

ALL INDIA EX-PARAMILITARY PERSONNEL ASSOCIATION (REGD)

**PUNJAB, HIMACHAL & J&K STATES, Head Office DELHI Regd.
No.S/27830RECOGNISED BY DEPARTMENT OF PG.P KHAN MARKET NEW
DELHI AND Regd WITH NITI AAYOG NO. PB./2017/0173**

**CONSTITUTED FOR THE WELFARE AND REHABILITATION OF Ex-SERVICEMEN,
WIDOWS / DEPENDENTS &SERVING PERSONNELOF THE ARMED FORCES OF
UNION OF INDIA, UNDER MHA VIZ. CRPF, BSF, ITBPF, ASSAM RIFLES, SSB,
CISF. (Recognized by Ministry of Personnel PG&PENSION**

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POINTS FOR SCOVA MEETING

1.TIME TO RESTORE STATUS OF CAPFs (CENTRAL PARA MILITARY FORCES) FOR (OROP) PROPER PAY & PENSION TO PERSONNEL ENGAGED IN HAZARDOUS DUTIES FOR THE SECURITY OF NATION

The Central Armed Forces were raised under Article 141 of the Constitution of India, and listed under schedule 7 of the constitution (list 1- union List entry 2), and classified as 'other Armed forces of the union '. The BSF, ITBP, Assam Rifles, and other Armed Forces come under this schedule, and were designated as Central Armed Forces (CAFs), a nomenclature under the relevant Article of the Constitution, and placed under ministry of Home affairs (MHA), which was later confirmed vide MHA Notification No F.No 24021/74/2004-PC dated 06 Aug,2004. These forces are different from the Police forces, which are listed under list II- State List- entry 2. These Forces were placed under MHA for international considerations. These Forces were mainly raised in the initial years of our independence, and continued to be referred to as such, in consonance with the relevant article of the constitution. It was much later that the designation of the CAPFs was changed to CENTRAL ARMED POLICE FORCES(CAPF) in 2011 (MHA No 45020/2/2011- Pers II dated 18 March, 2011, which are executive orders, and are clear violation of the notification issued in 2004 under the Constitution of India.

As a result of this change in the designation of the CAPFs, the Force personnel have greatly suffered discrimination, not only in respect of the Pay & Allowances, pensions etc, but also its status. The nature and duties of the CAPFs are similar to Defence Forces of India, especially the Army. Our CPMF Jawans are serving the nation with dedication facing great risk and are sacrificing their life in the service to the nation, and ensuring its security on all fronts- external enemy aggression/ internal disturbances. The latest incident is the sacrifice of an officer of the BSF in the samba sector of J&K, on the border in the sniper firing resorted to by Pakistan

army. Thus their duties are at par with the army personnel deployed in J&K and other disturbed areas of the country.

The personnel of these forces are also barred from forming any associations / trade unions to raise their voice against any discrimination, and are carrying out their duties with utmost dedication and zeal.

The constitution of India also conforms the fundamental right of 'Equal Pay for Equal work'. So it is our right to demand pay, allowances, pension and other incentives equal to the ones granted to defence forces - special Pay(equivalent to MSP given to defence services) for their hard duties. This may be designated as Para Military Special Pay (PMSP).

2. CPMF SPECIAL PAY AT PAR ARMY

MSP is given to Army and special allowances are given to Railway. MSP is merged in the basic pay at the time of retirement. CPMF personnel may also be granted PMSP. "Ironically the Army personnel on the line of control and elsewhere are placed in Similar Situations, Similar Areas, deployed in the Similar Hardships and Similar CLIMATE ARE ENTITLED FOR MSP but the co-located BSF Personnel gets none. BSF was raised in 1965, alternative of Army, keeping in view limited strength of Army, training was given under Army officers and staff.

The life of the BSF Personnel is much harder, difficult terrain, snow prone area, hilly areas, riverine areas, sandy, swamping, jungles, cerebral malaria prone areas of east, difficult situations, Risky and committed than that of the Army personnel. Thus, it is very demoralizing that while the Army Personnel get the MSP,, double, triple pensions, the BSF Personnel are deprived of it despite similar kind of commitments, RISKS AND Hardships.

3. RESTORATION OF PENSION BENEFITS UNDER DEFINED BENEFITS SCHEME (OLD PENSION SCHEM) UNDER CCS(PENSION) RULES 1972 FOR POST 2004 PERSONNEL

The govt had introduced the NEW PENSION SYSTEM (NSP) to the civil employees joining govt. service after Jan,2004, and as the CAPF were also bracketed with the civil employees, the CAPF personnel recruited after January, 2004, lost their pension under CCS(Pension) Rules 1972,, which continued to be extended to defence forces, because of the nature of their duties. As the duties of CAPFs are very akin to Defence forces, the CAPF personnel are also compulsorily and mandatorily retired at the lower age of 57 to ensure their age related fitness commensurate with their duties, as against other civil employees, who are superannuated at the age of 60 years, thus putting them at a great loss in the pension emoluments, which are based on the contributions made by the employee and matching inputs

by the govt. Thus, the personnel of PMFs deserve restoration of their pension to the old system as applicable to defence services

4. MEDICAL FACILITIES IN ALL CPMFs COMPOSITE HOSPITALS.

Health is an important factor in the life of pensioner, prone to various ailments in the advanced age. The govt has provided a health scheme CGHS, for the pensioners, including PMF pensioners. Of late the scheme has gone through various patient friendly changes, but some areas, which require special attention of the authorities are still there. (Sector DIRAJ, NEERU, GUREZ, POONCHH, PUNJAB BORDER AREA, RAJASTHAN BORDER AREA, GUJARAT BORDER AREA, ODISHA, WEAST BENGAL, ASSAM MEGHALYA. TRIPURA, MANUI PUR, NAGA LAND INCUDING ALL EASTERN ESTATES)

- (a) The Chandigarh region, under which Punjab falls, is facing acute problem in respect of proper premises for the CGHS Wellness Centres and other establishments. The CGHS WC is functioning from the premises of the civil hospital with inadequate accommodation handling large number of patients every day. The Chandigarh administration, had offered a plot of land (0.46 acres – in Sector 41), to the CGHS to establish its Wellness Centre and the Adm Block, but the MHA put a spanner, by directing the Chandigarh Administration to obtain a formal approval of the MHA, before allotting the plot to the CGHS. In spite of repeated pleas of the local administration, as also CGHS and the pensioners' efforts, the formal approval of the MHA, which is NOT forthcoming. We have also approached the Hon'ble Prime Minister also in this request, and case is still lurching, as special directions from PMO to MHA have not been issued. It is humbly enjoined that the concerned authority in MHA be directed to convey its formal approval to Chandigarh Administration, to hand over the earmarked plot to CGHS on control/ concessional rates as applicable to other govt depts.
- (b) The govt had recently sanctioned new CGHS dispensaries at various locations in India, and one of these dispensaries is to be established at Jalandhar also. (MH&FW No S.11012/15/2015-CGHS III/EHS dated 30 August, 2018). However, no suitable location has been earmarked to start this CGHS Wellness Centre, which is forcing CGHS beneficiaries residing in Jalandhar, Amritsar and adjoining areas to go to Chandigarh for their health/ ailments. It is enjoined that Central govt must provide suitable premises and accommodation at all such locations so that the CGHS Wellness Centre is made functional at the earliest
- (c) The govt has also merged the Postal dispensaries with the CGHS, and one Postal dispensary is located in Jalandhar, and another in Amritsar. The premises of the Postal dispensary in Jalandhar can be utilised to make the CGHS dispensary sanctioned for Jalandhar functional. The premises are quite suitable. This will provide sufficient relief to CGHS beneficiaries residing in Jalandhar and the adjoining areas.

In the SCOVA meeting 23 March 2018, Director of CPMF MEDICAL DIRECTORATE ACCEPT THAT THEY WILL PROVIDE THE MEDICAL, BUT NOTHING IS DONE SO FOR.

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The life of the BSF Personnel is much harder, difficult, Risky and committed than that of the Army personnel. Thus, it is very demoralizing that while the Army Personnel get the MSP, double, triple pensions, the BSF Personnel are deprived of it despite similar kind of commitments, RISKS AND Hardships.

6. EXEMPTION OF GST

CPC rates are too high, and GST is not exempted to the pensioners by the centre / states. Proposal was sent vide letter 2700/11/2012/R&W dated 19th Feb 2013 and letter No 27011/100/2012-R&W dated 23rd Nov 2012 centre / state. In reply of our PMOPG grievances, the Army General of CSD stated that CPMFs are not fulfilling the condition. Army General is not custodian of CSD canteen and he is given job to supervise and blocked the employment. Centre Govt. is custodian and decision maker on the subject and numbers of BSF, ITBPF are deployed on border with Army.

7. NON FUNCTIONAL UPGRADTION

"The Union Cabinet, headed by Hon'ble Sh Narendra Modi, Prime Minister of India had on 3 July given its approval to grant Non-Functional Financial Upgradation (NFFU) and other pay benefits viz NFSG to officers of the CAPFs, which their counterparts in all 'Group A' Organised Services are entitled to. This has been made possible after the Delhi High Court, vide its order dated 03.9.2015, had declared the CAPFs i.e. CRPF, BSF, CISF and ITBP, etc as Organized Group 'A' Services wef 1986. This decision of the High Court has also been upheld by the Hon'ble Supreme Court of India on 05.2.2019.

Despite the fact that the Ministry of Home Affairs has issued directions for implementation of the above order(s), the general perception prevailing in the

CAPFs is that the IPS officers are not inclined to execute the orders in a holistic manner. They somehow want to continue their dominance in the CAPFs. IPS officers present at the helm of affairs of these CAPFs are making desperate efforts to block the vertical progression of the CAPF officers. The CAPF personnel worry that IPS officers will use all their clout in the government to the rightful gains to the Group 'A' Officers of the CAPFs."

8. Empanelment of Private HCOs

- i) Empanelment of Private HCOs- At present the govt is issuing extension of the empanelled HCOs on a three monthly bases, at the old rates of 2014, with the result that some of the hospitals are extending cashless treatment on selective bases, and the CGHS patients are not receiving the required attention at these HCOs. The Ministry of H&FW must issue formal orders for empanelment of HCOs on regular bases as was being done earlier, on a rotational two-year bases, with revised rates.**
- ii) The Ministry of Home Affairs may be directed to convey formal approval to Chandigarh Administration, to allot the earmarked Plot to CGHS, Chandigarh, at reserve price without further delay to address the problem of the CGHS patients, who are facing acute problems in getting proper medical facilities. The CGHS authorities, as also Chandigarh Administration has been taking up this point with MHA for almost 8 or 9 years, but there no positive response from MHA. As Health is an important aspect, and commitment of the Govt of India, this negative attitude of MHA, is counter**

**(BALWINDER SINGH)
PRESIDENT**