



GOVERNMENT OF KERALA

Abstract

Pay Revision 2009 - Subordinate Judiciary - Scale of Pay of Confidential Assistant Grade II - Modified - Orders issued.

Finance (Pay Revision Cell- D) Department

G.O(P)No. 9/2018/(218)/Fin

Dated, Thiruvananthapuram 17.01.2018

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- Read: 1. Common Judgement dated 02.11.2016 of the Hon'ble High Court of Kerala in WP(c)No. 25946/13, 18546/13, 20197/14 and 29086/14.
2. Order dated 05/01/2018 of the Hon'ble High Court of Kerala in Contempt Case CC No. 1264/2017 in WP(c)No.25946/13.
3. G.O(P)No. 85/2011/Fin dated 26.02.2011 read with G.O(P)No. 143/2011/Fin dated 30.03.2011.
4. G.O. (Ms) No. 176/12/Home dated 06.07.2012.
5. G.O(P)No. 104/2017(217)/Fin dated 11.08.2017.
6. Letter No.X2-CCC No. 1264/2017 dated 09.01.2018 from the Advocate General, Kerala.

ORDER

The first National Judicial Pay Commission (Justice Shetty Commission) made recommendations for the improvement of pay and service conditions of the Non-Judicial Staff of Subordinate Judiciary. The Hon'ble Supreme Court vide Order dated 07.10.2009, directed the Hon'ble High Court to ensure that all the recommendations of Shetty Commission have been implemented in the State with effect from 01.04.2003. As part of implementation of the Order of Apex Court, enhanced scales of pay to the posts of Sheristadar, Confidential Assistant Grade - I, Confidential Assistant Grade - II and Process Server were sanctioned with effect from 01.04.2003 as per Government Order read as (4) above.

2. As per Government Order read as 5th paper above Government have modified the scales of pay of posts of Confidential Assistant Grade - I, Confidential Assistant Grade -II and Process Server in Pay Revision 2009 in compliance of judgement of Hon'ble High Court in WP(c)No. 25946/13, 18546/13, 20197/14 and 29086/14, granting corresponding revision to the pay scale recommended by Shetty Commission and sanctioned as per Government Order read as (4) above. The Advocate General vide letter read as (6) above has advised Government that on perusal of the extract of Shetty Commission Report the Single Judge found that the scale of pay applicable to Confidential Assistant is 4000-6090 (pay scale applicable to UDC). According to the report, whatever scale is applicable to the post of UDC is to be extended to the Confidential Assistants Grade -II also. The Hon'ble Division bench of the Hon'ble High Court is also of the view that Confidential Assistant Grade II is entitled for the scale of pay of UD Clerk in view of specific recommendation by Shetty Commission. Hence the Advocate General has opined that the judgement of the learned Single Bench and the Hon'ble Division Bench read as (2) above are to be complied with by giving effect to the direction of the Hon'ble Supreme Court in its Order dated 16.03.2015.

3. Government have examined the matter in detail and are pleased to modify the scale of pay of the posts of Confidential Assistant Grade - II at par with the Scale of Pay of Upper Division Clerks in Pay Revision 2009 as follows:

Name of Category	Existing Scale of Pay	Modified Scale of Pay
Confidential Assistant Grade II	11620-20240	13210-22360

4. It is further ordered that Modified Scale of Pay ordered as above will be applicable to incumbents of Subordinate Judiciary only for the limited purpose of compliance of the Court Order.

(By order of the Governor)
DR.SHARMILA MARY JOSEPH IAS
Secretary (Finance - Expenditure)

To

The Principal Accountant General (A&E) Kerala, Thiruvananthapuram.
The Principal Accountant General (G&SSA), Kerala, Thiruvananthapuram.
The Accountant General (E&RSA) Kerala, Thiruvananthapuram.
The Director of Treasuries, Thiruvananthapuram.
The Advocate General, Kerala, Ernakulam (with CL)
The Registrar of High Court (Subordinate Judiciary), Kochi (with CL)
All Secretaries, Special Secretaries, Additional Secretaries, Joint Secretaries, Deputy Secretaries, and Under Secretaries to Government.
The Director of Public Relations, Thiruvananthapuram.
Home (L) Department.
The Web & New Media, Information & Public Relations Department.
The Nodal Officer, www.finance.kerala.gov.in
The Stock File/Office copy.

Forwarded/by Order



Section Officer