



महालेखाकार (ले व ह) केरल का कार्यालय, तिरुवनन्तपुरम-695 001
OFFICE OF THE ACCOUNTANT GENERAL (A&E), KERALA,
THIRUVANANTHAPURAM - 695 001



P19/IV/DR-INW-100/2019-20/

date 04.12.2019

To ✓
All District/Sub Treasury Officers/Banks

Sir,

Sub: Grant of Dearness Relief to Retired Kerala State Judicial Officers – at the Central Rates sanctioned from time to time – Standing Order reg.

Ref: 1. G.O. (Ms) No. 236/2010/Home Dated Thiruvananthapuram 02.11.2010 of Home (C) Department, Government of Kerala
2. G.O. (Ms) No. 55/2011/Home Dated Thiruvananthapuram 24.02.2011 of Home (C) Department, Government of Kerala

Government of Kerala, Home(C) Department in its G.O. (Ms) No. 236/2010/Home Dated Thiruvananthapuram 02.11.2010 has ordered that the Dearness Allowance rates applicable to the serving Judicial Officers shall apply to the past Pensioners/Family pensioners of Judicial Services at the Central Rates sanctioned from time to time. And also in G.O. (Ms) No. 55/2011/Home Dated Thiruvananthapuram 24.02.2011, it further clarifies that the enhanced Dearness Relief rates as per Central Government orders must automatically be applied to the retired Judicial Officers of Kerala State without further orders from the State Government.

Hence, in view of the orders cited, it is requested that the benefits of enhanced rate of Dearness Allowance as per the orders issued from time to time by Government of India, Ministry of Finance, Department of Expenditure must automatically be granted to Kerala State Judicial Officers drawing pension through Disbursing Authorities under your Jurisdiction. It is requested that this Special Seal Authority may please be considered for all future enhancement of Dearness Relief rates admissible to retired Kerala State Judicial Officers until further order in this regard is issued from Government of Kerala.

Instructions in this regard may please be circulated to all pension disbursing Authorities under your jurisdiction. The same is being placed in the official website of this office (www.agker.cag.gov.in) under the link "DR and related orders of Kerala State". Copies of the cited Government Orders are enclosed.

Yours faithfully

Accounts Officer

Copy to

The Director of Treasuries
Thiruvananthapuram

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Accounts Officer



Abstract

Sr. DAG (GE) / (Amisc) 77

Handwritten notes: 25/15/10, Home Dept. in go signed, is received, Commissioning & Commission also, information

Home Department - Judiciary - Implementation of the recommendations of Justice E. Padmanabhan, One Man Commission appointed by the Supreme Court as per Order in IA No. 244/09 in WP(C) No. 1022/1989 for determination of Pension and Allowances of retired Judicial Officers - Orders issued.

HOME (C) DEPARTMENT

G.O.(Ms) No. 236/2010/Home Dated, Thiruvananthapuram, 02.11.2010

- 1. Order dated 28.04.2009 of the Hon'ble Supreme Court of India in IA No. 244 in WP(C) No. 1022/1989.
- 2. Report dated 17.07.2009 submitted by Justice E. Padmanabhan.
- 3. GO(Ms) No. 179/2010 dated 5/8/2010
- 4. Order dated 26.07.2010 and 02.08.2010 of the Hon'ble Supreme Court of India in IA No. 244/09 in WP(C) No. 1022/1989.

ORDER

The Hon'ble Supreme Court by order dated 28/4/2009 have appointed Justice E. Padmanabhan (Retd.) as One Man Commission to determine the Pay, Allowances and Pension of Serving and Retired Judicial Officers. The Commission submitted its report on 17.07.2009 before the Hon'ble supreme Court. The Apex Court in its orders dated 26/7/2010 & 2/8/2010 directed all the state Governments to implement the recommendations of the report of Justice Padmanabhan Commission with effect from 1.01.2006

2 In compliance of the directions of the Apex Court Government issued orders revising the Pay and Allowances of serving Judicial Officers as per the Government Order read as 3rd above and it has been mentioned therein that the Pay and Allowances of the Pensioners will be issued separately. Pursuant to this order, Government are now pleased to issue the following orders revising the Pay & Allowances of the Retired Judicial Officers / Family Pensioners with effect from 01.01.2006 as follows:

Pension Structure of retired Judicial Officers prior to 01.01.2006.

- (a) The revised Pension of the retired Judicial Officers will be 50% of the minimum pay of the post held at the time of retirement, as revised from time to time.
- (b) There will not be any ceiling limit on the maximum pension payable.
- (c) The Pensioners will be given the benefit of full neutralization of the cost of living in the same scale as is being extended to the serving Judicial Officers.

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DAG (GE)
03/24/10

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- (d) Domestic Help Allowance is increased from Rs. 1250/- to Rs. 2500/- per month. C/
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- (e) Family pensioners are also granted Domestic Help Allowance at the rate of Rs. 1000/- per month.
- (f) The monthly Medical Allowance to the retired Judicial Officers is increased from Rs. 100/- to Rs. 1500/- in addition to the other benefits.
- (g) Family Pensioners are also granted Medical Allowance at the rate of Rs. 750/- per month.

Pension Structure of retired Judicial Officers on and after 01.01.2006.

- (a) The quantum of the pension will be 50% of last pay drawn.
- (b) The qualifying years of service for earning full pension for Judicial Officers will be twenty years instead of thirty three years w.e.f. 02.09.2008, i.e; the date on which the Central Government issued the pay revision order (6th Central Pay Commission).
- (c) The Judicial Officers, who have since retired, including Family Pensioners will be paid Additional quantum of pension, in terms of 6th Central Pay Commission Report as detailed below:

Age of Pensioner / Family Pensioner	Additional quantum of Pension
From 80 years to less than 85 years	Less than 20% of the revised basic pension / family pension
From 85 years to less than 90 years	Less than 30% of the revised basic pension / family pension
From 90 years to less than 95 years	Less than 40% of the revised basic pension / family pension
From 95 years to less than 100 years	Less than 50% of the revised basic pension / family pension
100 years or more	Less than 100% of the revised basic pension / family pension

- (d) The ceiling limit of Gratuity / Death-cum-Retirement Gratuity is raised from Rs. 3.5 lakh to Rs. 10 lakh.
- (e) Commutation of pension for Judicial Officers up to a maximum of 50% of the pension will be continued.
- (f) The Domestic Help Allowance to the retired Judicial Officers fixed by the First National Judicial Pay Commission will be increased from Rs. 1250/- to Rs. 2500/- per month and this Allowance will apply to all Judicial Officers.

- (5) The Medical Allowance for the Pensioners will be fixed at Rs. 1500/- per month in addition to the other benefits. c/80
- (6) All the medical facilities to serving Judicial Officers with regard to treatment and reimbursement of expenditure is made applicable to retired Judicial Officers also.
- (7) The procedure prescribed from time to time by the State Governments for Government Employees with regard to the limit of Earned Leave for encashment will continue to operate for Judicial Officers as recommended by the Shetty Commission.
- (8) The Family Pensioners in Judicial Service who are entitled to draw Family Pension, is entitled to 30% of the salary as revised from time to time.

(3) Dearness Allowance

D.A rates applicable to the serving judicial officers shall apply to the past pensioners / pensioners / Family pensioners, i.e; at the central rates sanctioned from time to time

(4) Arrears of Pension

The arrears on amount of revision of the Pension and Allowances shall be paid in two instalments. Sixty percentage shall be paid before December, 2010 and the remaining 40% shall be paid before March, 2011.

(By Order of the Governor)

K.JAYAKUMAR,
Additional Chief Secretary to Government

To

The Assistant Registrar, Supreme Court of India, New Delhi (With C / L)
The Registrar General of the High Court, Ernakulam (With C / L)
The Law Officer, Kerala House, New Delhi.
The Accountant General (Audit / A&E) Kerala, Thiruvananthapuram.
The Advocate General, Ernakulam
The Director of Treasuries, Thiruvananthapuram.
Finance Department
Law Department
SF/OO

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Forwarded/By Order


Section Officer



GOVERNMENT OF KERALA

Abstract

Home Department – Judiciary – Implementation of the recommendations of Justice E Padmanabhan Commission – revision of pension benefits of retired State Judicial Officers – Modified - Orders issued.

HOME (C) DEPARTMENT

G.O.(Ms.) 55/2011/Home Dated, Thiruvananthapuram, 24.02.2011

Read: 1. G.O.(Ms) NO. 236/2010/Home dated 02.11.2010.
2. Letter No. PM/2/6-17(a)/10-11/209 dated 22.11.2010 of the Accountant General (A & E), Kerala, Thiruvananthapuram.

ORDER

As per the Government Order read above Government have revised the pension and Allowances of the Retired Judicial Officers with effect from 01.01.2006. The Accountant General (A & E), Kerala, Thiruvananthapuram vide letter read as above, sought clarification / modifications on certain items in the above Government Order. Government have examined the matter in detail and are pleased to effect partial modification to the Government Order read above as detailed below:

(1) In para 2 (b) under the heading 'Pension structure of retired Judicial Officers on or before 1.1.2006', the words thirty three shall be substituted with the word 'thirty'.

(2) In para 2(c) while prescribing the quantum of pension / family pension to those who crossed the age of 80 years, the words 'less than' shall be deleted wherever it appears.

(3) In para 2(d) the words and figures 'Rs/ 3.5 lakh' shall be substituted with the words and figures 'Rs. 3.30 lakh'.

(4) In the last sentence of para 2, the words 'pay & allowances' shall be substituted with words 'pension & allowances'.

(5) In para 4 the word 'amount' shall be substituted with the word 'account'

It is also ordered that the Enhanced Dearness Relief as per Central Government Orders must automatically be applied to the pensioners without further orders from the State Government.

The above Government Order stands modified to this extent.

(By Order of the Governor)

K.JAYAKUMAR,

Additional Chief Secretary to Govt.

To

The Registrar High Court of Kerala, Ernakulam (with C/L)
The Principal Accountant General(Audit) Kerala, Thiruvananthapuram
The Accountant General(A&E) Kerala, Thiruvananthapuram
The Finance Department (vide U.O.1516/PRC-C1/2011/Fin dtd. 08.02.2011)
S/F, O/C.

Forwarded/By Order

Section Officer