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No. 63699/221/GS/TA-3 (as)/1181/D/D (GS-VI)  
Government of India  
Ministry of Defence,  
New Delhi, the 11th June 1985.

To  
The Chief of the Army Staff.

Subject: Grant of service pension/gratuity to Territorial Army (TA) Officers, Junior Commissioned Officers and Other Ranks, other than civil Government servants and civil pensioners.

Sir,

The question of grant of pensionary benefits to personnel of Territorial Army has been under the consideration of the Government for some time. The President has now been pleased to grant service pension to all TA Officers and JCOs/ORs (other than civil Government servants and civil pensioners), who have a minimum qualifying aggregate embodied service of 20 years in the case of Officers and 15 years in the case of JCOs/ORs, as indicated below:-

- (a) Former qualifying regular service in Army, Navy and Air Force in any rank will be counted to the same extent as admissible to the regular Army personnel.
  - (b) The weightage added to the qualifying service of regular Army personnel will not be allowed in the case of TA personnel.
  - (c) The 'qualifying embodied service' as mentioned above, may be continuous or rendered in broken spells. For calculating the total embodied service, the breaks in embodied service due to disembodiment, will be treated as condoned but the period of breaks itself will not be treated as qualifying service for pension. Where qualifying embodied service has been rendered in broken spells, five percent cut will be imposed on the pension of those JCOs/ORs, who have completed 15 years or more of aggregate embodied service, but have not completed 20 years of aggregate embodied service.
2. (a) Officers, JCOs and ORs who had formerly served in the regular Army, Navy or Air Force and are now serving in the Territorial Army will have the option either:-
- (i) to continue to draw military pension and retain gratuity received on discharge from military service in which case their

former military service shall not count as qualifying service for pension under these orders

OR

(ii) to cease to draw pension henceforth and refund the service pension already drawn during the TA service and gratuity, including DCRG, if any, already drawn for the previous military service and count the previous military service as qualifying service for grant of pension, etc. under these orders. In the case of TA personnel who have already retired, the service pension drawn during the TA service and gratuity, including DCR gratuity already drawn, for previous military service will be adjusted by deduction from the DCR gratuity admissible under these orders.

(b) The option above shall be exercised at the time of enrolment in TA. In the case of serving TA personnel and retired personnel covered by these orders, the option shall be exercised within six months of the issue of this letter. Option once exercised shall be final. If no option is exercised within the period referred to above the TA personnel shall deemed to have opted for clause (i) of para 2 (a) above.

(c) In the case of officers, JCOs/ORs who opt for 2(a) (ii) above, the provisions of TA Regulations, para 137 (b) (i) and (ii) will not apply. In case they do not complete the minimum qualifying service for TA pension, even after including former military service, they shall be granted terminal gratuity at the prescribed rates. Terminal gratuity shall not be paid for the embodied service in addition to service pension and DCR gratuity admissible under the provisions of this letter.

3. (i) TA pensioners covered by these orders will also be entitled to commute their pension in accordance with the rules and orders, applicable to the corresponding ranks in the regular Army.

(ii) Death-cum-Retirement Gratuity and ordinary Family Pension will be admissible, as applicable to the regular Army.

(iii) Periodic Relief, sanctioned from time to time, for pensioners of the regular Army, will be payable to 'TA' pensioners also on the same basis/scale.

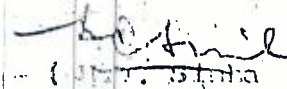
4. The rates of pension shall be notified separately to the CWA (Pension) by the Government.

3. These orders will apply to all serving TA-personnel and those already retired including those granted service pension on ad-hoc basis, irrespective of the date of retirement. (115)

These orders will take effect from the date of issue of this letter. Pension will be payable with effect from this date to the eligible TA personnel who have already retired and no arrears for the period prior to the date of issue of this letter will be admissible.

7. This agrees with the instructions of the Finance Division of this Ministry vide their L.D. No. 993/DPA (AG) of 1985.

Yours faithfully,



Under Secretary to the Government of India

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- The CDA, New Delhi. The DADS, New Delhi.
- The CSDA: SC Pune; EC Roona, WC & CC Meerut, Cantt.
- The CDA (Pension) Allahabad.
- The Sr Dy DADS, SC, Roona. The Dy DADS, EC Fatna; WC&CC Meerut.
- The CDA (Officers) Roona.
- The CSDA (ORs): South, Madras; North, Meerut; Central, Nagpur.
- Min of Defence/D (AG) (5); Min of Def/(Fin/AG) (5);
- Min of Def (Fin/Pens) (5); Min of Def (Fin/GS) (5);
- Min of Def/D, (GS-VI) (5); Min of Def/D (Pen/Ser) (5);
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- Army HQrs - AG/IS-2, IS-3, IS-4(a) and IS-4(c) - 5 copies
- GS Branch/TA Etc (200)

Copy signed in ink to:

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