



GOVERNMENT OF KERALA

Abstract

MODIFICATION IN RULE 59 OF PART III KSRs—ORDERS ISSUED

FINANCE (PENSION-B) DEPARTMENT

G. O. (P) No. 198/2018/Fin.

Dated, Thiruvananthapuram, 22nd December, 2018.

- Read:—*1. Letter No. 19404/Petition C2/2010/LA dated 1-8-2017 from the Committee on Petitions (2016-19).
2. G. O. (P) No. 192/2018/Fin. dated 11-12-2018.

ORDER

The Committee on Petitions (2016-19) after taking evidence in the meeting held on 20th June, 2017 regarding the disciplinary cases involving Revenue Department officials have opined that because of the lacuna in the existing rules in Part III of the Kerala Service Rules, the employees who had committed offences while in service and against whom disciplinary action could not be initiated while in service or within the time limit stipulated under clause (ii) of sub-rule (b) of rule 3 and who had received pensionary benefits on the pretext of satisfactory service as per sub-rule (a) of rule 59 and who have been found guilty in departmental or judicial proceedings later could not be proceeded against and have recommended the Government to rectify the same.

2. The Government have examined the matter in detail and have amended rule 59 by inserting 59(c) vide Government Order read 2nd above to the effect that if a pensioner is found guilty either in any departmental or judicial proceedings after retirement, Government reserves the right to withdraw pension completely or a part thereof even if pensionary benefits were sanctioned as per sub-rule (a) of this rule.

3. Along with that Government decided to modify rule 59 as follows:

(i) Note 2 shall be modified as

“This rule authorize a reduction of pension not less than the minimum of Part Time Pension.”

(ii) Note 3 shall be inserted as follows:

Note 3:—This rule contemplates permanent reduction in the amount of pension ordinarily admissible and does not admit of the reduction of the pension payable in respect of any one particular year.

(iii) In clause (3) below ruling No. 1; in the first sentence between the words “59 (b)” and “does not” the words “and (c)” shall be inserted.

(iv) Government Decision No. 3 shall be deleted.

4. The date of effect of the modification shall be w.e.f. 11-12-2018.

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.

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 C. L.).

All Secretaries, Additional Secretaries, Joint Secretaries, Deputy Secretaries and Under Secretaries to Government.

The Secretary to Governor.

The Private Secretaries to Speaker, Deputy Speaker, the Leader of Opposition and Government Chief Whip.

The Private Secretaries to Chief Minister and other Ministers.

The Additional/Deputy Secretary to Chief Secretary.

The Secretary, Ombudsman for Local Self Government Institutions, Thiruvananthapuram.

The Secretary, Kerala State Human Rights Commission, Thiruvananthapuram.

The Registrar, University of Kerala/Cochin/Calicut (with C. L.).

The Registrar, Mahatma Gandhi University, Kottayam (with C. L.).

The Registrar, University of Kannur, Kannur (with C. L.).

The Registrar, Kerala Agricultural University, Thrissur (with C. L.).

The Registrar, Kerala Veterinary and Animal Sciences University, Wayanad (with C. L.).

The Registrar, Sree Sankara Sanskrit University, Kalady (with C. L.).

The Registrar, Kerala University of Health and Allied Sciences, Thrissur (with C. L.).

- The Registrar, Fisheries University, Ernakulam (with C. L.).
- The Registrar, Malayalam University, Tirur, Malappuram (with C. L.).
- The Registrar, High Court, Ernakulam (with C. L.).
- The Registrar, Kerala Lok Ayukta, Thiruvananthapuram.
- The Director of Treasuries, Thiruvananthapuram.
- The Director, Information and Public Relations, Thiruvananthapuram.
- The Managing Directors/General Managers of all Government Companies/
Boards/Corporations/Autonomous Bodies.
- The Advocate General, Kerala, Ernakulam.
- The Chief Information Commissioner, Kerala, Thiruvananthapuram.
- All District Treasury Officers/Sub Treasury Officers.
- The Nodal Officer, www.finance.kerala.gov.in for publishing on the
website.
- Stock File/Office Copy (566651/Pen-B3/2017-Fin).
-