



## GOVERNMENT OF KERALA

### Abstract

Pay Revision 2009 - Subordinate Judiciary - scale of pay of Confidential Assistant and Process Server - Modified - Orders issued.

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#### Finance (Pay Revision Cell- D) Department

G.O(P)No. 104/2017/(217)/Fin

Dated, Thiruvananthapuram 11.08.2017

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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. G.O(P)No. 85/2011/Fin dated 26.02.2011 read with G.O(P)No. 143/2011/Fin dated 30.03.2011.  
3. G.O. (Ms) No. 176/12/Home Dated 06.07.2012.  
4. G.O(Ms)No. 197/2016/(214)/Fin dated 18.05.2016.  
5. G.O(P)No. 103/2017(187)/Fin dated 09.08.2017.

### 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 (3) above.

2. As there is no specific recommendation or direction to grant the corresponding revisions in the successive pay revisions the request for granting

corresponding revised scales in subsequent Pay revisions was not considered. The Hon'ble High Court of Kerala, in the Judgment dated 02.11.2016 ordered "to give effect of the directions of the Hon'ble Supreme Court in its Order dated 16.03.2015 by carrying out the modifications and to give the benefit of corresponding scales of pay as has been granted with effect from 01.04.2003 to judicial employees in subsequent pay revisions also. It is made clear that the State Government shall rectify the anomalies in the Pay Revision Orders and make available the benefits as directed by the Apex Court". The Hon'ble Supreme Court has dismissed the review petition filed on behalf of State Government. A contempt petition No. 1264/17 dated 27.07.2017 has been filed by Kerala Judicial Confidential Assistants (Civil/criminal) Association on non-compliance of direction in Judgement dated 02.11.2016.

3. As per Government Order 5<sup>th</sup> paper above Government have modified the scales of pay of posts of Sheristadar District Court, Confidential Assistant Grade - I, Confidential Assistant Grade -II and Process Server in pay revision 2004. Corresponding revision for the scale of pay of the post of District Court Sheristadar has already been granted in Pay Revision Order 2009 as part of compliance of the final judgment dated 18.03.2015 in WP(C)No. 5707/2013 vide Government Order read as 4<sup>th</sup> paper above.

4. Government are therefore pleased to modify the scales of pay of the posts of Confidential Assistant Grade - I, Confidential Assistant Grade - II and Process Server in pay revision 2009 as follows:

Sl. No	Name of Category	Page in Pay Revision Order 2009	Existing Position		Corrected Position	
			Pre-revised	Revised	Pre-revised	Revised
1	Confidential Assistant Grade I	Page No. 92	7990-12930	13900-24040	8390-13270	14620-25280
2	Confidential Assistant Grade II	Page No. 92	6080-9830	10480-18300	6680-10790	11620-20240
3	Process Server	Page No. 168	4630-7000	8730-13540	4750-7820	8960-14260


Government further orders that as Confidential Assistant Grade I and Confidential Assistant Grade II belong to common category the above revision of scales of pay will be applicable to incumbents in subordinate judiciary only for the limited purpose of complying with the court order.

(By order of the Governor)  
**BISWANATH SINHA IAS**  
PRINCIPAL SECRETARY

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](http://www.finance.kerala.gov.in)  
The Stock File/Office copy.

Forwarded/by Order



Section Officer