

রেজিস্টার্ড নং ডি এ-১

বাংলাদেশ



গেজেট

অতিরিক্ত সংখ্যা  
কর্তৃপক্ষ কর্তৃক প্রকাশিত

বুধবার, এপ্রিল ২৩, ২০১৪

গণপ্রজাতন্ত্রী বাংলাদেশ সরকার  
প্রতিরক্ষা মন্ত্রণালয়  
প্রজ্ঞাপন

তারিখ, ৯ বৈশাখ ১৪২১ বঙ্গাব্দ/২২ এপ্রিল ২০১৪ খ্রিস্টাব্দ

এস, আর, ও, নং ৬৬-আইন/২০১৪।—Army Act, 1952 (Act XXXIX of 1952) এর section 176A তে প্রদত্ত ক্ষমতাবলে সরকার Pension Regulations for the Army, 1940 (PART-II) এর নিম্নরূপ অধিকতর সংশোধন করিল, যথা ঃ—

উপরি-উক্ত Regulations এর—

(ক) regulation 83 এর পরিবর্তে নিম্নরূপ regulation 83 প্রতিস্থাপিত হইবে, যথা ঃ—

**“83. Conditions of admissibility of ordinary rates of family pension and children’s allowance.**

Entitlement of pension in case of an officer who dies or commits suicide whilst on the active list or the retired list otherwise than through wound, injury or disease directly attributable to or aggravated by the conditions of military service :

- (a) an ordinary family pension may be granted to the widow or widower and an ordinary children allowance may be granted to his or her legitimate children upto 25 years of age;
- (b) if the deceased had left no widow or widower, an ordinary family pension may be granted to his or her legitimate children upto 25 years of age and in such cases an ordinary children allowance will not be entitled in addition;

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- (c) in case of disqualification of widow or widower/children for family pension, an ordinary dependent pension may be granted to the parents/minor brothers and sisters (upto 25 years of age)/nominee (within the family members) according to stated order;
- (d) the above is applicable provided that :
- (1) the pecuniary circumstances of the applicant are such as, in the opinion of the Adjutant General in the case of Army, Assistant Chief of Naval Staff (Logistic) in the case of Navy and Assistant Chief of Air Staff (Administration) in the case of Air Force to justify the award;
  - (2) the officer married before or joining while on the active list and before retirement;
  - (3) the officer was not over 50 years of age at the time of his or her marriage;
  - (4) the officer was not more than 25 years older than his or her wife or husband;
  - (5) the officer survived his or her marriage by at least one year;
  - (6) the officer being liable to service, had not been excused at his or her own request, from service after being officially warned that his widow or her widower would thereby forfeit all claim to pension;
  - (7) the officer did not retire with a gratuity;
  - (8) 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 or her retirement);
    - (a) if he or she died or commit suicide whilst on the active list or after compulsory retirement for age or non employment or if he or she retired on account of ill health rendering him or her permanently unfit for further service-10 years;
    - (b) if he or she died or commit suicide after having retired voluntarily, or for inefficiency or in disreputable circumstances-20 years;
  - (9) further, subject to any exception which the sanctioning authorities may approve in a particular case under rule 86, the widow or widower was not separated from her husband or his wife at the time of his or her death.”;

(খ) regulation 85 এর পরিবর্তে নিম্নরূপ regulation 85 প্রতিস্থাপিত হইবে, যথা ঃ—

**“85. Conditions of admissibility of Special rates of family pension and children’s allowance.**

Entitlement of pension in case of an officer whose death was due to wound, injury or disease directly attributable to or aggravated by the conditions of military service :

- (a) a special family pension may be granted to the widow or widower and a special children allowance may be granted to his or her actual and legitimate children upto 25 years of age;
- (b) if the deceased had left no widow or widower, a special family pension may be granted to his or her actual legitimate children upto 25 years of age in such cases a special children allowance will not be entitled in addition;
- (c) in case of disqualification of widow or widower/children for family pension, a special dependent pension may be granted to the parents/minor brothers and sisters (upto 25 years of age)/nominee according to stated order.
- (d) the above is applicable provided that :
  - (1) the death occurred within 7 years after the officer was wounded or injured or after he or she was first removed from duty on account of the disease;
  - (2) in the event of death after retirement, the officer did not elect the conditions of voluntary retirement instead of retirement for disability;
  - (3) in the case of a pension for a widow or widower/ children:
    - (a) the officer married before or joining while on the active list and before he or she received the wound or injury or before he or she was removed from duty on account of the disease;
    - (b) when death is due to disease, the officer survived his or her marriage by at least one year;
    - (c) subject to any exception which the government of Bangladesh may approve in a particular case under rule 86, the widow or widower was not separated from her husband or his wife at the time of his or her death;
  - (4) in the case of a pension for a parent or parents:
    - (a) the officer left neither a widow or widower, nor children eligible for pension:

- (b) the parent/parents were largely dependent on the officer at the time of his or her death or the father is death or, if living is incapable of self support through age or infirmity and their pecuniary and other circumstances of the parent/parents are such as, in the opinion of the Adjutant General in the case of Army, Assistant Chief of Naval Staff (Logistic) in the case of Navy and Assistant Chief of Air Staff (Administration) in the case of Air Force to justify the grant;
- (5) in the case of a pension for brothers and sisters:
- (a) the officer did not leave a widow or widower, children or parent/parents eligible for pension;
- (b) the brothers and sisters were largely dependent on the officer at the time of his or her death and their pecuniary and other circumstances are such as, in the opinion of the Adjutant General in the case of Army, Assistant Chief of Naval Staff (Logistic) in the case of Navy and Assistant Chief of Air Staff (Administration) in the case of Air Force to justify the grant;
- (6) widow or widower or eligible heirs of officers may draw special family pension or dependent pension which he or she may be drawing at that time or may become entitle to draw.

**Note:** Special family pension and children allowance may be granted to the heirs of a disability pensioner if he or she died of the same cause {para d(2) above} for which he or she was disabled, otherwise ordinary family pension and children allowance as per Rule 83 will be admissible.”।

রাষ্ট্রপতির আদেশক্রমে  
কাজী হাবিবুল আউয়াল  
সচিব।