



GOVERNMENT OF KERALA

**FINANCE (PENSION B) DEPARTMENT
CIRCULAR**

No.54/2013/Fin

Dated, Thiruvananthapuram 19/06/2013

Sub : Monetary effect of pensionary benefits consequent to reduction in punishment awarded earlier in a disciplinary proceedings-clarifications issued.

Instances have come to the notice of Government where pensionary benefits/enhanced pensionary benefits are claimed retrospectively in view of reduction in the final outcome of an earlier disciplinary action. In various rules and provisions for disciplinary action in respect of State Government employees and teachers, a specific time period is stipulated for preferring appeal against a decision of the disciplinary authority. At the same time, there are provisions which enable the appellate authority to entertain appeal under certain circumstances after expiry of the period of limitation for filing appeals. Due to these provisions, a situation prevails where a punishment once awarded is liable to be modified in appeal any time later.

2. In these circumstances, it is clarified that when a decision in disciplinary proceedings is modified by the order in an appeal reducing the punishment after the date of retirement/dismissal/removal of the employee/teacher, pensionary benefits/enhanced pensionary benefits if any admissible, shall be given only from the date of order in the appeal reducing the earlier punishment. This shall be incorporated in the orders of the disciplinary authority as well as the appellate authority. All Pension Sanctioning Authorities/Appellate Authorities are directed to comply with the above instruction while issuing orders in this regard. All the cases already settled shall not be re-opened.

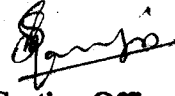
Dr.V.P.JOY
Principal Secretary (Finance)

To

The Principal Accountant General (Audit), Kerala, Thiruvananthapuram
The Accountant General (A&E), Kerala, Thiruvananthapuram
All Heads of Departments and Offices.
All Departments (All Sections) of the Secretariat including Law Department.
The Secretary, Kerala Public Service Commission, Thiruvananthapuram (with C.L)
The Secretary, Kerala State Electricity Board, Thiruvananthapuram (with CL)
The Managing Director, KSRTC, Thiruvananthapuram (with CL)
The Registrar, University of Kerala/ Cochin/Calicut (with C.L)
The Registrar, Mahatma Gandhi University, Kottayam
The Registrar, University of Kannur, Kannur.
The Registrar, Kerala Agricultural University, Thrissur
The Registrar, University of Sanskrit , Ernakulam.
The Registrar, High Court, Ernakulam.(with CL)
All Secretaries, Additional Secretaries, Joint Secretaries, Deputy Secretaries and Under Secretaries to Government.
The Private Secretaries to Chief Minister and other Ministers.
The Private Secretaries to Speaker, Deputy Speaker, the Leader of Opposition and Government Chief Whip.

The Director of Public Relations, Thiruvananthapuram
The Secretary to Governor.
The Additional / Deputy Secretary to Chief Secretary.
The Director of Treasuries , Thiruvananthapuram.
The Managing Director s/General Managers of all Government Companies/ Boards/
Corporations/ Autonomous Bodies.
The Nodal Officer, www.finance.kerala.gov.in for publishing on the website.
Stock File / Office Copy.

Forwarded/By Order



Section Officer