ORDER

Sub: Grant of Ex-gratia under Regulation 29.A of RVUN Pension Regulations, 1988 to the family of Nigam’s employees not covered under these Regulations, in case of death while on duty.

Regulation- 29.A of the RVUN Pension Regulations, 1988 provides that in case an employee of Nigam dies while on duty, his family shall be paid ex-gratia grant of Rs.20 lakhs subject to certain conditions mentioned therein. However, these Regulations are not applicable to the following two categories of employees of Nigam:

1. employees appointed on or after 01.01.2004 in Nigam; and
2. employees who had not opted for retirement benefits under the Pension Regulations, 1988 in the past, when they were given opportunities to exercise their option in this regard.

The Board of Directors in its 256th meeting held on 18.12.2015 has, therefore, decided to extend provisions of the “Regulation 29.A” of RVUN Pension Regulations, 1988 regarding grant of Ex-gratia to the family of an employee of Nigam covered under any one of the above two categories, in case such employee dies while on duty.

The Board of Directors has further decided that the Scheme for payment of Special Compensation of Rs.10 Lakhs to dependents of the deceased employee in case of death due to Electrical or Mechanical accident while performing duty as per the order No.RVUN/P&A/Estt./F.( )/D.144 dated 28.6.2013, is hereby withdrawn.

This order shall be deemed to have come into force with effect from the 1st December, 2015.

By Order,

(Alok Sharma)
Jt. Director (Per. & Admn.)
Copy to the following for information and necessary action:-

1. Director (Projects/ Technical/ Finance), RVUN, Jaipur.
2. Chief/ Addl./ Dy. Chief Engineer ( ), RVUN,
3. CCOA/ CAO/ ( ), RVUN,
4. Company Secretary, RVUN, Jaipur.
5. Jt. Director Personnel (KTPS), RVUN, Kota.
6. Superintending Engineer ( ), RVUN,
7. DS/ DDP/ AS/ PO/ APO ( ), RVUN,
8. Sr. AO/ AO/ AAO ( ), RVUN,
9. Public Relations Officer, RVUN, Jaipur.
10. PA to CMD, RVUN, Jaipur.
11. AEn (Website Monitoring), RVUN, Jaipur for uploading this order.

(2)

Jt. Director (Per. & Admn.)
ORDER

Sub: Amendment in RVUN Pension Regulations, 1988 regarding grant of Ex-gratia to the family of an employee who dies while on duty.

Board of Directors in its 256th meeting held on 18.12.2015 has decided to make amendments in RVUN Pension Regulations, 1988 regarding grant of Ex-gratia to the family of an employee who dies while on duty.

Accordingly, in the aforesaid Regulations, at the end of existing Regulation 29, following provisions shall be inserted as a new “Regulation 29.A”; namely:-

29-A. Ex-gratia grant to the family of employee who dies while on duty in certain circumstances

(1) Subject to the provisions of these Regulations, except as otherwise provided, an ‘ex-gratia grant’ shall be admissible under sub-regulation (2) to the family of a Nigam’s employee who dies while on duty in one of the following circumstances:

(a) outside his normal headquarter;
(b) in an accident;
(c) due to injury intentionally inflicted or caused in consequence of the due performance of his official duties;
(d) due to injury intentionally inflicted or caused in consequence of his official position; and
(e) by violence attributable to causes related to his service.

(2) (a) The amount of ex-gratia grant, when the Nigam’s employee dies under the circumstance mentioned in clause (a) of sub regulation (1) shall be as follows:-

<table>
<thead>
<tr>
<th>S. No.</th>
<th>Sum of Running Pay Band plus Grade Pay</th>
<th>Amount of ex-gratia grant</th>
</tr>
</thead>
<tbody>
<tr>
<td>(i)</td>
<td>Upto Rs.10000/-</td>
<td>Rs.50,000/-</td>
</tr>
<tr>
<td>(ii)</td>
<td>Above Rs.10000/- but below Rs.20000/-</td>
<td>Rs.80,000/-</td>
</tr>
<tr>
<td>(iii)</td>
<td>Rs.20000/- and above</td>
<td>Rs.100,000/-</td>
</tr>
</tbody>
</table>
(b) The amount of ex-gratia grant, when an employee dies under any of the circumstances mentioned in clause (b) to (e) of sub-regulation (1) shall be Rs.20 lakhs.

Provided that families of deceased employees, who are also granted relief from sundry Government sources, such as, the Prime Minister’s Relief Fund, Chief Minister’s Relief Fund, etc. or paid compensation/dependent’s benefit under the Employees’ Compensation Act, 1923/ESI Act, 1948 or any other Act or Rules or Regulations, in such cases, it should be ensured that the aggregate of the relief/ex-gratia grant/compensation/dependent’s benefit paid from different sources does not exceed Rs.20 lakhs or the amount payable under the statutory provisions of the Employees’ Compensation Act, 1923/ESI Act, 1948 or any other Act, whichever is higher, in each individual case.

(3) The amount of ex-gratia grant under sub regulation (2) shall be granted with the prior approval of Managing Director to the member of the family who has been granted family pension under these regulations, after satisfying the following conditions:

(i) It is clearly established on record and certified in the sanction that the death of the employee has taken place while on duty and this fact is not subject to any dispute.

(ii) In the case of death in accident while on duty, the death has either taken place on the spot of the accident or during the course of treatment of injuries caused in such an accident prior to being declared fit by the authorized medical attendant for resumption of duty.

Note: Accident means sudden and unavoidable mishap or a mishap due to an act of devotion to duty.

(iii) In the case of death of an employee on duty by violence attributable to service, means death as a result of encounter with criminals or in the course of confrontation with mob or crowds of an unlawful assembly during agitation, riot or civil commotion or communal disturbances, etc.

(iv) The death of an employee in other than the circumstances mentioned in sub-regulation (1) shall not be treated as death on duty for this purpose.

(4) An application for ex-gratia grant under this regulation shall be made by the member of his/her family who is entitled for grant of family pension in Form 17 of RCS (Pension) Rules, 1996 within a period of one year from the date of death failing which the same shall not be entertained by the Head of the Department.

This amendment shall be deemed to have come into force with effect from the 1st December, 2015.

By Order,

[Signature]

(Alok Sharma)

Jt. Director (Per. & Admn.)

(2)
Copy to the following for information and necessary action:-

1. Director (Projects/ Technical/ Finance), RVUN, Jaipur.
2. Chief/ Addl./ Dy. Chief Engineer ( ), RVUN,
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4. Company Secretary, RVUN, Jaipur.
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8. Sr. AO/ AO/ AAO ( ), RVUN,
9. Public Relations Officer, RVUN, Jaipur.
10. PA to CMD, RVUN, Jaipur.
11. AEEn (Website Monitoring), RVUN, Jaipur for uploading this order.

Jt. Director (Per. & Admn.)

31/12/2015