

Allowances and Amenities other than pay to be given to the Judicial officers of Subordinate Judiciary as per Hon'ble Justice E. Padmanabhan Committee.

GOVERNMENT OF GUJARAT

Legal Department

Sachivalaya, Gandhinagar,

Resolution No.PAY/102010/1012/D,

Dated: 3rd August, 2011

Read:

1. The directions issued by the Hon'ble Supreme Court on 28.4.2009 in I.A. No.244 in W.P.(C) No.1022/1989 all India Judges Association and Others v/s Union of India and others.
2. Report on the First National Judicial Pay Commission – Headed by Hon'ble Mr. Justice K. Jagannadha Shetty – in November, 1999.
3. Report submitted on 17.7.2009 by One Man Commission – Headed by Justice E. Padmanabhan (Retd.) on determination of salary pension etc. to Judicial Officers and Pensioners belonging to the Subordinate Judiciary.
4. Govt. of Gujarat, Legal Department Resolution No.Pay-102003-1233-D, dated 16.3.2007
5. Government of Gujarat, Legal Department Resolution No. Pay/WPC/102004/173/D dated 4.2.2008.
6. Govt. of Gujarat, Legal Department Resolution No.ICE/102004/764/D dated 8.1.2010.
7. The directions issued by the Hon'ble Supreme Court on 7.04.2010 in I.A. No.244 in W.P.(C) No.1022/1989 All India Judges Association and Others v/s Union of India and Others.
8. The directions issued by the Hon'ble Supreme Court on 04.05.2010 in I.A. No.244 in W.P. (C) No.1022/1989 All India Judges Association and Others v/s Union of India and Others.
9. Govt. of Gujarat Notification No.GK/09/2009/PAY/102008/II-3435-D dated June, 26, 2009 All India Judges Association and Others v/s Union of India and Others.

Preamble

The Hon'ble Supreme Court of India vide their Order dated 28.4.2009 appointed One Man Commission headed by Justice E. Padmnabhan (Retd.) to determine the matters relating to revision of pay and allowances, perquisites payable to all the Judicial Officers, working and retired, throughout the country on the basis of the First National Judicial Pay Commission.

The Commission submitted its Report dated 17.9.2009 to the Supreme Court of India where upon the Apex Court issued directions to the Government for implementation of all the recommendations made in the Justice E. Padmanabhan Committee's Report.

The State Government vide its Notification dated 26.6.2009 issued orders implementing the recommendations of the Justice E. Padmanabhan Committee's Report on revision of payscales.

The matter regarding implementation of recommendations made in the Justice E. Padmanabhan Committee's Report in regard to revision of Sumptuary Allowance, Medical Allowance and Robe Allowance was under consideration of the State Govt.

RESOLUTION :-

After careful consideration of all the aspects involved in the matter, the Government of Gujarat hereby accords sanction for revision of Sumptuary Allowance, Medical Allowance and Robe Allowance to all the Judicial Officers, including the Judicial Officers of Labour Court and Industrial Courts, with effect from 1.1.2006 as under:-

(i) Sumptuary Allowance

Sr.No.	Name of the Post	Existing Allowance per month	Revised Allowance (per month)
1	Civil Judges (Jr. Division)	Rs.500/-	Rs.1500/-
2	Civil Judges (Sr. Division)	Rs.750/-	Rs.2300/-
3	District Judges (All levels)	Rs.1000/-	Rs.3100/-

The Sumptuary Allowance at the revised rates as mentioned above shall be payable to all the Judicial Officers, including the Judicial Officers of Labour Courts and Industrial Courts from 1.1.2006.

(ii) Medical Allowance

All the Judicial Officers are presently drawing the Medical Allowance at the rate of Rs.100/- per month. The same is revised and fixed at Rs.1000/- per month with effect from 1.1.2006.

(iii) Robe Allowance

All the Judicial Officers are drawing Robe Allowance at the rate of Rs.5000/- once in 5 years. The same is revised and fixed at Rs.6000/- once in 3 years. The first block of 3 years will commence from 1.1.2006 and the subsequent 3 year blocks will follow consecutively.

The differential amount of Robe Allowance shall be paid in cash.

The differential amounts of arrears of Sumptuary Allowance and Medical Allowance with effect from 1.1.2006 to 31.7.2011 shall be paid in the following manner:-

- (a) 60% amount shall be paid in cash in two equal yearly installments
- (b) 40% amount shall be credited to the GPF Account of the concerned Judicial Officers. In respect of those Judicial Officers who do not have the GPF Account, the arrears shall be credited NDPS.
- (c) The revised amount of Sumptuary Allowance and Medical Allowance shall be paid in cash from 1.8.2011.

The amount of arrears payable to the Judicial Officers who have retired or died in harness shall be placed at the disposal of the Principal District Judge of the District / Head of Department where the retired / deceased Judicial Officer last worked; thereafter Principal District Judge of the District / Head of Department shall draw the amount and pay it to the retired Judicial Officer/family of the deceased Judicial Officer.

All the other allowances sanctioned vide Government of Gujarat, Legal Department Resolution No. Pay-102003-1233-D dated 16.3.2007 and GR No. Pay/WPC/102004/173/D dated 4.2.2008 shall continue to be payable to the Judicial Officer.

All the other facilities and amenities provided to the Government employees which are not inconsistent with the above allowances and amenities shall be provided to the Judicial Officers.

The expenditure towards these allowances shall be met from the sanctioned grant and shall be debited to the concerned Budget Head in which the expenditure of Pay and Allowances is debited.

This issues with the concurrence dated 1.8.2011 of the Finance Department on this Department's file of even number.

By order and in the name of the Governor of Gujarat,


(O. L. Pandey)

Secretary to the Govt. of Gujarat,
Legal Department

To

1. Secretary to H.E. the Governor, Raj Bhavan, Gandhinagar
2. Secretary to Chief Minister, Sachivalaya, Gandhinagar
3. Personal Secretary to Minister For Law, Sachivalaya, Gandhinagar.
4. Personal Secretary to Minister ((Finance) Sachivalaya, Gandhinagar
5. Private Secretary to Secretary & R.L.A, Legal Department, Schivalaya, Gandhinagar.
6. P.S. to Principal Secretary, Finance Department
7. The Registrar General, High Court of Gujarat
8. Accountant General, Gujarat, Rajkot / Ahmedabad
9. The Principal Judge City civil & Sessions Court, Ahmedabad
10. All Principal District and Sessions Judges.
11. President, Industrial Court, Ahmedabad
12. Chief Judge, Labour Court, Ahmedabad
13. The Chief Judge, Small Cause Court, Ahmedabad
14. The Principal Judge, Family Court Ahmedabad Vadodara, Rajkot, Surat, Godhra, Junagadh
15. The Chief Metropolitan Magistrate, Ahmedabad
16. All Treasury Officers
17. All Sub Treasury Officers
18. The Section Officers, F , I and G Branch Legal Department
19. Select file.