

Additional Benefit of three
advance increments to be
given to the Judicial
Officers of District
Judiciary.

**Government of Gujarat
Legal Department,
Resolution No. PAY/102022/2254/D
4, Sardar Bhavan
Sachivalaya, Gandhinagar.
Dated: 29.02.2024**

Read:

1. Judgement of Hon'ble Supreme Court of India in Writ Petition (Civil) No.643/2015, dated 04.01.2024.
2. Legal Department's Resolution No. PAY/WPC/102004/173/D, Dated 14.06.2012.
3. Legal Department's Resolution No. PAY/WPC/102004/173/D, Dated 14.07.2014.
4. Legal Department's Resolution No. PAY/WPC/102004/173/D, Dated 28.12.2020.
5. Legal Department's Resolution No. PAY/102022/2254/D, Dated 26.07.2023.
6. Legal Department's Letter No.LD/MSM/e-file/12/2023/8052/D Section, Dated 17.01.2024.

PREAMBLE

WHEREAS the Hon'ble Supreme Court of India, by its order dated 09.05.2017 passed in W.P. (C) no. 643/2015 filed by All India Judges Association under Article 32 of the Constitution of India, appointed the Second National Judicial Pay Commission, under the chairmanship of Hon'ble Mr. Justice P.V.Reddy and Hon'ble Mr. Justice R. Basant, Former Judge, High Court of Kerala as a Member of the said commission.

AND, WHEREAS the Hon'ble Members of the Second National Judicial Pay Commission (SNJPC) have also submitted their report.

AND, WHEREAS the Hon'ble Supreme Court of India by its order dated 27.07.2022, 19.05.2023, has accepted the recommendations of the Second National Judicial Pay Commission, chaired by Hon'ble Mr. Justice P.V.Reddy, former Judge of Supreme Court of India on the revision of pay and pension for Judicial Officers.

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AND, WHEREAS the Supreme Court of India has given certain directions in para 41 to 44 in the Writ Petition (Civil) No. 643 of 2015 on dated 04.01.2024 regarding the compliance of the Second National Judicial Pay Commission (SNJPC).

NOW, THEREFORE, the Government is pleased to accord sanction to grant revised benefits in the form of Higher Qualification Allowance to the State Judicial Officers, both serving and retired.

NOW, THEREFORE, in this regard the Government is pleased to issue this Resolution.

Resolution

The Legal Department, Government of Gujarat has sanctioned the additional benefit of three advance increments to the Judicial Officers vide Government Resolution cited at Sr.2, 3,4 and 5.

In these resolutions, for the word "advance" shall be substituted with the word "additional", that is to say in addition to regular increment. However, maximum of the pay scale has been reached by grant of such increment it would not give scope for further increment in the said pay scale".

Moreover, para 2C shall be substituted with the following para in Government Resolution cited at Sr.No.5.

"Para 2C: The Judicial Officers shall be granted one more additional increment over and above as stated in para 2,2A and 2B in Government Resolution cited at Sr.No.2,4 and 5 if he acquires Doctorate in Law.."

The remaining conditions specified in aforesaid resolutions shall be applicable Mutatis-Mutandis.

This issue in the concurrence of the Finance Department vide it's note dated 28th February ,2024 on this department's file No. SNJPC/102020/CSO-16/D.

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

 29/2/2024.
(Ravikumar D. Maheta)

Deputy Secretary to the Government of Gujarat
Legal Department

Copy To.

1. P.S. to Hon'ble Chief Minister, Sachivalaya, Gandhinagar.

2. P.S. to Hon'ble Law Minister, Sachivalaya, Gandhinagar.
3. Committee Constituted by The Hon'ble High Court Of Gujarat (All Members).
- 4..P.S. to the Additional Chief Secretary, Finance Department, Sachivalaya, Gandhinagar
5. P.S. to the Principal Secretary, Health & Family Welfare Department, Sachivalaya, Gandhinagar.
6. P.S. to the Secretary & R.LA., Legal Department, Sachivalaya, Gandhinagar.
7. The Registrar General, Hon'ble High Court of Gujarat. Sola, Ahmedabad [By E- mail/Letter].
8. Principal Judge, City Civil & Sessions Court, Ahmedabad.
9. All Principal District and Sessions Judges.
10. All Principal Judge, Family Courts of State.
11. President Industrial Tribunal,Ahmedabad.
12. Chief Metropolitan Magistrate, Ahmedabad.
13. Chief Judge, Small Cause Court, Ahmedabad/Rajkot/Surat/Vadodara.
14. All the District Treasury Officers.
15. Director, Pension and Provident Fund, Ahmedabad.
16. The Deputy Secretary, "F1" Branch, Legal Department, Sachivalaya, Gandhinagar.
17. The Section Officer, "D" Branch, Legal Department, Sachivalaya, Gandhinagar.
18. Select File 2024