

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PENSIONS - Revision of Pension in respect of the Judicial Officers who retired after 1-7-1996, as recommended by the First National Judicial Pay Commission -
ORDERS - Issued.

LAW (LA & J-SC.F) DEPARTMENT

G.O. MS. No. 100

Dated: 04-07-2006

Read the following:-

1. Main Judgment of Hon'ble Supreme Court of India dated 13.11.1991 in WP No. 1022/1989 (All India Judges Association V Union of India and others, reported in AIR 1992 SC 165-(1992) 1 SCC 119)
2. Review Judgment of Hon'ble Supreme Court dated 24.08.1993 in Review Petition No 249/1992 (All India Judges Association V Union of India and others, reported in AIR 1993 4 SCC 2= AIR (1993) 1 SC 2493).
3. G.O. Ms. No. 71, Law (LA&J-SC.F) Department dated 29.4.1998.
4. G.O. Ms. No. 92, Law (LA&J-SC.F) Department dated 26.5.1998.
5. G.O. Ms. No. 60, Law (LA&J-SC.F) Department dated 07.05.2003
6. Government Circular Memo. No.9/Law LA&J-SCF/2003 -1 dated 20.9.2003
7. G.O. Ms. No. 79, Law (LA&J-SC.F) Department dated 17-07-2004 .
8. G.O. Ms. No. 113, Law (LA&J-SC.F) Department dated 1-11-2004.
9. From the Accountant General (A&E) AP, Hyderabad LR.NO /PM/II/2004-05/304, Dt.17-1-2005 and DOLR..DT.18-8-2005 &6-10-2005.
10. From the Registrar (ADMN), High Court letter Roc. No.1096/2004-B1, DL25-11-2005

ORDER:

In obedience to the above directions of the Hon'ble Supreme Court of India, the State Government ordered that the Revised Pension of the Judicial Officers who have retired or died while in service on and after 01-07-1996 shall be 50% of the minimum of the time scale in the revised pay scales of the post held by the Judicial Officers at the time of retirement or death vide reference 8th read above.

1. The Accountant General (A&E) , Andhra Pradesh, Hyderabad has requested clarification whether DCRG can be calculated and CVP can be authorized with reference to the pension worked out as per Para 9 and 10 of the G.O. Ms. No. 113, Law (LA&J-SC.F) Department dated 1-11-2004 vide reference 9th read above. He has also requested to consider issuing orders to sanction DCRG and commutation based on the minimum of the Revised Pay scale of the post held by the Judicial Officers at the time of retirement. It is further requested that if DCRG and CVP are also authorized necessary instructions prescribing the procedure for recovery of the excess pay and allowances, if any, paid consequent on getting clarification with reference to para 11 of the G.O. Ms. No. 113, Law (LA&J-SC.F) Department dated 1-11-2004 .

2. The Government after careful consideration of the matter have decided to release DCRG to the retired Judicial Officers as per the eligibility without any reduction as per Para 9 &10 of G.O. Ms. No. 113, Law (LA&J-SC.F) Department dated 1-11-2004, subject to the decision of the Hon'ble Supreme Court of India in IA.No.152/2005 and if due to this, any excess payments are paid, then the same will be recovered during commutation of the Pension payable to these Judicial Officers and also from the Dearness Relief, if necessary

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4. This order issues with the concurrence of the Finance (P.C.I) Department vide their U.O. No.1006/386/A1/PC.I/2006, dated; 03 -07-2006.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

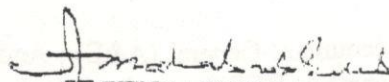
T.MADAN MOHAN REDDY
SECRETARY TO GOVERNMENT

To
The Registrar General, High Court of Andhra Pradesh
The Assistant Registrar, Supreme Court of India, New Delhi with a covering letter
The Advocate on Record, Supreme Court of India, O/o the Resident Commissioner,
A.P. Bhavan, New Delhi
The Registrar (Admn), High Court of A.P., Hyderabad.
The Registrar, A.P. Administrative Tribunal, Hyderabad.
The Pri. Secretary to Govt., GAD & Resident Commissioner,
Government of A.P., A.P. Bhavan, New Delhi.
The Accountant General, A.P., Hyderabad.
The Pay & Accounts Officer, Hyderabad.
The Secretary to Government of India, Ministry of Law, Justice & C.A., New Delhi.

Copy to:

The Finance (EBS Home) Department/ Finance (P.C.I) Dept.
The Law (OP) Department.
The HOME (Courts) Department.
The General Administration (Cabinet/Claims/OP/Spl.A) Departments.
The Director of Treasuries and Accounts, Hyderabad.
The Joint Director, Pension Payment Office, M.J. Road, Hyderabad.
All District Treasury Officers.

// FORWARDED BY ORDER //


SECTION OFFICER (S.C.)