

ANNEXURES

R.B.E. No. 45/2004

Subject: Implementation of Government's decision on the recommendations of the 5th Central Pay Commission - grant of fixed Medical Allowance @ Rs. 100 p.m. to the Railway pensioners/family pensioners. [No. PC-V/98/J/7/1/1, dated 1.3.2004.]

In compliance with the judgement dated 22.11.2002 of Hon'ble High Court of Kerela in No. 17380/2002 arising out of O.A. No. 430/2000 in CAT/ Ernakulam, sanction of the President is hereby accorded to the grant of fixed Medical Allowance at the rate of Rs. 100 per month to Railway pensioners/family pensioners residing beyond 2.5 .KMs from a Railway Hospital/health unit subject to furnishing of the undertaking as per the attached Proforma.

2. All the pension disbursing authorities are required to obtain the above undertaking from the concerned pensioner/family pensioner to the effect that he/she resides beyond 2.5 Kms from the nearest Railway hospital/health unit before payment of Medical Allowance is made. An entry to this effect should be made in both halves of their PPOs.
3. Other terms and conditions for grant of Medical Allowance as specified in Board's letter of even number dated 21.4.1999 (*Bahri's, 65/1999, p. 58*) will remain in force.
4. This issues with the concurrence of Finance Directorate of the Ministry of Railways.
5. These instructions are subject to the final outcome of the SLP (C) No. 21320/2003 pending in the Hon'ble Supreme Court.

UNDERTAKING

(to be submitted by pensioners/family pensioners to his/her Pension Disbursing Authority)

I _____ a retired employee/family pensioner whose spouse was an employee of (Office address) _____ declare that I am residing at (*residential address indicated in PPO*) _____ which is beyond 2.5 KMs from the nearest Railway hospital/health unit (Name of the Hospital/Health Unit _____).

Signature : _____
Name: _____
PPO No. : _____
Place: _____
Date : _____

R.B.E. No. 99/2007

Subject: Implementation of Government's decision on the recommendations of the Vth Central Pay Commission - grant of Fixed Medical Allowance at the rate of Rs. 100 per month to the Railway pensioners/family pensioners

[No. PC-V/98/1/7/1/1, dated 24.7.2007]

In supersession of para 5 of Board's letter of even number dated 1.).2004 (*Bahri's 45/2004, p. 40*), it has been decided that in compliance with the judgment dated 17.11.2006 of the Hon'ble Supreme Court dismissing the SLP No. 21230/2003 arising out of O.A, No. 430/2000, Fixed Medical Allowance at the rate of Rs. 100 per month to Railway pensioners/family pensioners residing beyond 2.5 Kms. from Railway hospital/health unit may be granted on absolute basis subject to furnishing of the requisite undertaking.

2. Other terms and conditions for grant of Medical Allowance as specified in the Board's letter of even number dated 1.3.2004 will remain in force.

3. This issues with the concurrence of the Finance Directorate of the Ministry of Railways.

R.B.E. No. 225/2004

Subject: Implementation of Government's decision on the recommendation of the 5th Central Pay Commission- Grant of fixed Medical Allowance @ Rs. 100 p.m. to the Railway pensioners/family pensioners.

[No. PC-V/981/7/1/1, dated 18.10.2004]

The undersigned is directed to refer to Railway Board's letter of even number, dated 1.3.2004 (*Bahri's RBE 45/2004*) on the subject of Medical Allowance and to state that proforma of undertaking circulated therewith be replaced with the revised proforma of undertaking enclosed herewith as Annexure 'I', to facilitate settling of claim of Medical Allowance. Henceforth, existing pensioners/family pensioners who opt to claim Medical Allowance will be required to submit their undertaking in duplicate (as per Annexure-I) to the Pension Disbursing Authority.

2. Consequent to issue of Board's letter of even number, dated 1.3.2004, on Medical Allowance, clarification have been sought by various quarters about certain issues in connection with implementation of orders contained therein. Doubts have been duly examined and point-wise clarifications are accordingly indicated in the Annexure 'II' to this letter for general guidance and appropriate action in the matter.

ANNEXURE-I

UNDERTAKING FORM

(to be submitted in DUPLICATE by pensioners/family pensioners to his/her Pension Disbursing Authority (PDA) one copy to be retained by PPA and other copy to be furnished to Pension Sanctioning Authority by PDA)

I _____, a retired employee/family pensioner/ family pensioner whose (specify relation of Family pensioner with deceased Railway employee) was an employee of (Office address) _____ declare that I am residing at (residential address indicated in PPO) _____, which is beyond 2.5 KMs from the nearest Railway hospital/health Unit _____ (Name of the Hospital/Health Unit as contained in Annexure III to Railway Board's letter No. PC-V/98/1/7/1/1, dated 21.4.1999 (*Bahris 65/1999, p. 58*))

2. Accordingly, I hereby opt to claim fixed medical allowance of Rs. 100 per month. Necessary endorsement may please be made in my PPO in this regard. Simultaneously, I undertake that I will not avail of OPD facilities at Railway

hospitals/health units from the date I claim Medical Allowance. I also understand that grant of Medical Allowance is subject to the terms and conditions specified in Board's letters No. PC-V/98/I/7/1/1, dated 21.4.1999 (*Bahri's 65/1999, p. 58*) and 1.3.2004 (*Bahri's RBE 45/2004*).

3. I also declare that I have not availed of any treatment as Out Door Patient for the period from (indicate here the date of retirement or the date of availing OPD facility on the last occasion or 1.12.1997, whichever is later) to _____ (indicate here the date on which this declaration is signed). I may accordingly be paid arrear of Medical Allowance @ Rs. 100 per month for the period mentioned above.

Signature _____

Name in full _____

PPO No _____

Issued by _____

SB A/c No _____

Post Office/Bank _____

Branch _____

Place _____

Date _____

ANNEXURE-II

Reference: Railway Board's letter No. PC-V/98/I/7/1/1, dated 1.3.2004 (RBE 45/2004).

S.No.	Points of Doubt	Clarification
1.	Where Medical Allowance would be granted to all those Railway pensioners/family pensioners who have become entitled to fixed Medical Allowance in terms of modified territorial criterion prescribed vide Board's letter No. PC-V/98/I/7/1/1, dated 1.3.2004 (RBE 45/2004) irrespective of whether or not they are members of RELHS.	Medical Allowance shall be granted to all those Railway pensioner/family pensioners who are residing beyond 2.5 KMs from the nearest Railway hospital/health unit subject to other terms and conditions (apart from the territorial criterion) specified in Board's letter No. PC-V/98/I/7/1/1, dated 21.4.1999 (Bahri's 65/1999, p. 58). In terms of the said letter grant of Medical Allowance is subject to the condition that the concerned pensioners/family pensioners are eligible for Medical facilities after retirement UI14er any of the existing health care schemes, ip. The Railways. Actual enrollment under such a scheme is not a pre requisite.
2.	Whether Railway pensioners/family pensioners who are availing OPD medical treatment and have become entitled to Medical Allowance in terms of modified territorial criterion prescribed vide Railway Board's letter No. PC-V/981JJ7/111, dated 1.3.2004 would be entitled to the Allowance?	Yes. However, pensioners/family pensioners will have to give an undertaking to the effect that from the day they claim Medical Allowance they will not avail of OPO facility at Railway hospitals/health units.
3.	3. Whether the Orders contained in Board's letter No. PC-V/981JJ7/1/1 dated 1.3 .2004 shall be effective from 1.12.1997	Yes.
4.	Whether the Allowance would be granted to pensioners/family pensioners on the basis of only the undertaking submitted by them?	Existing Railway pensioners/family pensioners who have become entitled to Medical Allowance in terms of the letter No. PC-V/98/I/71/1, dated 1.3.2004 shall, henceforth, be granted medical

		allowance on the basis of only the revised undertaking form enclosed herewith.
5.	Whether declaration in Annexure-IV of the Board's letter dated 21.4.1999 is required to be submitted alongwith the undertaking annexured to the Board's letter dated 1.3.2004 by the Railway pensioners/family pensioners ?	
6.	Whether the Allowance would be granted to Railway pensioners/family pensioners from the date of submission of the above undertaking or date of issue of letter i.e. 1.12.1997 or actual date of retirement?	Allowance shall be granted from the date it becomes due as per the undertaking given by the pensioner/family pensioner.