that his age for the purpose of commutation shall be assumed to be greater than his actual age, the applicant may withdraw his application by written notice despatched within two weeks from the date on which he receives intimation of the revised sum payable on commutation, or if this

sum is already stated in the sanctioning order. Within two weeks from the date on which he reaceives intimation of the finding of the medical authority. If the applicant does not withdraw in writing his application within the period of two weeks prescribed above, he shall be assumed to have accepted the sum offered.

230. Nil

231. Subject to the provisions of rules 229 regarding withdrawl of application, the commutation shall become absolute, that is, the title to receive the commuted portion shall cease and the title to receive the commuted value will accrue on the date on which the medical Board signs the medical Certificate (BAFM-1239).

232. **Payment of commuted value.**

Payment of the commuted value shall be made as expediously as possible but in the case of an impaired life no payment shall be made until either a written acceptance of the cmmutation has been received or the period within which the application may be withdrawn has expired. whatever the date of actual payment, the amount paid and the effect upon the pension shall be the same as if the commuted value were paid on the date on which commutation become absolute. If the commuted portion of pention has been drawn after the date on which commutation becomes absolute, the amount drawn shall be deducted from the payable in commutation.

233. **Cencelation of Commutation**

If the applicant makes any statement found to be false within his knowledge or wilfully suppresses any material fact in answer to any question, written or oral, put to him in connection with his medical examination, the sanctioning authority may cancel the commutation at any time before payment is actually made, and such a statement or suppression may be treated as "Grave misconduct".

234. **Calculation of Commuted Value.**

The lump sum payable on commutation shall be calculated in accordance with table or tables of present value prescribed *See* annexure to this rule For the purpose of this rule, the age in the case of impaired lives shall be assumed to be such age, not being less than the actual age, as the certifying medical authority may recommend. To the event of tables of present value being modified before the commutation becomes absolute. it shall be open to the applicant if the modified table is less favourable to him that previously in force, to withdraw his application by notice in writing within 14 days of the date on which he receives notice of modification.

235. **Date of birth for commutation purposes.**

a. Officers governed by pension rules introduced in Appril 1954. The date of birth as recorded in service documents will be accepted for the purposes of commutation of pension, where, however, sufficient proof exists that an incorrect date of birth has been recorded in the service documents. the officer concerned if it suits him may intimate action to get these records amended after which the amended date will be accepted for the purpose.

b. Personnel below commissioned rank. The age recorded in the enrolment form/Sheet Roll shall be taken as correct.

236. If the pensioner died on or after the day on which commutation becomes absolute but before receiving the commutation value, this value shall be paid to his heirs.

237. No refund of any travelling or other expenses incurred by individual in connection with commutation of pension shall be admissible.

SECTION II

REGULATIONS GOVERNING PROCEDURE FOR THE COMMUTATION OF PENSION

238. The following regulations governing the procedure for the commutation of pensions are for observance in all cases in which applications for commutation of pension are made by military officers and other personnel.

239. An individual desirous of commuting his pension shall make application of the prescribed form (BAFA-855) to the sanctioning authority of the services Headquarters concerned through the CMA (PG) Dacca.

a. The capital sum payable shall be assessed by the CMA (PG) Dacca and intimated to sanctioning authority who shall sanction the commutation and inform the individual of the capitalised sum which will be payable to him in the event of his being found to have an average expectation of life. At the same time the individual shall be informed of the date by which he should present himself for examination by the Medical Board which in no case, shall be earlier than the actual date of retirement.

b. The applicant shall appear before a Civil or Military Medical Board assembled under the orders of the Government of Bangladesh or an authority empowered in this behalf. The pension shall pay a fee of Taka 16/- (Taka sixteen only) of which Tk. 4/- shall be credited to Government as revenue of the civil department concerned under Head XXVII-A Health-H-Misc-Fee for Medical Examination and the balance *viz* Tk. 12/- shall be paid by the pensioner in cash to the board at the time of his medical examination, to be retained and divided by the members of the Board among themselves.

c. The authority competent to convene the Civil Medical Board shall, when sending an intimation to the pensioners direct him to deposit Government's share *i.e.* Tk. 4/- into civil treasury or the Sonali Bank of Bangladesh, as the case may be, and to hand over the receipt along with the balance of fee of Tk. 12/- in cash to the Board at the time of examination.

d. In cases where difficulty may arise in the assembly of a Civil Medical Board, the sanctioning authority may at his discretion convene military suitable Medical Board for officers. No fee shall be paid by the pensioner in respect of the first examination when he is examined by a Military Medical Board.

e. In order to ensure that payment is made at the rate shown for any specified age, if it essential that the application to commute should reach the sanctioning authority at least two months before the date on which the applicant will attain such age,

240. The Medical Board shall report in the form (BAFM-1349).

241. Any public claim outstanding against the applicant shall be liable to be recovered from the commuted value payable to him.

242. A pensioner, after he has once been refused commutation on medical grounds, or after he has once declined to accept commutation on the basis of an addition of years to his actual age, may apply for second medical examination, at own expense, if at least a year has elapsed since his first examination. Such a re-examination shall invariably be made by a Medical board. If in the opinion of the Medical Board some special examination is necessary which it is not in a position to carry out itself, it may require the applicant to undergo such examination at his own expense. No refund of such expenditure will be given by Government irrespective of the result of the examination.

Note 1. For additional instructions regurding application, audit report, sanction, medical examination and payment of commuted value, refer to BAO 23/80.

2. Progress of commutation is shown at annexure to this rule.

Annexure to Rule 23

Assessment proforma for Service Pension, Disability Pension, Special Family Pension/Ordinary Family Pension, Dependent Pension and Children Allowances Officers.

1. No.....Rank.....Name.....

.....Regt/Corps.....

2. a. Date of Commission.....

b. Date of Discharge/Dismissed/Death/Invalid.....

c. Earned qualifying service for pension/gratuity.....

3. Total qualifying service for pension/gratuity.....

Year .....Months.....days.....

4. Last Pay drawn. Taka.....

5. Pension/gratuity assessed as under :—

a. *Service Pension $= \frac{3}{5} \times \frac{\text{Last pay drawn} \times \text{Qualifying service}}{\text{Length of service prescribed for the rank}} =$

Plus

Additional Pension (SAP)=Total pension p. m. Taka———

b. *Disability Pension

(1) Service element=

$\frac{3}{5} \times \frac{\text{Last pay drawn} \times \text{Qualifying serveice}}{\text{Lenght of seivice prescribed for the rank}} =$

Taka..... .....

Plus

(2) Disability elements = Taka.....

(3) Total Disability Pension (above para (1)+(2)=Tk...

per month.....for life (temporary).....from.....

....to.

c. *Special family pension, Dependent pension and children Allowance.

(1) Special family pension/Family pension per month.,

Tk..... .....for life.

(2) Dependent Pension per month., Tk.....

(3) Children Allowance

Name of every children, age and amount of Taka.....

.....

(a).....(b)..... ....(c)... .....

Case No.....

Date..... OIC CORO MPRS (O)

Audit Report By CMA

Case No. .....Signature.... .....

date..... .....DCMA/DACMA (Pension)

***Delete inapplicable portion**

Annexure A to Rule 45

Assessment Proforma for Service Pension, Special Family Pension/Ordinary Family Pension, Dependent Pension and Children Allowance, Honorary Commissioned Officer/Junior Commissioned Officer/Other Rank NCs (E).

1. No.....Rank.....Name.....Regt/Corps..
2. a. Date of enrolment.....

   b. Date of Discharge/Dismissed/Death.....

   c. Qualifying service for pension..... ....

   d. Non qualifying service for pension..... .....

   e. Total qualifying service for pension.....
3. Last Pay drawn
4. Pension assessed as under :—

   a. *Service Pension =

$$\frac{\text{(Last pay drawn + 120)} \times \text{Length of Qualifying Service}}{50\ /\ 3/}$$

   = Earned pension per month Tk.....

   plus

   Special pension (if any) = Earned pension per month.

   b. ***Disability pension**

   (1) Service elements

$$= \frac{\text{(Last pay drawn + 120/-)} \times \text{length of qualifying service}}{50}$$

   = Total Tk.....

   (2) Disability elements = Tk.....

   (3) Total disability pension (above para) (1)+(2)

   Tk.....per month for life. (temporary)

   .....from.....to.

c. *Special Ordinary family, Dependent and children allowance.

(1) Special/Ordinary family pension = ...

(2) Dependent Pension = ...

(3) Children Allowance

Name of every children, age and amount of Tk....

.....

(a).....(b)..... .(c).....

Case No.....

Date.....

.....
(CO/OC/OIC Records)

Audit Report by CMA

Case No..... Signature

.....
Date..... DCMA/DACMA(Pension)

*Delete inapplicable portion.

NOTE :— For *Ex-gratia* claim. CMA will forward audit report to PP&A Dte (PPA-2), AHQ.

Annexure 'B' to Rule 45

Proforma for Ex-gratia Claim-JCOs/OR/NCs (E)

1. No.....Rank.....Name..... .... Corps/Regt.....
2. Date of enrolment :
3. Date of Discharge/Dismissal :
4. Period not counting for pension (Non-qualifying service if any).
5. Previous service counting towards : pension (if any).
6. Total service counted for : pension.
7. Last pay drawn :
8. Cause of discharge/dismissal : as per para 14 (a), (b) & (c) to Min of Def letter No 12954/PS dated 21 Oct 68.
9. *Ex-gratia* pension/Gratuity is assessed as under :—

$$\frac{(\text{Last Pay drawn} + 120{\cdot}00) \times \text{Qualifying service}}{50}$$

× ½ or 2/3=Tk.....(per month for life, in case of pensionable service only).

Station :.....

Case No.....dated..... .....
(Signature of
Senior Record Officer)

RECOMMENDATION BY THE CENTRE COMMANDANT

.....
(Signature of
Date :..... Centre Commandant)

Audit Report by CMA (PG) Dacca

Audit No..... .....
DCMA (Pension)

Recommendation by-the Chief of Army Staff

Recommended/Not recommended.

Dated..... .....
Chief of Army Staff

Sanctioned/Not sanctioned.

Dated :..... .....
President of the People's
Republic of Bangladesh.

ANNEXURE TO RULE 58

Subject : Completion of BAFY-1948/BAFM-1335/BAFA-45

It has been observed that Medical Board of different hospitals writes different wordings regarding attributability/ aggravation of the disabilities, while completing BAFY-1948/ BAFM-1335. Sometimes the paras/columns are answered wrongly. To keep the uniformity specimen wordings are given below and should be used in BAFY-1948/BAFM-1335 wherever and whichever is applicable :—

a. **Attributability to Service.**—The disability is the result of a disease which is directly due to risks which may be regarded as peculiar to the circumstances of duties in Military Service and as such attributable.

b. **Neither Attributable to nor Aggravated by Service.**— The disability is the result of a disease which is not regarded as peculiar to the circumstances of duties in Military Services and as such neither attributable to nor aggravated by service conditions.

c. **Aggravated by Service.**—The disability is the result of a disease which is regarded as aggravated due to peculiar circumstances of duties in Military Services.

Annexure to Rule 104b

Copy of Min of Def letter No 3/Pen-II/81/D-19/96 dated 7-4-81 addressed to MAG and information to AHQ, NHQ, Air HQ, CAFA, CMA Bogra, CNA and BMA Dacca.

Subject : **Admissibility of ordinary family pension to the family of the Military pensioner (after death).**

Sir,

I am directed to refer to rule-346 (II) (a) Pension Regulation 1940 (Part-II) and to say that a question as to whether after death of a Military pensioner his family will be entitled to family pension or not was under consideration of the Govt. for some time past. It is clarified inconsultation with the Ministry of Finance *vide* the extract dated 30-8-80 from their file No. MF/R-IV/2p-3/78, that the family of the Services pensioner (after death) will be entitled to, save as otherwise admissible, ordinary family pension.

Yours Obediently,
Sd/—
(Md Syed Ali Miah)
Section Officer.

RESTRICTED

Annexure to Rule 123

Data showing the documents normally required in connection with a family pension claim and those which can be dispensed with

Document normally required	Documents essential for finalization of the claims	Alternative documents.
1	2	3
. Original grants to eligible heirs where death occurs while in service (including grants to foster-parents, children, step children, and minor brothers and sisters).	a. BAFA-366 in duplicate b. BAFK-1155 c. BAFF-958 d. BAFM-1242 e. BAFA-393 I & II f. BAFA-3073 (if held) g. Post-mortem report and Histapathological report h. Specimen signature of the claimant in duplicate j. Two passport size photographs of the claimants duly attested k. Non-marriage Certificate of the widow/mother. l. AF1-1237 and AFA-2/AFB-117 m. Birth certificate of children or posthumous	a. BAFA-366 in duplicate b. BAFK-1155 c. BAFM-1231 d. Two passport size photographs of the claimant e. BAFM-3073 (if held) f. BAFF-958	a. BAFA-366 in duplicate b. Duplicate copy of sheet roll prepared from the long roll or other unit records. c. Collateral evidence with the OC's certificate that the deceased was on duty and the accident was not due to his negligence. d. Two passport size photos of the claimant.

1	2	3
2. Original grants to eligible heirs when death of a soldier occurs after discharged from service or at home while on leave (including grants to Foster-parents children, step children and minor brother and sisters).	a. BAFA-366 in duplicate b. BAFK-1155 c. BAFM-1231 d. BAFM-1242 e. BAFF-958 f. A death certificate signed by a qualified Medical practitioner who may have treated the deceased prior to his death or failing that; g. An extract from the village or Municipal death register failing both b & c h. The statement of the claimant and two reliable and disinterested witnesses as to :— (1) The nature and symptoms of the disease of which the individual died. (2) The duration of illness or (3) Any information as to the treatment received by the deceased after his discharge from service. j. First application from the claimant, if any k. Explanation from the OC, the unit or the claimant or both when the claim has been delayed i. Blirth certificate of the children for posthumous.	a. BAFA-366 in duplicate b. BAFK-1155 c. BAFF-958 d. BAFM-1231 e. BAFM-1242 NOTE :—Documents againstd h, j & k, can be dispensed with on the explanation of the O C regarding cause of delay.	a. Duplicate copy of sheet roll prepared from the long roll or other unit records. b. In not available BAFF-958, nomination in sheet roll will be accepted.
3. Continuance of family pension.	a. BAFK-1155 (sheet roll) b. BAFA-366 in duplicate c. Death certificate in respect of the original recipient. d. First application from the claimant.	a. BAFK-1155 (sheet roll) b. BAFA-366 in duplicate c. First application from the claimant. d. Death certificate in respect of the original recipient.	a. BAFK-1155 b. BAFA-366

Annexure to Rule 132

DIVISION OF SPECIAL FAMILY PENSION OFFICERS APPLICATION FORM

PART 1

(To be Completed by Records)

1. Particulars relating to the deceased individual

a. Personal No._____ b. Rank___ c. Name _____
(in block letters)

d. Last Regt/Corps.....

e. Date of Joining the Army.....

f. Date of Commissioned..... ....

g. Date and place of death.....

h. Was he single/married/widower/divorced or separated..... .....

(1) if married state the name and full address of widow.....

(2) if divorced state her name.....

j. Did he leave any legitimate children under 21 years of age.... ....

Name _____ Sex_____ Date of birth

(1)..... ....

(2).... ....

(3)..... .....

k. Nomination, if any :—

Name and Relationship of the nominnee/s	Address	Proportion

(1) For pension

(a)..... ....

(b)..... .....

(2) For death gratuity

(a)..... .....

Station.....

Date..... Signature of OIC Records

PART II

2. Particulars of the applicant.

a. Name..... .....
(in block letters)

b. Relationship to the deceased individual..... ....

c. As on the date of this application.....

d. Home address in full.....

e. Are you married, widowed, divorced or separated ? ....

f. If you have remarried, state date of remarriage.....

g. Date of your first marriage.....

h. If you are a widow, state date of husband's death.....

PART III

3. Statement of the total annual income and means of the applicant :—

a. From employment/trades/profession Tk.....

b. From agricultural land Tk.....

c. From immoveable property Tk.....

d. Contribution from sons Tk.....

e. From any other source Tk.....

Total of Income/Means.

CERTIFICATE

I.....hereby solemnly declare that the
(Name)

answers to the question and particulars as stated in Part II and Part III above are true and complete to the best of my knowledge and belief.

Date.....

(Signature of applicant)

PART IV.

(To be completed by the widow)

4. Particulars of the widow :

a. Name.....
(in block letters)

b. Home address in full.....

c. Date of marriage.....

d. Are you living in your late husband's house of with your own parents.....

e. Names of Legitimate children under 21 years of age and their allowance sanctioned :—

Name	Sex	Amount of children allowance per annum.
(1).....	.....	.....
(2).....	.....	.....
(3).....	.....	.....
(4).....	.....	.....
(5).....	.....	.....

f. Did he leave any other dependents ?
If so, state their names, addresses and relationship :—

(1).....

(2).. .....

(3).....

(4)..... ....

PART V.

(To be completed by widow)

5. Statement of the total annual income and means of the widow of deceased individuals :—

a. From employment/trades/Profession Tk.....

b. From agricultural land Tk.....

c. From immoveable property Tk.....

d. From final settlement of Accounts Tk.....

e. Contribution from sons Tk.... ....

f. From Group Insurance Tk ... .

g. From Death Gratuity Tk.....

h. From any other source Tk..... .. ..

Total income.

CERTIFICATE

I,.....hereby solemnly declare that the
(Name of widow)

answers to the questions and particulars as stated in Part IV and Part V above are true and complete to the best of my knowledge and belief.

Date..... (Signature of the widow)

Attested Remarks of the Secy. DAS Board

Station..... . (Signature of the Secy. DASB the district concerned)

Date .. ..

....

Deputy Commissioner's recommendation for division of special family pension showing ration of division recommended.

Station..... (Signature of the Deputy Commissioner)

Date.....

Annexure 'A' to Rule 141

Form of Submitting Appeal

I, (Full name of Appellant)..... .....of (address of appellant).....hereby give notice that I appeal to the Pension Appeal Committee for review against the decision of the Government of Bangladesh Notified to me by letter No..... ....date.....

2. Grounds for appeal are attached to this appeal.

Date..... ...

.....
(Signature of the appellant)

To : The Chairman
Pension Appeal Committee,
Ministry of Defence,
Old High Court Build'ng, Dacca.

Form of submitting Appeal on behalf of Appellant.

I, (Full name of person acting on behalf of appellant) ....of (address of person so action)..... action on behalf of (Full name of appellant)..... .....(address of appellant) ..... as (qualification for action)..... .....hereby give notice of Appeal to the Pension Appeal Committee for review against the decision of the Government of Bangladesh noticed to (Specify person to whom decision was notified) by letter No..... dated..... .....

2. Grounds for appeal are attached to this appeal.

Dated..... .....

.....
(Signature of authorised agent)
on behalf of appellant.

To : The Chairman,
Pension Appeal Committee,
Ministry of Defence, Old High Court Building, Dacca.

Annexure 'B' to Rule 141

Notice of Hearing

No.....

Govt. of Bangladesh
Ministry of Defence,
Pension Appeal Committee,
Dacca, the.....

To.....(Name and address of appellant)

.....
.....

Your appeal will be considered by the Pension Appeal Committee appointed by the Govt of Bangladesh at..... on.....the.....of .....

2. You are permitted to appear in person or through an authorised agent before the committee on the dates stated above. Please confirm that you and/or your agent are/is coming. You will be required to make your own arrangements for stay and all expenses on travel and stay etc. will be borne by you.

Secretary to the Pension Appeal Committee

Annexure to Rule 151c.

Item No.	Categories of personnel	Nature of claim	Form of application & supporting documents required	To whom application should be submitted for audit	Remarks
1	2	3	4	5	6
1	Bangladesh commissioned officers.	Retiring pensions and gratuities.	BAFA 865 along with, BAFA-861, 862, 863, 864, BAFM-1231 & BAFA-450.	Unit through CORO/ MPRS(O) to CMA (PG) Dacca.	On receipt the retirement order from MS, CORO/ MPRS(O) will initiate the pension claim *see* rule 23.
2	Ditto	Disability pension & gratuities under military rules.	AFA-45 or AFA-45A, BAFA-1335, 867, BAFM-1231 in cases other than those of injuries due to accidents, court of enquiry proceedings in cases of injuries due to accidents.	Unit through CORO/ MPRS(O) to CMA (PG) for audit *vide* Rule 58.	
3	Ditto	Special Family Pension & gratuities under military rules.	**Widows and Children** (1) BAFA-305 (2) Death certificate of husband or father BAFM-1231 in cases other than those due to injuries or C of I proceedings in cases of death due to accidents.	From the claimant CORO/MPRS(O) to CMA (PG) Dacca *vide* rule 99.	

(3) In the case of Christians—attested copy of marriage certificate in respect of the widow and certified extract from register of births or baptismal certificate, for each child.

(4) In the case of non-Chirstians the declaration on BAFA-305 should include about the marriage of the widow to the deceased officer and about the dates of birth of children.

Parents

(1) BAFA-305A

(2) Death certificate in respect of the deceased officer and BAFM-1231 or court of enquiry proceeding, as the case may be.

(3) In the case of Christians—Certificate of marriage in respect of mothers and certificate of birth of parents. In the case of non-Christians—the declaration on BAFA-305A should be suitable modified in manuscript to include that about the marriage of the mother and dates of birth of the parents.

1	2	3	4	5	6
			Brothers and Sisters (1) BAFA-305 (B) (2) Death certificate in respect of the deceased officer and BAFM-1231 or court of enquiry proceedings, as the case may be. (3) In the case of Christians—Certificate of birth of brothers and sisters. In the case of non-Chrisians—the declaration on BAFA-305 (B) should include that about date of birth.		
4	Commissioned officer	Ordinary family pension.	BAFA-305, BAFA-805, BAFZ-2041, Death certificate.	Unit through CORO/ MPRS(O) to CMA (PG) Dacca *vide* Rule 99.	
5	JCO/OR. Warrant officers, reservists ; enrolled non-combatants (including followers) eligible for pension or gratuity under military rules.	Service Pension and Gratuities.	BAFY-1948, Record copy of sheet roll and sanction of competent authority, where such is necessary under rule.	From OC unit through respective Record office to CMA (PG) *vide* Rule 45.	

6.	Ditto	Disability pension under military rules.	BAFY—1948. Record copy of sheet roll and in cases other than those of injuries due to accidents, BAFM—1231. In cases of injuries due to accidents AFB—117 or precedings of court of enquiry on AFA—2, as the case may be shall be submitted in place of BAFM—1231 (*vide* RAI Instruction 446). BAFM—1265 and record copy of sheet roll only in the case of renewals of temporary disability pensions and increases of permanent disability pensions. Service book or service roll shall accompany the application in place of the sheet roll, in the case of enrolled non-combatants and civilians for whom such service books or service rolls are maintained.	From OC unit through respective Record Office to CMA (PG) for the submission of audit to competent authority *vide* rule—78.	
7.	Ditto	Original grant of Special family pension to eligible heirs.	(1) BAFA—366(a) in duplicate. (2) (a) Record copy of sheet roll of the deceased soldier. (b) Service book or service roll in the case of enrolled non-combatants and civilians for whom no sheet rolls are maintained.	From the officer commanding the unit or the head of the department to the CMA (PG) through respective record *vide* rule—123. RAI Instruction 208A as amended.	

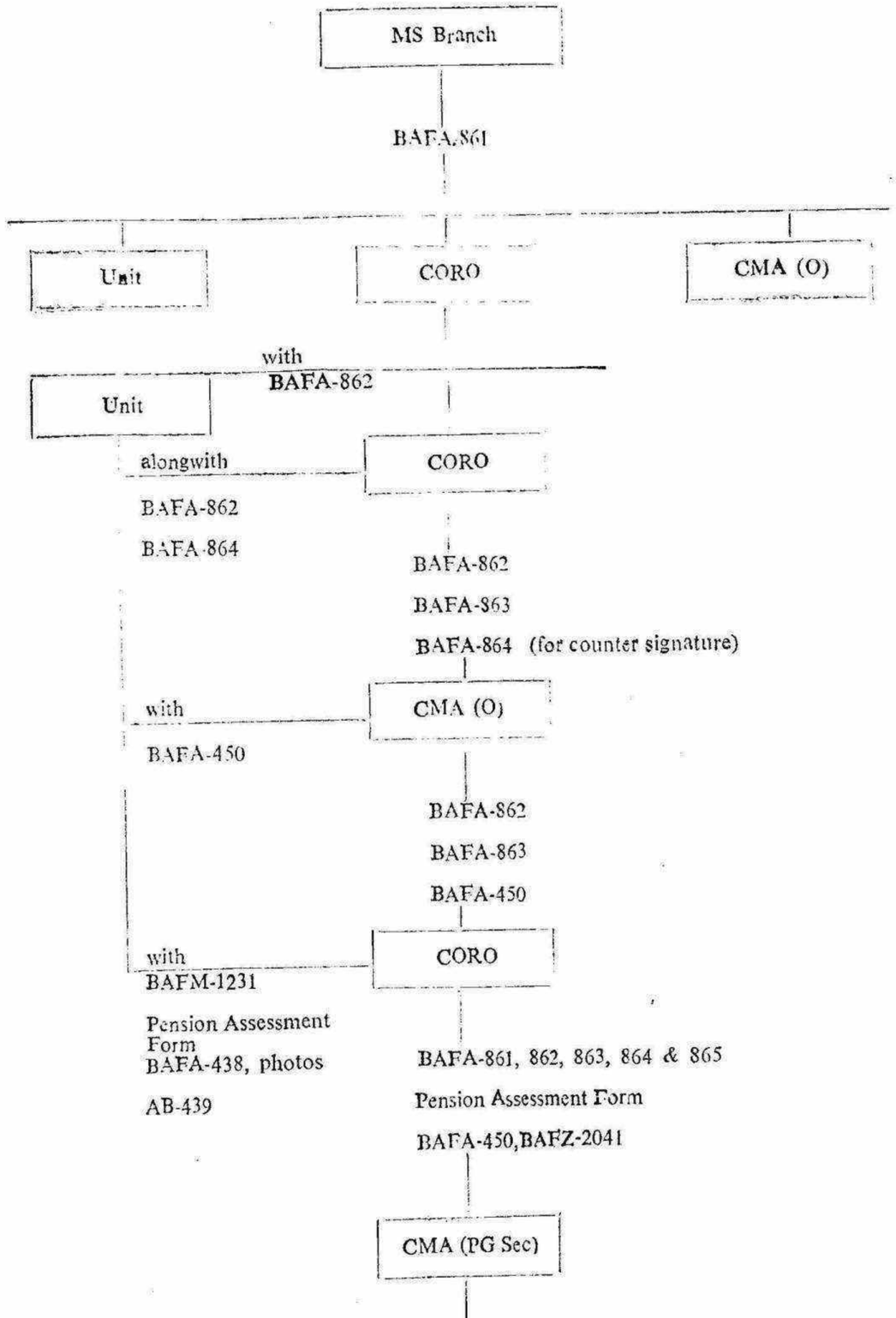
1	2	3	4	5	6
			(3) When death of a soldier occurs while in service. (a) Death certificate and certificate of attributability, *i. e.* BAFA—393, Part I and II. (b) Birth certificates of minor children if available. (c) BAFM—1231 if death is due to disease, or Court of Inquiry Proceedings on AFA—2 or AFB—117 (as the case may be, *vide* RAI Instruction 446) if death is due to any injury. (d) BAFM—1231 (Medical History Sheet). (e) AFI—1237, if prepared. (4) When death of a soldier occurs after his discharge from service :— (a) A death certificate signed by a qualified medical practitioner who may have treated the deceased prior to his death; or failing that. (b) An extract from the village or municipal death register; or failing that also.		

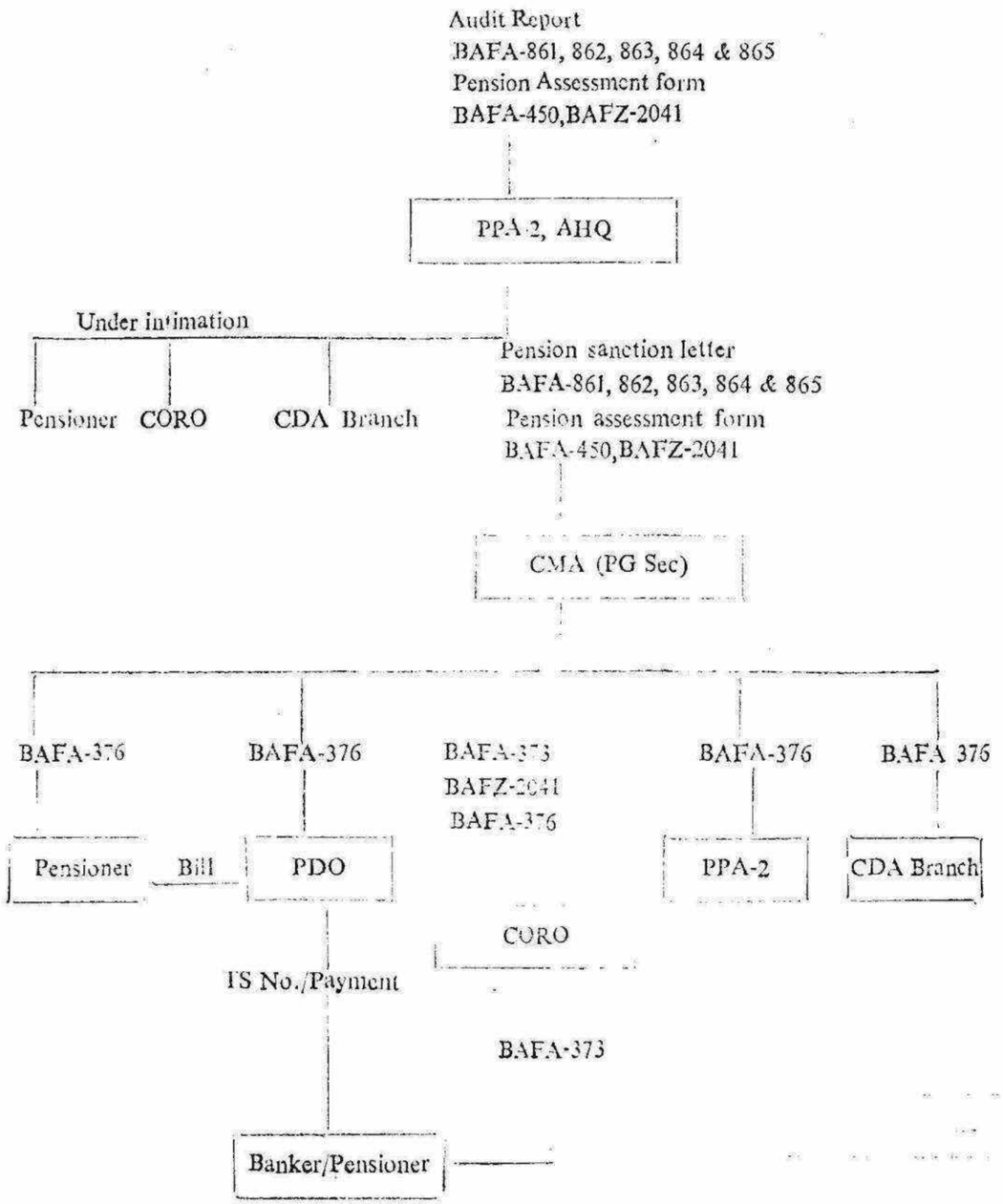
			(c) The statement of the claimant and two reliable and disinterested witnesses as to :— (i) the nature and symptoms of the desease of which the individuals died. (ii) the duration of illness ; and treatment received the deceased after his discharge from service. (5) First application (in original) from the claimant, if any. (6) Explanation of the officer commanding unit etc, or the claimant or both for the delay in cases of belated submission of the claim.		
8.	JCO, OR. Warrant officers, reservists, enrolled non-combatants (including followers) eligible for pension or gratuity under military rules.	Children Allowance.	(1) BAFA—366 (b) in duplicate. (2) Documents, mentioned at Nos. 2, 5, and 6 in column 4 against item 7. (3) Birth certificates of children.	Ditto	
9.	Ditto	Dependent pension to a foster parent or a step child or minor brother and sister.	(1) BAF—366 (d) in duplicate. (2) Document mentioned at Nos. 2 to 6 in column 4 against item 7.	Ditto	
10.	Ditto	Continuance of family pension.	(1) BAFA—366 (c) in duplicate.	Ditto	

1	2	3	4	5	6
			(2) Documents mentioned at Nos. 2, 5 and 6 in column 4 against item 7.		
11.	JCO/OR Warrant Officers, reservists, enrolled non-combatants (including followers) eligible for pension or gratuity under military rules.	Grant of continuance to widow of the special pension.	(1) BAFA—366 (c) in duplicate. (2) Documents mentioned at Nos. 2, 5 and 6 in column 4 against item 7. (3) Death certificate on BAFA—393 part I or an extract from the village or municipal death register, in respect of the deceased soldier, according to the death occurs in service or after discharge.		
12.	JCOs/OR/NCs(E)	Ordinary family/ dependent pension and children Allowance.	BAFA—366.	Record to CMA (PG) for audit as per Rule 123.	
13.	JCOs/OR/NCs(E)	Ex-Gratia Pension/ Gratuity	BAFY-1948, BAFK-1155, BAFA-450, BAFA-357	Record Office to CMA (PG) *vide* rule 45	
14.	JCOs/OR/NCs (E)	Compensatory grant.	Contingent Bill, death certificate Do Part II, sanctioning letter.	From unit through record office to CMA(PG) *vide* Rule 145.	
15.	Officers.	Division of special pension and death gratuity.	Annexure to Rule 132 and BAFA—833 BAFA—805.	CORO / MPRS(O) to CMA (PG) for audit as per Rule 132 and 133.	
16.	JCOs/OR.	Do	BAFA—366.	Respective record office to CMA(PG) Dacca *vide* Rule 139.	

Appendix 'A'
To Rule 151 C

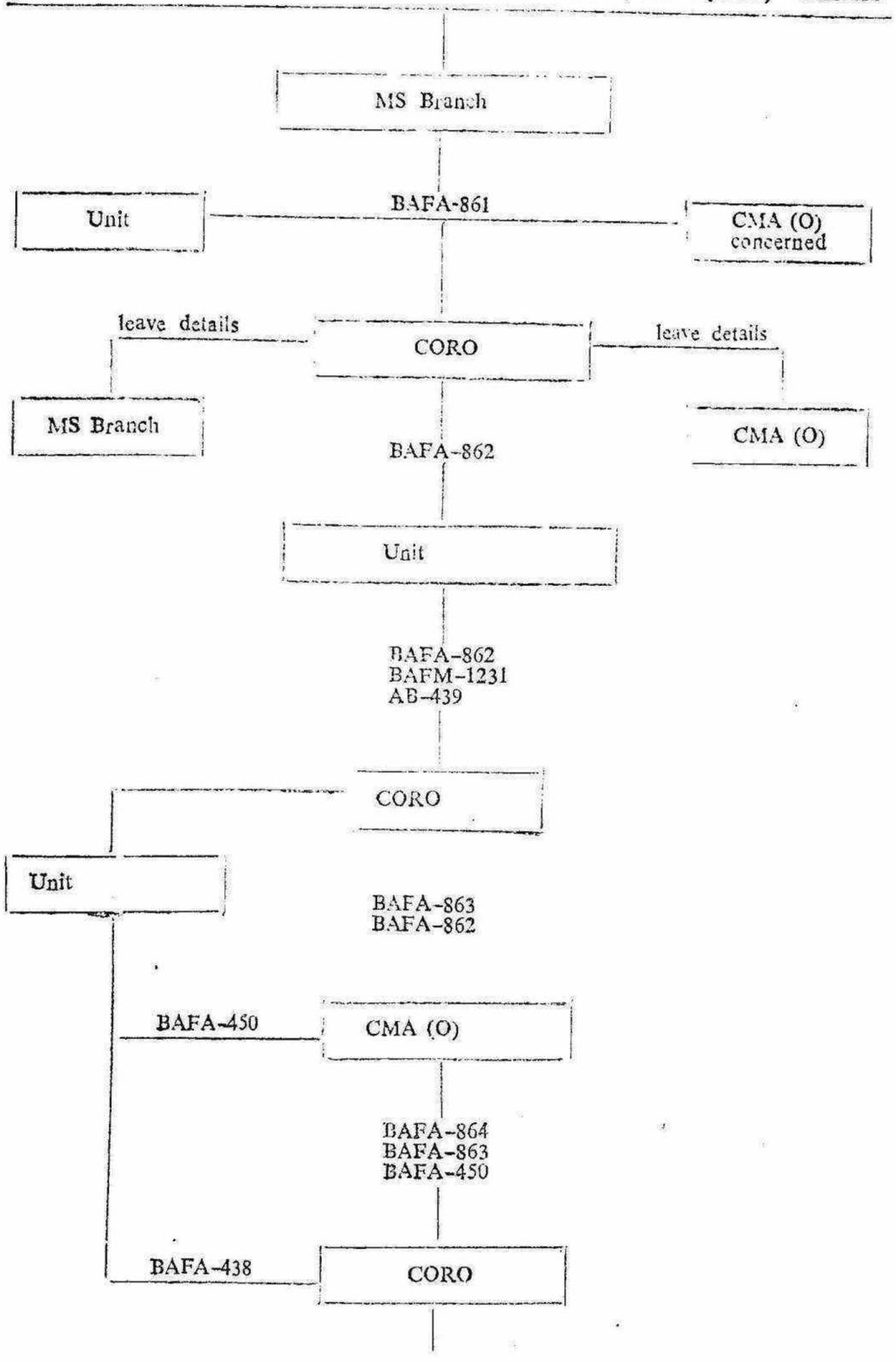
Diagram showing Service Pension Procedure (Peace System)—Officers

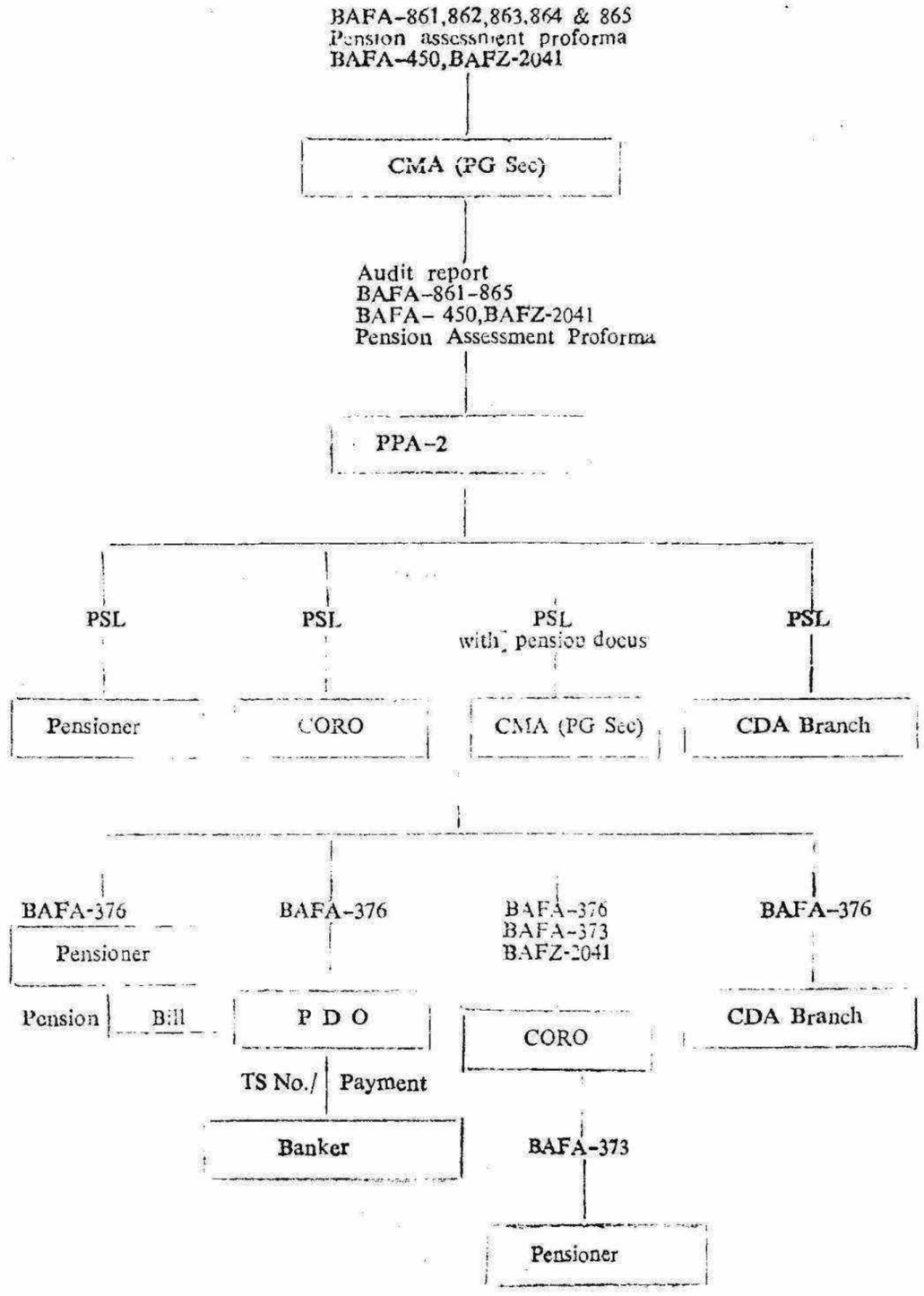




Appendix 'B'
To Rule 151 C

Diagram showing Service Pension Procedure (War System)—Officers

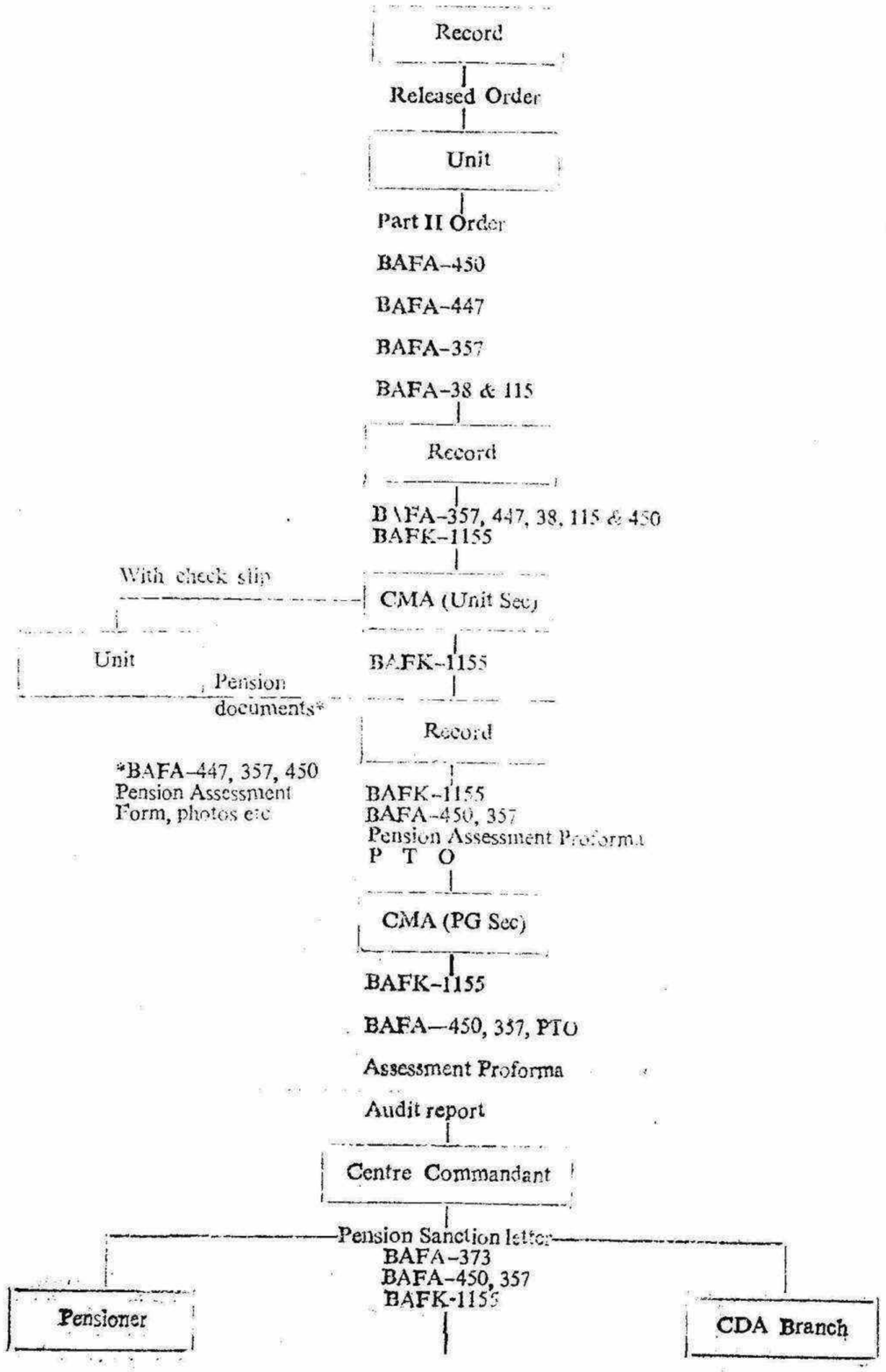


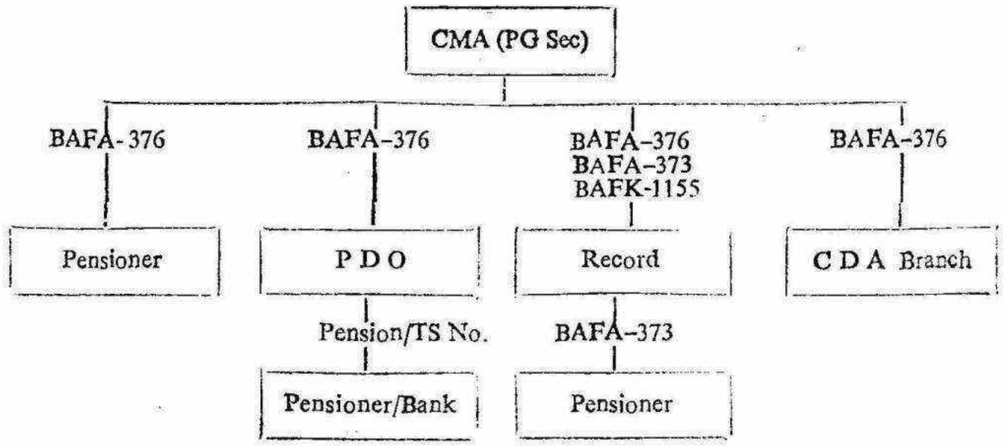


Appendix 'C'

To Rule 151C

Diagram showing Service Pension Procedure (Peace System — ICOs/OR/NCs(E)

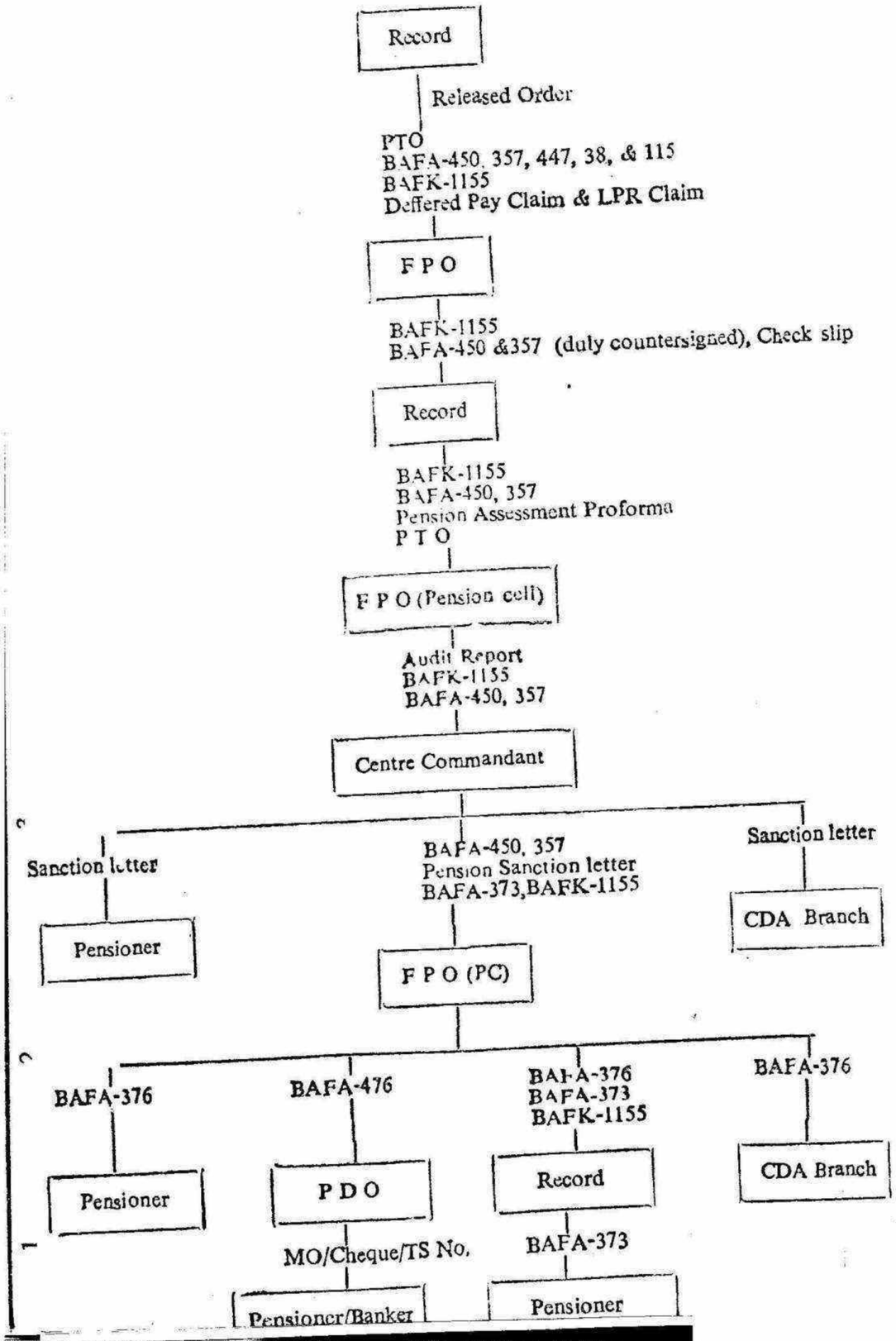




Appendix 'D'

To Rule 151 C

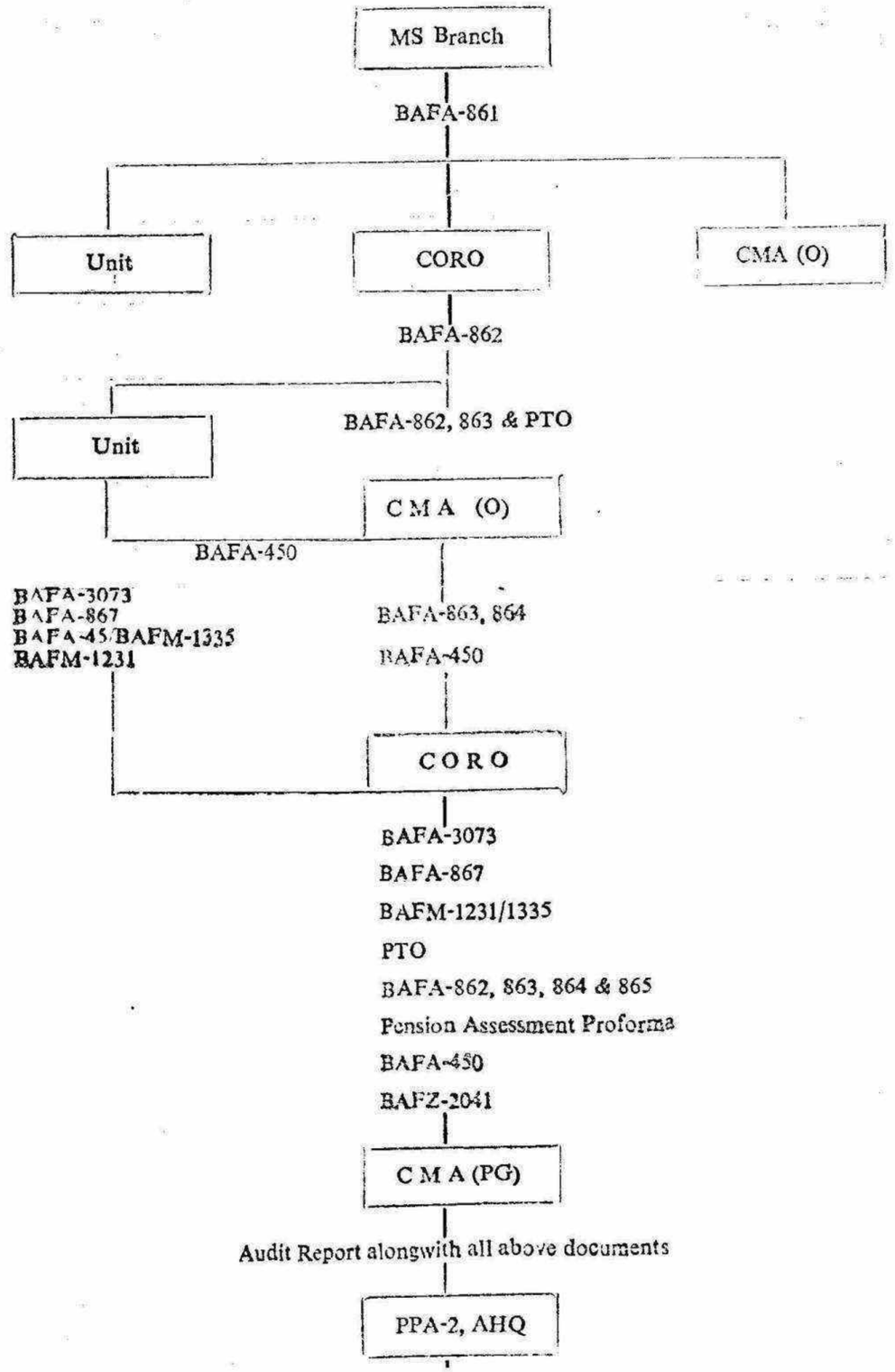
Diagram showing Service Pension Procedure (war System)—JCOs, OR, Ncs (E)

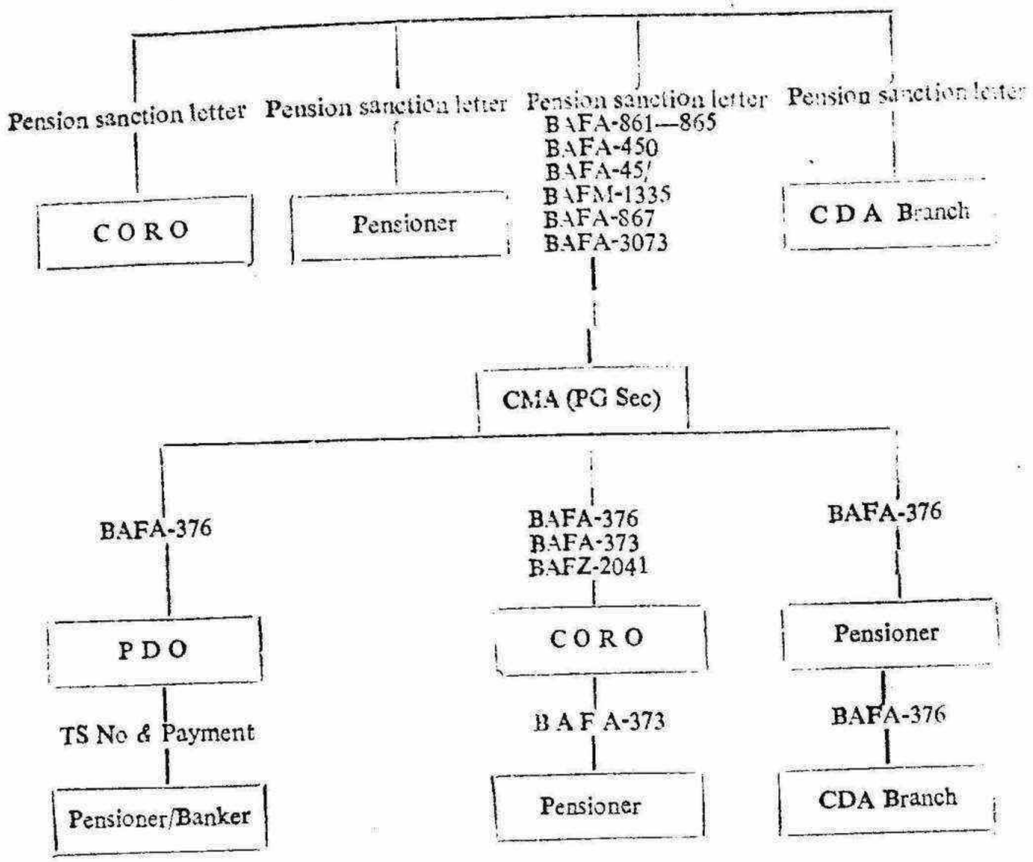


Appendix 'E'

To Rule 151C

Disability Pension—Officers

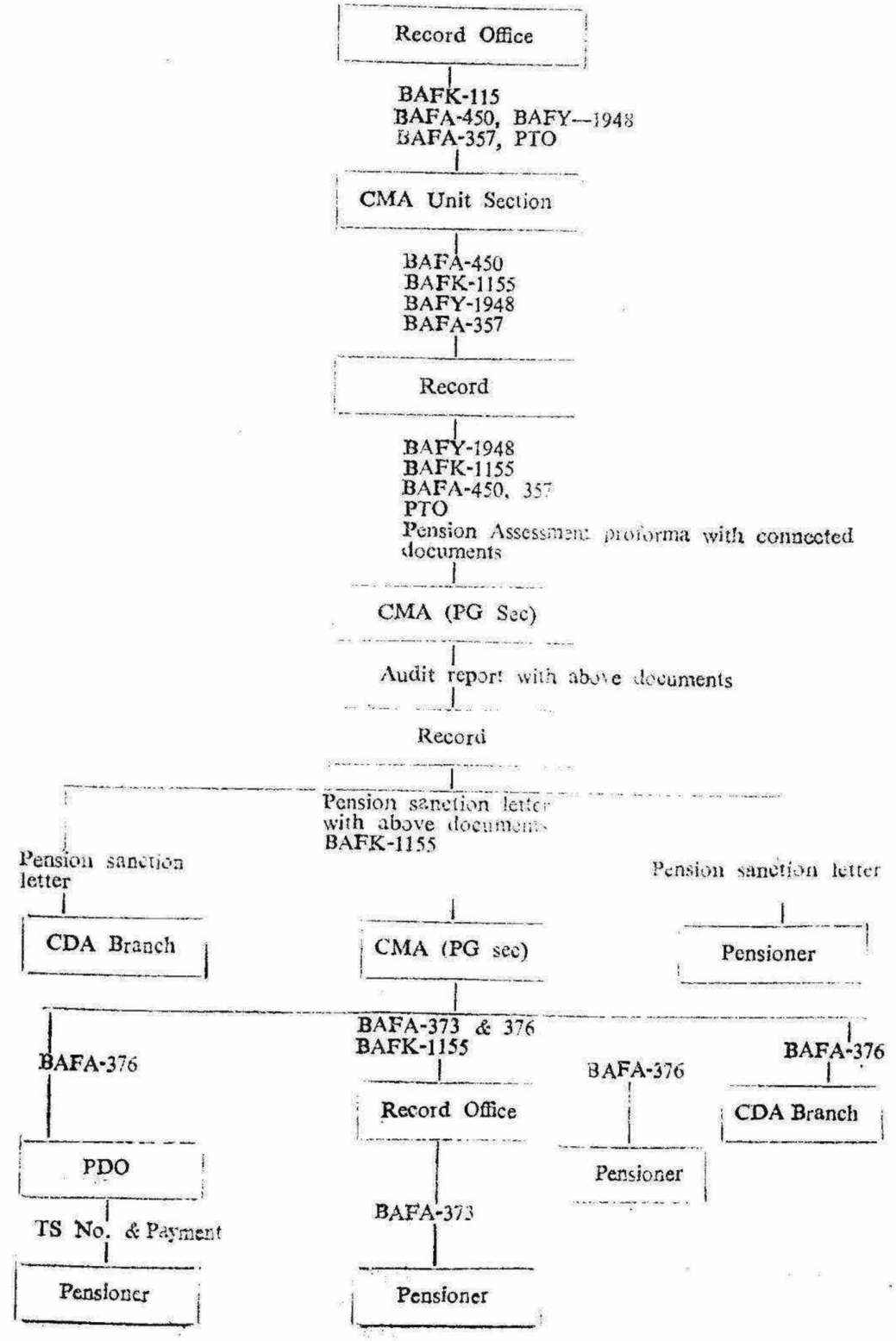




Appendix 'F'

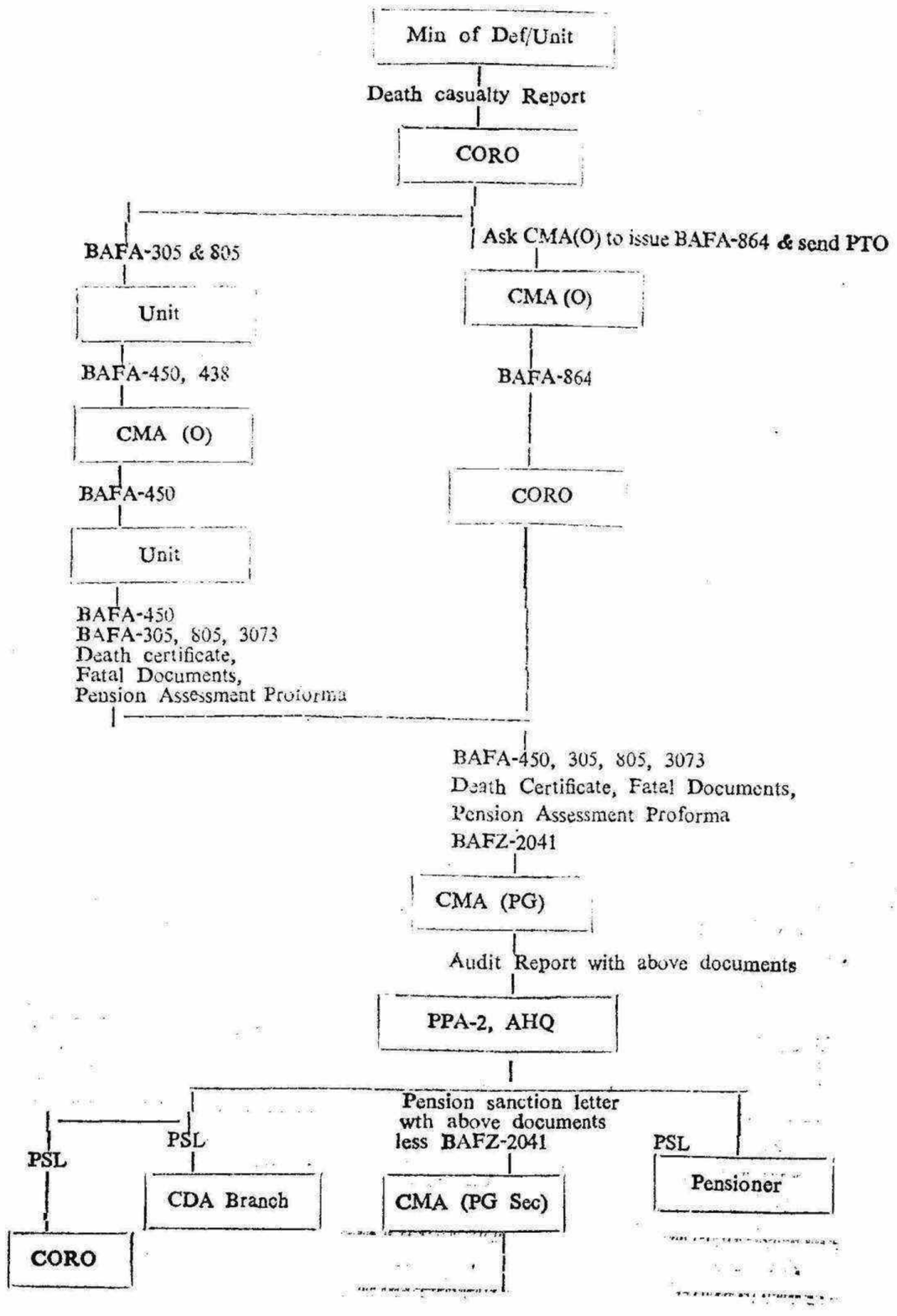
To Rule 151C

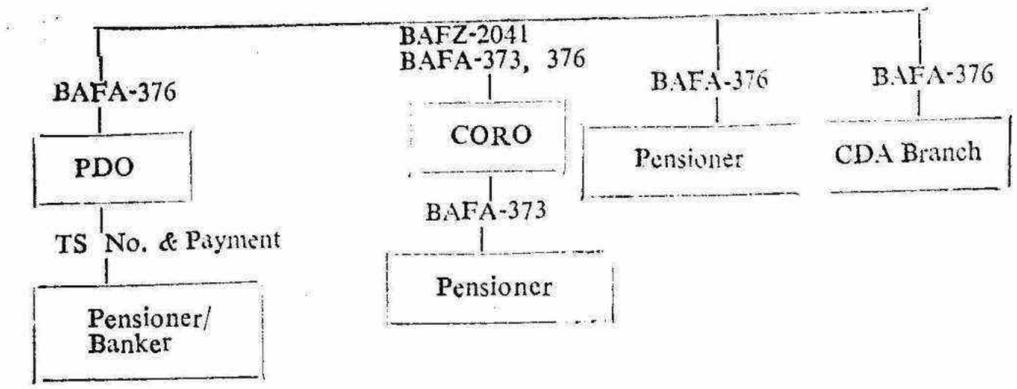
Disability Pension : JCOs/OR/NCs(E)



Appendix 'G'
To Rule 151C

Family Pension : Officers

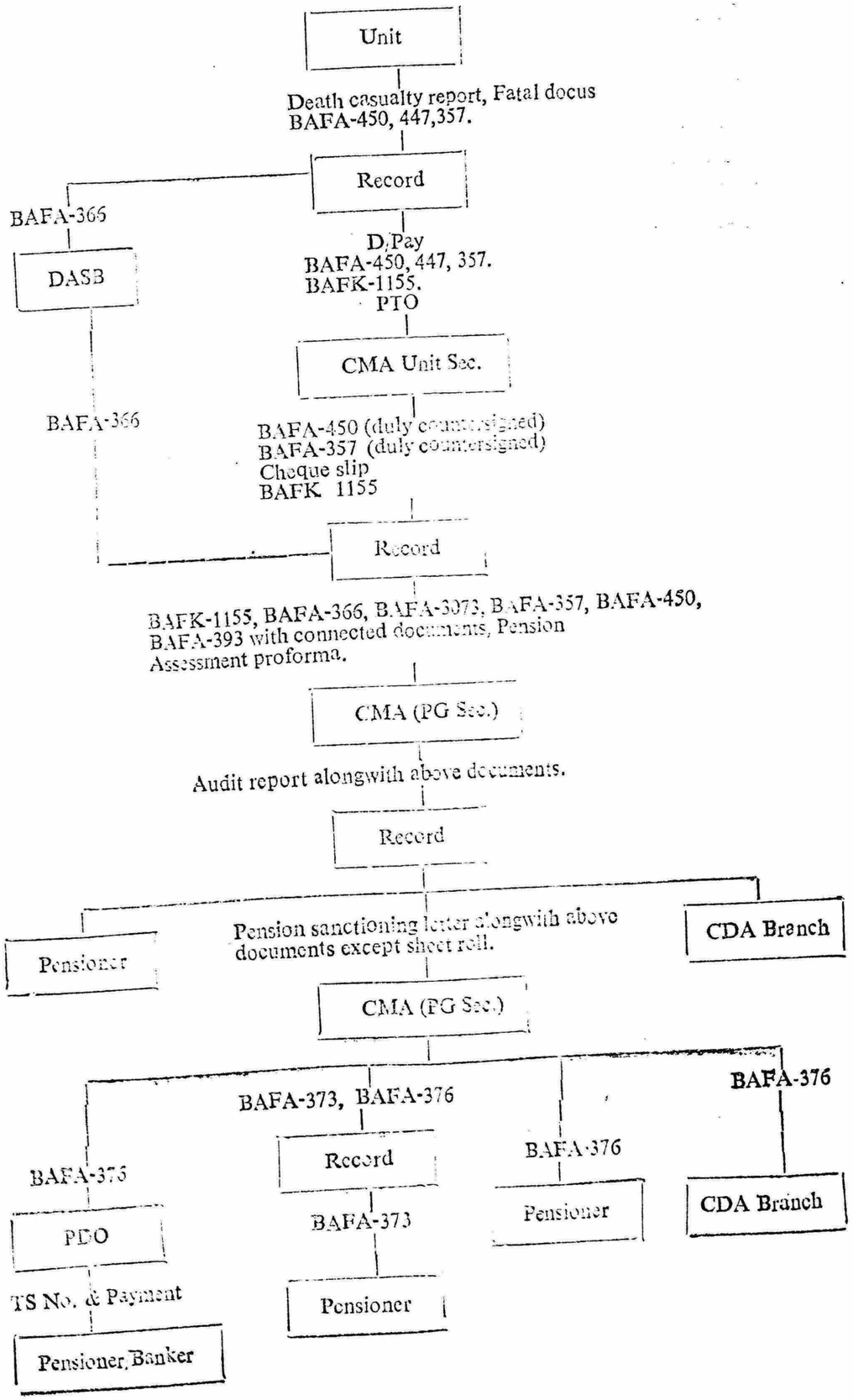




Note:—PSL means Pension Sanctioning letter.

Appendix 'H'
To Rule 151C

FAMILY PENSION JCOs/OR/NCs(E)



Annexure to Rule 153

Pending Enquiry Awards of Disability and Family Pension Procedure for obtaining cash from the CMA (PG Section).

1. Cash for paying Pending Enquiry Awards including MO commission will be obtained in advance from the CMA (PG Section) Dacca by telegram on the first each month. The requirement should be based on the Pending Enquiry Awards already in issue, the probable sanctions roughly anticipated during the month with reference to the claims submitted to the DCMA (PG Section) and the value of the case, if any, available from the last month's account. The telegrams will mention the name of the treasury at which the DCMA (PG Section) should issue the cheque and the particular account to which the amount should be credited. Separate telegrams should be sent for disability and family pensions.

2. At the end of each month the unit or Record Office will submit to the CMA (PG Section), separate cash account for disability and family pension as indicated in the form appended as Appendix 'B' Item 3 of this cash account will be supported by a detailed list as indicated in the form appended as Appendix 'C' Items 5 and 6 of the cash account will be supported by lists of money orders (Appendix 'A') issued showing separately the amount of the award and the money order commission thereon and number and date of the communication of the CMA (PG Section). sanctioning the Pending Enquiry Award against each item. This monthly account should be despatched so as to reach the office of the CMA (PG Section) by the 10th of the month following that to which it pertains *e.g.* the account of payments made up to and for 31st October, 1980 should reach the CMA (PG Section) on or before 10th November, 1980.

3. A duplicate copy of the list Appendix 'A' will be forwarded to the CMA (PG Section), when money order receipts of the payees are received back. The receipt will be pasted against the appropriate items of the list. Undisbursed amounts of money orders received back from the Post Offices will be credited through the cash account *vide* item 3 thereof and a note to this effect stating the particular month's account through which credit was afforded should be made against the items for which payees receipts are not submitted.

4. **Safeguards against overpayments of Pending Enquiry Awards.**

A careful watch should be kept to ensure that a money order is not sent out twice in the same month the party concerned. To achieve this object, copies of Appendix 'A' should be filed safely month after month in guard files.

5. **Remittance of pending enquiry awards of family and Disability Pension.**

Payees acknowledgements of money orders received back through the postal authorities, in respect of the remittances of Pending Enquiry Awards of Family and Disability Pensions when made will be recorded by the units, Centres etc in their offices and produced for local audit by local audit officers concerned during their periodical visits.

RESTRICTED

Appendix 'A' to Annexure to Rule 153

Remittance of Pending Enquiry Awards of Disability/Family Pension for the month of.....
....

Serial No	Name of Pension or in case of family pension name of the deceased.	Name of heir (in case of family pension only).	Amount of award.	MO Commission	Number and date of the DCMA (PG)'s communication sanctioning the award.

Total..... .....

Note : (1) In case in which the remittance of the award includes also some arrears, the period concerned should be mentioned in the remarks column.

(2) Reasons for variations between the current and proceeding month's statement *i.e.* items of awards included in the preceding month but discontinued in the current month and fresh award remitted during the current month should be mentioned in the remarks column.

(3) Separate statements should be prepared for disability and family pension.

APPENDIX 'B' TO ANNEXURE TO RULE 153

Cash account of Pending Enquiry Awards (Disability/ Family Pension for the month of..... .....

1. Balance from last month.
2. Amount obtained from the CMA (PG Section) by telegram on..... ....
3. Amount received back from post offices of undisbursed money orders (list attached)..... .....
4. Total credits.....
5. Amount of money orders sent out during the month (money order list attached)..... . ...
6. Amount of money order commission..... ....
7. Total debits..... .....
8. Balance carried forward to next month..... .. ..

RESTRICTED

Appendix 'C' To Annexure A To Rule 153

List of undisbursed money orders of disability/family pensions received during the month of..... .....

Serial No.	Regtl No. Rank & Name of the Individual	No. & Date of the sanction from the DCMA (PG)	Period for which the amount received back undisbursed	Amount	Reasons for the return of the amount

Annexure ' ' to Rule 171.

সীমিত

সেনাবাহিনীর অফিসার জে সি ও/ও আরদের অবসর-ভাতা/আনুতোষিক মঞ্জুরীর ফরম

সি এম এ, ঢাকা নিরীক্ষা প্রতিবেদন নং.....তাং দ্রষ্টব্য।

১। নং.....র‍্যাংক.....
নাম.....কোর/রেজিমেণ্টকে তারিখ হইতে .....আজীবন/অস্থায়ীভাবে/এককালীন টাকা.....হারে কর্ম অবসর-ভাতা/আনুতোষিক মঞ্জুরী প্রদান করা হইল।

২। উপরোল্লিখিত অফিসারের নিকট সরকারী/রেজিমেণ্টাল সর্বমোট পাওনা টাকা.....তাহার অবসর-ভাতা থেকে প্রচলিত বিধি মোতাবেক সমান কিস্তিতে কর্তনীয় হইবে।

অফিস সিল

স্থান :—
মঞ্জুরী পত্র নং—
তারিখ :—

অবসর-ভাতা মঞ্জুরী কর্তৃপক্ষের স্বাক্ষর
(নাম, র‍্যাংক ও পদবী)

প্রতি : সি এম এ, ঢাকা
প্রতিলিপি : কোরো/এম পি আর এস (ও)
এম এ জি, ঢাকা
অবসর-ভাতা ভোগী।

সীমিত

Annexure 'B' to Rule 171.

সেনাবাহিনীর অফিসার, জে সি ও এবং আদার র‍্যাংকদের পারিবারিক/নির্ভরশীল ও শিশু ভাতা মঞ্জুরী করন

সি এম এ, ঢাকা নিরীক্ষা প্রতিবেদন নং·····তারিখ·····দ্রষ্টব্য। নং·····র‍্যাংক·····নাম·····কোর/রেজিমেণ্ট·····(শহীদ/মৃত) এর নিম্নবর্ণিত উত্তরাধিকারকে সর্ত সাপেক্ষে বিশেষ/সাধারণ পারিবারিক নির্ভরশীল ও শিশু-ভাতা মঞ্জুর করা হইল :—

১। নাম·····স্ত্রী/মাতা/পিতা/ভাই বোনকে মাসিক/এককালীন টাকা·····হারে তারিখ·····হইতে আজীবন (পুনঃ বিবাহ না হওয়া পর্যন্ত)।

২। শিশু-ভাতা
ছেলে/মেয়ে

ক।

খ।

গ।

ঘ।

ঙ।

চ।

অফিস সিল

স্থান :—ঢাকা সেনানিবাস

মঞ্জুরী পত্র নং·····/ / / ৮১

অবসর-ভাতা মঞ্জুরী কর্তৃপক্ষের স্বাক্ষর
(নাম, র‍্যাংক ও পদবী)

তারিখ·····

প্রতি : সি এম এ, ঢাকা—পারিবারিক ভাতা প্রদান করুন।

অনুলিপি : কোরো/এম পি আর এস (ও)
এম এ জি, ঢাকা
পারিবারিক ভাতাভোগী
} জ্ঞাতার্থে

সীমিত

Annexure 'C' to Rule 171

সীমিত

সামরিক অফিসার জেসিও এবং আদার র‍্যাংকের অসামর্থ্য ভাতা মঞ্জুরী ফরম।

সি. এম. এ. ঢাকা নিরীক্ষা প্রতিবেদন নং·····তারিখ·····দ্রষ্টব্য।

১। (ক) নং·····
(খ) র‍্যাংক·····
(গ) নাম·····

২। (ক) অসামর্থতা/মৃত্যুর ফরম·····
(খ) অসামর্থতার শ্রেণী·····

৩। অসামর্থতা/মৃত্যু বিষয়ে সিদ্ধান্ত নেওয়া হইয়াছে :—
(ক) বহিরঙ্গন/শান্তি এলাকায় সামরিক কার্যে আরোপণীয়।
(খ) সামরিক কার্যে আরোপণীয় নয়।
(গ) বহিরঙ্গন/শান্তি এলাকায় সামরিক কার্যে ক্ষতিগ্রস্ত।
(ঘ) সামরিক কার্যে ক্ষতিগ্রস্ত হয় নাই।

৪। নিরীক্ষিত অসামর্থ্য ভাতা যাহা পরিশোধের জন্য মঞ্জুরী প্রদান করা হইল :—
(ক) আজীবন·····
(খ) তারিখ·····হইতে·····পর্যন্ত।

অফিস সিল

অবসর-ভাতা মঞ্জুরী কর্তৃপক্ষের স্বাক্ষর
(নাম, র‍্যাংক ও পদবী)

স্থান:—
মঞ্জুরীপত্র নং :
তারিখ :

প্রতি : সি. এম. এ. ঢাকা।

অনুলিপি : কোরো/এম পি আর এস (ও)
এম এ জি, ঢাকা
অবসর-ভাতাভোগী

সীমিত

Annexure 'D' to Rule-171

COMMUTATION SANCTION LETTER

প্রতি : সি এম এ,
পিজি শাখা, ঢাকা

অনুলিপি :
(সংশ্লিষ্ট রেকর্ড অফিস)

বিষয় : অবসর-ভাতা মঞ্জুরীপত্র

সি এম এ, ঢাকা, পত্র নং.....দ্রষ্টব্য।

প্রাক্তন নং.....এর অবসর-

ভাতা অংশবিশেষ বিক্রয় বাবদ বিক্রীত মূল্য মোট টাকা.....

(মাত্র) পরিশোধের মঞ্জুরী প্রদান করা হইল।

পরিচালক
বেতন, ভাতা এবং হিসাব পরিদপ্তর
( )

Annexture 'A' to Kule 207

PREAMBLE. TO PRI 1940

EDWARA, R & I.

Whereas by Section 136 of the Army Act it is enacted that the pay of an officer or soldier of His Majesty's Regular Forces shall be paid without any deduction other than the deductions authorised by that or any other Act, or by any Royal Warrant for the time being, or by a law passed by the Governor-General of India in Council ;

And whereas it is commanded in the Warrant of Our late Royal Mother, dated 26th October, 1900, that the pay, non-effective pay, and all other emoluments granted by that Her Warrant to an officer, soldier, or other person, shall be held liable to stopped, on the order of Our Secretary of State to meet any public claim there may be against him, any regimental debt that may be due from him, or any regimental claim which Our Secretary of State may direct him to pay ;

And whereas we deem it expedient that like provisions shall be extended to Our India Empire, wherein the provisions of the above Warrant, as regards full pay and allowances and other pecuriary benefits, are not in force ;

We do hereby command that the pay, non-effective pay, and all other emoluments payable under the Army Regulations, India, to an officer, soldier, or other person, shall be held liable to be stopped upon the general or special order of the Governor-General of India in Council to meet any public claim there may be against him, any regimental debt that may be due from him, or any regimental claim which the Governor-General of India in Council may direct him to pay ;

Provided that every case in which any emolument payable to an officer, soldier, or other person has been so stopped shall, if such officer, soldier, or other person so requires, be reported to the Secretary of State for India in Council who may pass such order thereon as he thinks fit.

Definition.

"Public claim" shall be held to mean any public debt or disallowance including any over-issue made through an error as to the facts ; or a deficiency or irregular expenditure of public money or stores of which after due investigation, no explanation satisfactory to the Governor-General of India in Council is given by the person who is responsible for the same.

Given at Our Court at St. James, this 22nd day of February, 1902, in the second year of Our Reign.

By His Majesty's Command,
GEORGE HAMILTION.

2. In exercise of the powers conferred on him by the above Royal Warrant, the Governor-General in Council is hereby pleased to direct that the pay, non-effective pay and all other emoluments payable under the Army Regulations, India, to any officer, soldier, or other person, shall be stopped to meet any public claim there may be against him, any regimental debt that may be due from him, or any regimental claim which the Governor-General in Council may direct him to pay.

Note.—In addition to the stoppages enforceable under the above Royal Warrant the Governor-General in Council can also order penal stoppages, under the provisions of Section 137 (4) of the Army Act, from the pay of officers serving in India.

J. B. BRUNYATE
Secretary to the Government of India,
Finance Department.

3. In partial modification of the above orders, the Governor-General in Council is pleased to direct that a public claim or regimental debt shall not be recovered from the wound, injury or disability pension of an officer or soldier except under the special orders of the Government of India.

G. M. YOUNG
Secretary to the Government of India,
Army Department.

Annexure 'B, to Rule 222

PERSON ELIGIBLE FOR COMMUTATION OF MILITARY PENSION UNDER MILITARY PENSIONS (COMMUTATION) RULES.

1. **Category 'A'**
   a. All Bangladesh Regular Commissioned Officers (including Branch Officer) of the Bangladesh Army, Navy and Air Force.
   b. All Bangladesh Non-regular Commissioned Officer of the Bangladesh Army, Navy and Air Force.
2. **Category 'B'**
   a. JCOs of the Army and equivalent ranks of the Navy granted honorary commissions.
   b. JCOs of the Army and equivalent ranks of the Navy and the Air Force.
   c. Warrant Officers, NCOs and ORs of the Army, Navy and Air Force.

Annexure to Rule 226

Declaration for Anticipatory Commutation

I, No.————Rank————Name————
hereby declared as per rule that where as the AG, AHQ has consented provisionally to advance to me the sum of Taka————
on account of my Commutted value, in anticipation of the completion of the enquiries necessary to enable the Govt, to fix the amount of my pension. I hereby acknowledge that, in accepting this advance, I fully understand that my pension is subject to revision on the completion of the necessary formal enquiries, and I promise to have no objection to such revision on the ground that the pension now to be paid to me exceeds the pension to which I may eventually found entitled. I further promise to repay amount advance to me in excess of the pension to which I may be eventually found entitled.

Station :————

.....
Signature of the Individual

Dated :————

COUNTERSIGNED BY OIC RECORDS

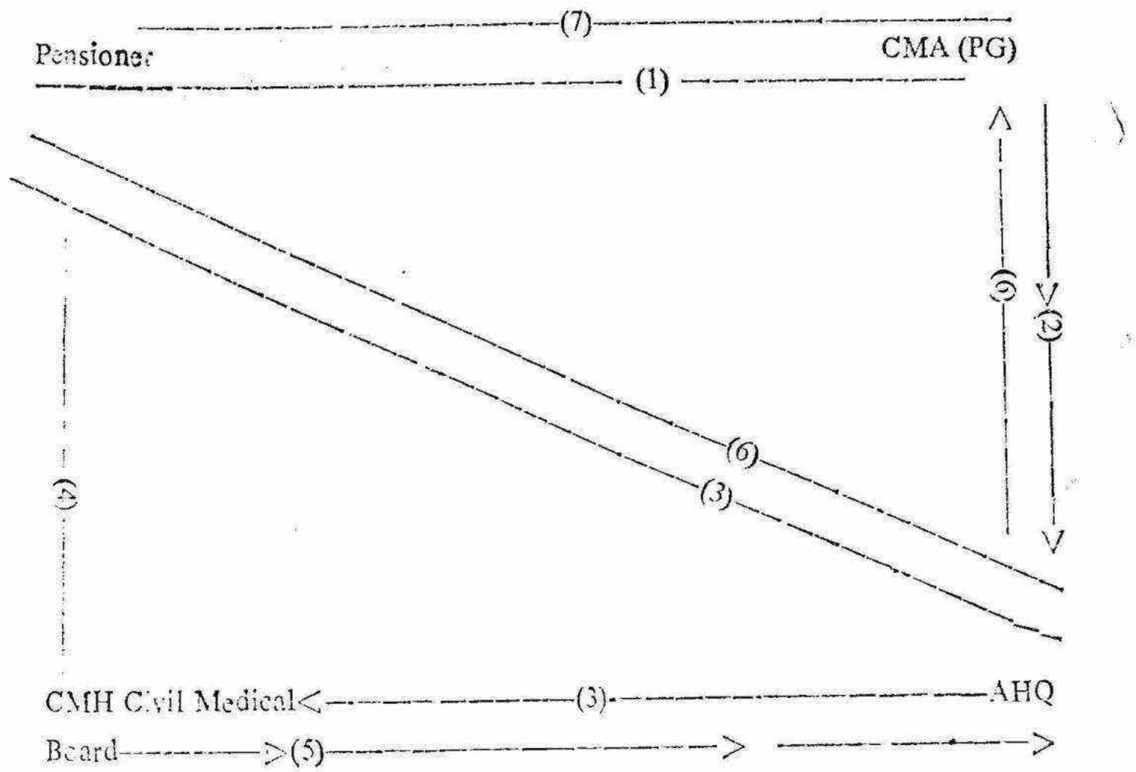
Annexure to Rule 234

COMMUTATION TABLE

Age Next Birthday	Number of years purchase	Age next Birthday	Number of years purchase
20	24·265	50	15·859
21	24·061	51	15·481
22	23·853	52	15·096
23	23·640	53	14·707
24	23·424	54	14·313
25	23·203	55	13·915
26	22·978	56	13·513
27	22·747	57	13·109
28	22·513	58	12·702
29	22·273	59	12·294
30	22·028	60	11·886
31	21·777	61	11·497
32	21·522	62	11·104
33	21·260	63	10·713
34	20·993	64	10·327
35	20·720	65	9·946
36	20·442	66	9·570
37	20·157	67	9·200
38	19·867	68	8·836
39	19·570	69	8·478
40	19·267	70	8·127
41	18·956	71	7·783
42	18·641	72	7·448
43	18·318	73	7·121
44	17·988	74	6·802
45	17·650	75	6·494
46	17·307	76	6·194
47	16·956	77	5·906
48	16·596	78	5·627
49	16·231	79	5·360

Annexure to Rule 242, Note 2

Commutation of Pension Officer/JCOs/OR.



1. Submits application to CORO Records.
2. Issue audit report to PP & A Dte.
3. Asks to arrange Medical Board. Intimation to the Pensioner and Record Office for contingent Bill.
4. Arrange the date of Medical Examination.
5. Returns Medical Board report duly completed.
6. Sanction commutation and returns papers. Intimate to the Pensioner.
7. Authorise commutated value.

Office of the Military Accountant General,
Govt. Office Building, 4th Phase,
Segunbagicha, Dacca-2

No. AT/30-XII dated 4-2-81

To

Army Headquarters
AG's Branch,
PP&A Dte
Dacca Cantt

Sub : **Compendium of Military Pension-1981**

Ref : **Army HQs letter No. 3801/PP&A-2 dt 27-1-81.**

A draft for "Compendium of Military Pension—1981" received under AHQ memo referred to above is returned herewith alongwith annexure 'A' to the letter with the following remarks :—

On verification of draft Compendium of Military Pension—1981 with reference to orders *i.e.* PRI, AI, SPAO, PAO, JSI and Govt. Orders issued from time to time as mentioned in the draft (left side) discrepancies found therein are as under :—

(a) **Chapter II, para 9 (b)**

The word "central" may be omitted as the same does not exist in Bnagladesh.

(b) **Para 10, sub-para F, note 2**

The matter in connection with admissibility of command/staff/charge instructional pay during LPR is still under reference with Ministry of Defence for decision. as such this para cannot be incorporated in the compendium unless a decision in favour of the admissibility of the pay is arrived at.

(c) **Para II (c)**

The word "Under" appearing in the 4th line may be omitted and inserted with "in other".

(d) **Para 12 (b)**

The word "excluding" appearing in 11th line may be omitted and inserted with "exceeding".

(e) **Para 13, note 1 (b)**

The word "condition" appearing in the 1st line may be omitted and inserted with "condonation".

(f) **Para 20**

A rate of minimum SAP of Tk 400/- and maximum Pension to Tk 1,950/- shown against General is not found in rule 15 NPC-68 (Officers) and in rule 3 (I) SJI 5/79. As such this should be omitted.

(Discussed with MAG. Reference of Min. of Def. No. 5436/PS dated 14-6-71 shown. This para may be deleted but the maximum pension should be Tk. 1,900/- and not Tk. 1,950/-).

Sd/
DAMAG

(g) **Para 27 (b)**

G. O. bearing No. ED (R) IE-47/76-56 dt. 24-6-76 is not readily available as such this para could not be verified.

(h) **Para 27, sub-para E, Note 2.**

The word 1 month appearing in the 2nd line in note 2 may be omitted and inserted with "3 years" as appearing in note 2 under para 1 (d) of SAI 5/S/63.

(i) **Para 29 (b), Public claims.**

The words "a deficiency or an irregular expenditure of public money" may be added after the words "fact or" appearing in the 2nd line.

(j) **Para 32, Note 2**

The word "condition" appearing in the 1st line may be omitted and inserted with "Condonation".

(k) **Para 88 (c)**

Rate of children allce for age group 15 to 21 yrs. for "if not motherless" (rate per month) would be Tk. 62/50 and not Tk. 60/00 as shown.

2. References shown in pencil in the margin of the draft compendium should be printed in the same. These references can be quoted in support of any pension claim submitted to this office.

3. A preface should be added to the compendium stating therein that the compendium has been prepared to provide guidance for the preparation and sanction of pension claims in respect of Army personnel and its para should not be quoted as authority in support thereof instead references given in the margin may be quoted as such.

This issues with the approval of the MAG.

Sd -
(K A M ZIKRULLAH)
Asstt. Military Accountant General
of Bangladesh, Dacca.

TABLE OF CONCORDANCE

Compendium of Military Pension 1981	Comparative paras of pension regulations 1940	Other references			Remarks
		JSIs/AIs	Govt letter if any	MAG letter/PAOs/BAOs	
a	b	c	d	e	f
1. a.	Rule 1, PRI Part II	JSI 5/66, para 3 (a) JSI 5/79	12931/PS dated 21 Oct 68 para 2 a	PAO 586/55	—
b.	,,	,,	12954/PS dated 21 Oct 68 para 2 (2)	—	—
c.	,,	,,	—		—
d.	,,	,,			
2.	Rule 2		—		
3.	Rule 3			—	—
4.	Rule 4		—		
5.	Rule 5				
6.	Rule 6		—	—	—
7.	Rule 349			PAO 586/55	
8. Nil.			—		—
9	Rule 21	JSI 5/79	12931/PS dated 21 Oct 68 para 4		
10.	Rule 27		do para 5		—
11.			do para 6		
12.			do para 7		—
13.			do para 8		—
13. Note (1)			Min of Def No. Admin/17/D-1/77/33 of 14-1-78		
(2)			dated 14 Jan 78 and 20 H-2/79/D-1/521 of 22 Aug 80		New sub para do
14.			12931/PS dated 21 Oct 68 para 9		
15.			do para 10		—
16.			do para 11		
17.			do para 12		
18.			do para 13	PAO 209/69	
19.		JSI 5/79	do para 14		—
20.		JSI 5/79	do para 15		
21.		—	do para 16		
22.		JSI 5/79 para 3 (iii)	12931/PS dated 21 Oct 68		
23.		—	do para 17	SPAO 1/63 and 29/63 and BAO 71/80	Reconstructed

a	b	c	d	e	f
24.			do	para 19, PAO 623/69	
25.	Rule 15 PRI Part II				
26.	Rule 16 PRI Part II				
27 a.	Rule 17 PRI Part II			PAO 666/60	
27 b.					
27 c.		JSI 3/71			
27 d.		SAI 5/63			
28	Rule 28 FR Part I			CMA, Dacca letter No. O/P/O1-appx. dated 22 Aug 77.	New
29.	Rule 192	JSI 5/79	12954/PS of 21 Oct 68 para 4		
30.	Rule 211		do para 5	PAO 623/69	
			and Govt letter No JCS/JSA/ A/1501/1/126/D8A of 6 Jan 67		
31.			12954/PS of 21 Oct 68 para 6		
32.			do para 7		
32 Note 1 2			Min of Def No. Admin/17/D-1/ 77/33 of 14 Jan 78		
33.	Rule 213		12954/PS of 21 Oct 68 para 8		
34.			12954/PS of 21 Oct. 68 Para 9		
35.	JSI 5/79		do para 10		
36.			do para 11		
37.			do para 12		
38.			do para 13		
39.			do para 14		
40.			do para 15		
41.			do para 16		
42.			do para 17		
43.			do para 19		
44.			do para 20		
45.			SPAO 1/63		
46. Nil					
47. Nil					
48.	Rule 37 PRI Part II				
49	Rule 36				
50.	Rule 38				
51.	Rule 39				
52.	Rule 40				
53.	Rule 41				
54 a & b	Rule 70,352	JSI 5/66 & JSI 5/79	Min of Def No. Pen-122/77/D-19/924 dated 6 Dec 78	BAO 44/79 PAO 212/60, BAO 44/79	New

a	b	c	d	e	f
55.					
56		JSI 5/79 para 3 (Iv) & JSI 5/66			
56. Note		JSI 7/71, Corrigen- dum to JSI 2/71 and JSI 5/79			
57.		JSI 5/66 para 6			
58.				PAO 450/65 BAO 71/80	
59-62 Nil					
63.	Rule 349			PAO 586/55 para, 26)	
64.	Rule 352 (i)	JSI 5/66		PAO 586/55 para 4	
65.	Rule 357			PAO 586/55 para 5	
66.	Rule 358			PAO 586/55 para 6	
67.				BAO 44/79	
68.				PAO 586/55 para 7	
69.	Rule 365, 366 and 370	JSI 5/79		PAO 586/55 para 8	
70.	Rule 374	JSI 5/79 para 4 (ii)		PAO 586/55 para 9	
71.				PAO 586/55 para 10	
72.				PAO 586/55 para 11	
73.		JSI 9/71			
74.				PAO 586/55, Schedule	
75.	Rule 347				
76.	Rule 348				
77.	Rule 350				
78.	Rule 17 PRI Part III			PAO 558/51 and BAO 44/79	
81.		JSI 5/79			
82.		JSI 18/69			
	Rule 83				
84.	Rule 84				
85	Rule 85	JSI 5/79			
86.	Rule 86				
87.	Rule 87	JSI 5/66			
88.	Rule 88	JSI 5/79			
89.	Rule 89	JSI 5/79			
90.	Rule 90				
91.	Rule 91				
92.	Rule 92				
93.	Rule 93				
94.	Rule 94				
95.	Rule 95				
96.	Rule 81				
97.	Rule 80				

a	b	c	d	e	f
98.			Min of Def letter No. 12931/PS dated 21 Oct 68 para 18		
99.			do para 17	PAO 350/64	
100.				BAO 71/80	
101.	Rule 97, 98 PRI Part II		JCS/JSA/A/1501/1/121/PC-11/560/D of 8 Apr 71 and Govt of Pak No.223/WB/R/65 of 18 Sep. 65		
102					New
103.	Rule 352 (ii) and 398			PAO 586/55 para 2 (ii)	
104a.	Rule 352 (ii) and 346 (ii) (b)	JSI 5/79		PAO 586/55 para 2 (ii) (b)	
104b.	Rule 346 (ii) (a) and 396	JSI 5/79		PAO 586/55 para 13 and 18	
105.	Rule 399			—do—	
106.	Rule 357 and 401			PAO 586/55 para 14 (A)	
107.	Rule 404	JSI 5/79			
108.	Rule 396	JSI 5/79			
109.	Rule 352	JSI 5/66, 5/79		PAO 586//55	
111.		JSI 5/66 Para 8			
112.	Rule 83 and 426	JSI 5/79		AI 34/61	
113.				PAO 212/60, BAO 44/79	New
114.	Rule 348				
115.	Rule 350				
116.				PAO 586/55 para 15	
117.	Rule 402 and 409				
118.	Rule 403				
119.	Rule 408				
120.	Rule 426				
121.	Rule 427				
122.	Rule 428				
123.	Rule 17 PRI Part III			PAO 558/51, 350/64	
124. 125. 126.	NIL				
127.		JSI 72/65 and 8/71			
128.		JSI 72/65 and 8/71			
129		JSI 72/65 and 8/71			

a	b	c	d	e	f
130.	NIL			SPAO 17/70	
131.	-	JSI 3/69		SPAO 17/70	
132.					
133.		JSI 3/69			
134.	NIL			PAO 586/55	
135.		JSI 26/70		PAO 587/55	
136.		JSI 26/70		PAO 586/55	
137.		JSI 26/70			
138.		JSI 26/70	JCS/JSA/A/1501/121/PC-II/500/ D-15/71 dated 8. Apr 71 and 223/WB/R/65 dated 18 Sep. 65		Reconstructed
139.		JSI 3/69			
140.	NIL				
141.		JS/25/67			
142.	NIL				New
143.					
144.	NIL		Mindef No 21/81/D-19/267 of 16-9-81		
145.			Min of Def Ltr No. 3/44/D-1/ 75-721 Dated 2 Dec 75		
146.	NIL				
147.					
148.					
149.	NIL			IAO 21/45, PAO 680/60, SPAO 11/70	
150.	Rule 16 PRI Part III				
151.	Rule 18 PRI Part III			PAO 558/51 para 15	
151a.	do			PAO 558/51	
151b.	do			PAO 558/51 para 14	
151c.	do			PAO 44/79 para 7	
151d.					
151e.					
151f.					
152.				PAO 558/51 BAO 44/79	
153.					
154.	NIL				
155.				PAO 388/64	
156					
157.			MAG ltr No. AT/96 dated 2/10/79	SPAO 1/63 and SPAO 29/63 SPAO 26/65	
158.					
159.	NIL				

61.		SPAO 1/63 and 29/63 New SPAO 26/65
62.		
63.	NIL	BAO 44/79
64.	Rule 18 PRI Part III	SAPO 11/70
65.	Rule 19 PRI Part III	
66.	Rule 2 PRI Part III	
67.	NIL	
68a	Rule 25 PRI Part III	SPAO 11/70 and BAO 44/79 para 2 to Anx
68b.	Rule 25 PRI Part III	
68c.		Min of Def Itr No. F. 146/66/WE (R) dated 24 Sep 66 Appx 'A' Para 14.
69.	NIL	
70.	Rule 27 PRI Part III	MAG No. AT/96
71.	Rule 28 ,,	of 3-12-80
72.	Rule 33 ,,	
73.	Rule 36 ,,	
74.		JSI 44/61
75.		
76.		
77.	NIL	
78.		
79.		

180.	Rule 40 PRI Part III	
181.	Rule 41 ,,	
182.	Rule 43 PRI Part III	BAO 44/79
183.	Rule 44 ,,	BAO 44/79, para 8 Anx
184.		SPAO 11/70
185	Rule 51 PRI Part III	
186.	Rule 53 ,,	
187.	Rule 54 ,,	SPAO 35/62, SPAO 5/65
188.	Rule 55 ,,	SPAO 11/70, BAO 44/79 Para 8.
189.	NIL	
190.	Rule 56 PRI Part III	
191.	Rule 58 ,,	
192.	Rule 59 ,,	
193.	Rule 61 PRI Part III	
194.	Rule 62 ,,	
195.	Rule 63 ,,	
196.	Rule 64 ,,	

	b	c	d	e	f
197.	Rule 65 PRI Pt III				
198.	Rule 205,PRI Pt II				
199.	Rule 67,PRI Pt III				
200.	NIL				
201.	Rule 77 PRI Part III				
202.	Rule 79	,,			
203.	Rule 80	,,			
204.	Rule 81	,,			
205.	Rule 84	,,			
206.	Rule 84	,,		PAO 35/67	
207.	Rule 88	,,			
208.	Rule 89	,,			
209.	Rule 92	,,			
210.	Rule 93	,,			
211.	Rule	,,			
212.	Rule 94	,,			
213.	Rule 98	,,			
214.	Rule 99	,,			