

3rd Floor, Jeevan Deep Building
Parliament Street, New Delhi
Dated: 3rd November, 2022

[illegible]

Sir,

2. As far as IF-I section of this Department is concerned, the point wise reply is as under:

Point No.'2': Please note that as per the Right to Information Act, 2005, CPIO is required to provide information as available with her/him in form of O.M., Notification, rules, regulations, orders, letters and circular etc. Queries or classification, or interpretation of rules is outside the purview of Right to Information Act, 2005. The CPIO is not supposed to create information or to interpret information. A copy of noting of file No. 2/2/2021-IF-I from dated 16th March 2022 to 29th March 2022 is forwarded herewith.

Point No. '4': A printout of email dated 28.1.2022 received from IFCI in reply to DFS email dated 23.12.2021, is forwarded herewith.

'Shri Kartikeya Misra, Deputy Secretary(IF-I)/Appellate Authority, Ministry of Finance, Department of Financial Services, Jeevan Deep Building, Parliament Street, New Delhi- 110 001'.

Yours faithfully,

(Neha Chauhan)

Deputy Director (IF.I) & CPIO

Copy to: The CPIO, IFCI Ltd., IFCI Tower, 61, Nehru Place, New Delhi - 110019- with the request to provide the requisite information as sought vide point nos '3' of the application, directly to applicant under intimation to this Department. A copy of the aforesaid RTI application is accordingly forwarded herewith.



From : Mantosh Kumar Ojha <soif1-dfs@nic.in>

Thu, Dec 23, 2021 12:44 PM

Subject : Re: Pension related issues of IFCI Retirees Welfare Forum-reg.

3 attachments

Dear Sir,

Kindly refer to your reply dated 21.12.2021 on the subject matter. In this regard, IFCI Ltd. is requested to furnish a self contained note on all the issues raised in the attached representation dated 20.11.2021 of IFCI Retirees Welfare Forum **duly mentioning the background, rule position and decision taken by IFCI Ltd. on each matter falling under its administrative purview.** IFCI Ltd. may also refer to this Department's letter dated 10.11.2021 (copy attached) vide which IFCI Ltd. was requested to reconsider their request on the matter of DA linked pension scheme. IFCI Ltd. may also indicate the action taken by them in this regard.

regards,

RE: Pension related issues of IFCI Retirees Welfare Forum-reg.

From : alok varshney <alok.varshney@ifcilttd.com>

Fri, Jan 28, 2022 06:38 PM

Subject : RE: Pension related issues of IFCI Retirees Welfare Forum-reg.

1 attachment

Kind Attn: Shri Soumyajit Ghosh
Under Secretary, Department of Financial Services

Subject: Pension related issues of IFCI Retirees Welfare Forum - Reg

Dear Sir,

This is with reference to your e-mail dated 23rd December 2021 along with a representation from IFCI Retirees Welfare Forum (IRWF) dated 20th November 2021 on the above subject.

IFCI's response on the representation is placed below for your kind consideration:

Background:

- i. IFCI had no pension scheme till the year 1993 and the Retrial Benefits consisted of the Contributory Provident Fund and Gratuity.
- ii. The Pension scheme in IFCI was introduced vide Admn Circular No. 15/94 dated 20th October 1994 and IFCI framed its Pension Regulation, IFCI Pension Regulation 1993. The Pension Scheme was effective from 1st November 1993. These Regulations governed the payment of pension and all other matters relating to Pension of the Retirees of IFCI whether they were normally retiree or VRS Optees.

IRWF Representation:

IRWF in its representation has stated that family pension to the widows of the deceased employees/pensioners is granted with reference to defunct and non-existent pay scale period 1.11.1992 to 31.10.1997 whereas the deceased employee/pensioners had drawn pay/pension in the pay scales prevalent during 1.11.1997 to 31.10.2002 and from 1.11.2002 to 31.10.2007.

For payment of family pension, IRWF has also referred to "Memorandum of Instructions for implementation of pension scheme under IFCI Pension

Regulations, 1993" which provides explanatory notes to the various provisions of the Pension Regulations. The referred instruction in para (I) (2) of chapter VI is as under:

"It may be noted that pay for the purpose of Family Pension will refer to the Pay drawn by an employee immediately before retirement or on the date of his death while in service and will include various types of pay as defined in regulation 2 (9) of the IFCI Pension Regulations, 1993."

IRWF has insisted that the above memorandum of instruction shall be followed in the matter of payment of Family Pension.

Rule Position:

Since the introduction of Pension Scheme, IFCI has been paying Family Pension to the family of the deceased employees as per clause 32(4) and 32(5) of Chapter VI and Memorandum of Instructions for implementation of pension scheme under IFCI Pension Regulations, 1993" of IFCI Pension Regulations 1993. The 32(4) and 32(5) clauses are as under:

Clause 32(4) - "In the event of death after retirement the family pension at twice the ordinary rate of family pension or @ 50 per cent of the pay last drawn, whichever is less, shall be payable from the date following the date of death for a period of 7 years or till the deceased employee would have attained the age of 65 years, whichever is earlier, provided that the amount of enhanced family pension as above shall not exceed the normal pension admissible on retirement".

32(5) - The Ordinary rate of Family Pension will be as under:

For employees retired before 1st November 1993

Pay Range	Rate of Family Pension per mensem
Up to Rs. 1500	30% of pay, subject to a minimum of Rs. 375 per month
Rs. 1501 to Rs. 3000	20% of pay, subject to a minimum of Rs. 450 per month
Above Rs. 3000	15% of pay, subject to a minimum of Rs. 600 per month and maximum of Rs. 1250 per month

For employees retired on or after 1st November 1993

Pay Range	Rate of Family Pension per mensem
Up to Rs. 2870	30% of pay, subject to a minimum of Rs. 720 per month
Rs. 2871 to Rs. 5740	20% of pay, subject to a minimum of Rs. 860 per month
Above Rs. 5740	15% of pay, subject to a minimum of Rs. 1150 per month and maximum of Rs. 2400 per month

For the purpose of family pension and as per clause 32(5) as above, the deceased ex-employee's pay is fixed in 1992-97 pay scale if the employee retired in 1997-2002 pay scales or later.

Further, as per clause 32(5), the family pension is minimum Rs. 375 per month and maximum Rs. 1250 per month for employees retired before 1st November 1993. The family pension is minimum Rs. 720 per month and maximum Rs. 2400 per month for employees retired on or after 1st November 1993.

Present Status:

IFCI, after the implementation of the Pension Regulations 1993, has been paying the Family Pension as per the provision of Regulation 32(4) read with 32(5). The Regulation 32(5) provides the rate of Family Pension for employees retired before 1/11/1993 as well as those employees who retired after 1/11/1993.

IFCI has been paying the family pension as per regulation 32(5) since then. The matter has also been examined legally and found to be in order.

Parity with RBI in the matter of Pension:

The DFS letter no. 2/2/2015-IF-I dated 10.11.2020 is under examination and a status on the same will be communicated in due course of time.

Sd/-

(Alok Varshney)

DGM (Establishment & Pension Cell)

RTI REQUEST DETAILS (आरटीआई अनुरोध विवरण)

Registration Number (पंजीकरण संख्या) : DOFSR/R /E/22/01252 **Date of Receipt (प्राप्ति की तारीख) :** 19/10/2022

Type of Receipt (रसीद का प्रकार) : Online Receipt **Language of Request (अनुरोध की भाषा) :** English

Name (नाम) : **Gender (लिंग) :** Male

Address (पता) : 76 ABNA GHAR SOCIETY, CHANDI ENCL, DELHI, PIN-110054 **State (राज्य) :** Delhi **Country (देश) :** India

Phone Number (फोन नंबर) : **Mobile Number (मोबाईल नंबर) :** +91 9960338030

Email-ID (ईमेल-आईडी) : shantosh@rediffmail.com

Status (स्थिति)(Rural/Urban) : Urban **Education Status :** Graduate

Is Requester Below Poverty Line ? (क्या आवेदक गरीबी रेखा से नीचे का है?) : No **Citizenship Status (नागरिकता) :** Indian

Amount Paid (राशि का भुगतान) : 10) (original recipient) **Mode of Payment (भुगतान का प्रकार) :** Payment Gateway

Does it concern the life or Liberty of a Person? (क्या यह किसी व्यक्ति के जीवन अथवा स्वतंत्रता से संबंधित है?) : No(Normal) **Request Pertains to (अनुरोध निम्नलिखित संबंधित है) :** Soumyajit Ghosh, IF-I

Vide Order No. IFCI RTI 2022 220909015 dated 09.09.2022, FAA under RTI Act Ms Sapna Jain, DGM IFCI has provided me a copy of 3 page noting from 31.12.2021 to 05.01.2022 on which Email dated 23.12.2021 sent by DFS to IFCI has been examined in IFCI. For ready reference, copy of page 3 of ifci Noting dated 04.01.2022 is attached. You are requested to provide me the following information under RTI Act, 2005

Information Sought (जानकारी मांगी):

1. Provide a copy of Email dated 23.12.2021 sent by Shri Mantosh Kumar Ojha of DFS to IFCI, as is mentioned in the first para of the noting dated 04.01.2022.
2. Provide a copy of the self contained note on all the issues raised in the representation dated 20.11.2021 submitted by IFCI Retirees Welfare Forum, if received by DFS in pursuance to its advice to IFCI, and as mentioned in para 1 of the noting dated 04.01.2022.
3. Provide me a copy of the Note or department file noting or any other communication in which the request of IFCI Retirees Welfare Forum has been reconsidered by IFCI, as per advice of the Government contained in the above stated Email and as is mentioned in the first para of the noting dated 04.01.2022.
4. Provide a copy of reply received by DFS from IFCI in response to the above referred Email dated 23.12.2021.