



GOVERNMENT OF KERALA

Abstract

FINANCE DEPARTMENT-BENEFIT OF TIME BOUND HIGHER GRADE-COUNTING OF
WAR/MILITARY SERVICE AS QUALIFYING SERVICE AND APPOINTMENT
BY TRANSFER-FURTHER MODIFICATION-ORDERS ISSUED

FINANCE (PRC-A) DEPARTMENT

G.O(P)No.622/03/Fin.

Dated, Thiruvananthapuram, 26th November, 2003.

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- Read:-*
1. G.O.(P) No. 554/84(597)/Fin. dated 27-09-1984
 2. Circular No. 54/92/(138) Fin. dated 6-11-1992
 3. G.O.(P) No. 930/93(2)Fin. dated 8-12-1993.
 4. Circular No. 9/96(78)/Fin. dated 14-02-1996
 5. Judgement dated 12-12-2001 in OP No. 30481/2000 (D)
 6. G.O. (Ms) No. 238/2002(122)/Fin. dated 19-04-2002.

ORDER

1. In the judgement read as fifth paper above, the Hon. High Court has quashed Circular No. 9/96/(78)/Fin. dated 14-02-1996 based on the observation that a Circular cannot amend or alter the benefits conferred by a Government Order.

2. Government have examined the matter in detail and are pleased to issue the contents of Circular fourth read above in the form of a Government Order as follows.

3. As per Para 2 (XIV) of the Circular second read above War/Military service counts for civil pension would be reckoned as qualifying service for granting higher grades to non-gazetted officers and gazetted Officers with effect from 1-07-1979 and 1-07-1988 respectively. It has been ordered in Para 4 (VI) of the Government Order read as third paper above that War/Military service which counts for civil pension would be reckoned for computing the qualifying service for the grant of first higher grade. Civilian service under Military will not, however, count for higher grade. Government are pleased to issue further clarifications to the above clause as follows:-

(i) In the case of non-gazetted officers, War/Military service which counts for civil pension will be reckoned for sanctioning 13/10, 20 and 25 years higher grade for the period from 1-7-1979 to 29-2-1992

(ii) In the case of gazetted officers, War/Military service which counts for civil pension will be reckoned for only one higher grade with effect from 1-7-1989.

(iii) With effect from 1-3-1992, War/Military service which counts for civil pension will be reckoned for one higher grade only in respect of non-gazetted and gazetted officers.

4. The scheme of allowing 7,17 and 25 years higher grade to the Police Constable Drivers, other Technical categories in the Police Department and Fireman Drivers in the Fire Force Department has been modified as 10,18 and 23 years higher grade with effect from 1-11-1998 as per the Government Order sixth read above. The Military service which counts for civil pension will be reckoned for the above grades up 29-2-1992 and for one higher grade only with effect from 1-3-1992, as mentioned in Para 3 above.

5. In G.O. (P) No. 554/84/(597)/Fin. dated 27-9-1984, it was ordered that the appointment by transfer would be treated as equivalent to direct recruitment for the purpose of sanctioning higher grade. It is further clarified that promotion to a post in the direct line of promotion to a post in the direct line of promotion in a Department to be made on the basis of Select list prepared by the Departmental Promotion Committee, even if it is appointment by transfer from subordinate service to state service cannot be treated as direct recruitment for allowing the benefit of time bound higher grade.

6. Para 2 (III), (XIV) of Circular second and Para 4 (i) (vi) Government Order third cited will stand modified to the above extent.

By Order of the Governor,

K.S. SANTHAKUMARI,
Joint Secretary (Finance)

To

The Accountant General (A&E) Kerala, Thiruvananthapuram
The Principal Accountant General (Audit), Kerala, Thiruvananthapuram.
The Director of Treasuries, Thiruvananthapuram.
All Heads of Departments and Offices.
All Departments and Sections of the Secretariat.
The Secretary, Kerala Public Service Commission, Pattom Thiruvananthapuram
(with C.L.)
The Managing Director, Kerala State Road Transport Corporation,
Thiruvananthapuram (with C.L.).
The Registrar, High Court of Kerala, Ernakulam (with C.L.)
The Registrar, University of Kerala/Cochin/Calicut/Mahatma Gandhi/Kannur
(with C.L.)
The Registrar, Sree Sankaracharya Sanskrit University, Kalady (with C.L.)
The Registrar, Kerala Lok Ayukta, Kesavadasapuram, Thiruvananthapuram.
The Registrar, Kerala Agricultural University, Mannuthi.
The Secretary, Ombudsman, Thiruvananthapuram.
The Advocate General, Ernakulam (with C.L.)
The Secretary, Kerala State Electricity Board, Thiruvananthapuram (with C.L.)
All Principal Secretaries/Secretaries/Special Secretaries/Additional Secretaries/
Joint Secretaries/Deputy Secretaries/Under Secretaries to Government
The Private Secretaries to the Chief Minister and other Ministers.
The Private Secretary to the Government Chief Whip.
The Private Secretary to the Leader of Opposition.
The Secretary to Governor, Raj Bhavan (with C.L.)
The Principal Secretary to Speaker of the Legislative Assembly.
The Additional Secretary to the Chief Secretary
The Director of Public Relations, Thiruvananthapuram.
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