

GOVERNMENT OF JAMMU AND KASHMIR  
FINANCE DEPARTMENT

O. M. No. A/9(77)-601

Dated 24-07-2013.

CORRIGENDUM

Please read "Government" in place of the words "Government servant" appearing in the first line of the Sub-Rule (3) of Rule 72 of SRO-274 dated 30-05-2013. The word "servant" shall be deemed to have been deleted *ab-initio*.

(Sd.) .....

Principal Secretary to Government,  
Finance Department.

Copy to :—

Standard endorsement.

GOVERNMENT OF JAMMU AND KASHMIR  
FINANCE DEPARTMENT

**Subject :—Rationalization of pension of retired State Judicial Officers.**

Government Order No. 202-F of 2013

Dated 12-09-2013.

It is hereby ordered that—

- (a) The Government Order No. 252-F of 2012 dated 29-11-2012 where under the application of clause (i) (a) and (i) (b) of Government Order No. 216-F of 2009 dated 24-09-2009 was extended to the State Judicial Officers, is withdrawn retrospectively ;
- (b) In case of the State Judicial Officers who have retired prior to 01-01-2006, the revised pension shall be 50% of the minimum pay of the post held at the time of retirement as revised from time to time.

By order of the Government of Jammu and Kashmir.

(Sd.) B. B. VYAS,

Principal Secretary to Government,  
Finance Department.

No. A/71(2009)-III-771

Dated 12-09-2013.

Copy to :—

Standard endorsement.

GOVERNMENT OF JAMMU AND KASHMIR  
FINANCE DEPARTMENT

Subject :—Pension revision arrears to retired State Judicial Officers.

---

Government Order No. 203-F of 2013

Dated 12-09-2013.

It is hereby ordered that the pension revision arrears to the pensioners/family pensioners of the State Judicial Officers, on account of 6th CPC recommendations, shall be paid in one go after adjustment of the instalment(s), if any, paid to them in terms of Government Order No. 8-F of 2012 dated 05-01-2012.

By order of the Government of Jammu and Kashmir.

(Sd.) B. B. VYAS,

Principal Secretary to Government,  
Finance Department.

No. A/71(2009)-III-772

Dated 12-09-2013.

---

Copy to :—

Standard endorsement.

---

GOVERNMENT OF JAMMU AND KASHMIR  
FINANCE DEPARTMENT

CORRIGENDUM

In Article 240-A(VII) of the J&K Civil Service Regulations, Vol. (I), introduced vide SRO-395 dated 30-11-2012, the words and figures "on or after 02-09-2008" shall be substituted by the words and figures "after 01-01-2006".

(Sd.) B. B. VYAS,

Principal Secretary to Government,  
Finance Department.

No. A/71(2009)-III-773

Dated 12-09-2013.

Copy to :—

Standard endorsement.

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT—FINANCE DEPARTMENT

## Notification

Srinagar, the 27th September, 2013.

SRO-423.—In exercise of the powers conferred by the proviso to section 124 of the Constitution of Jammu and Kashmir, the Governor is pleased to direct that following amendment shall be made in the Jammu and Kashmir Financial Code Vol-I, namely :—

After Note-4 of Rule 7.51 under the Caption "17-printing", following shall be added as Note 5 :—

"Note-5. The Chairman, Jammu and Kashmir Service Selection Board or any other Member or the Secretary, nominated by him may get question papers for different examinations (conducted by the Board) printed without calling for tenders."

By order of the Governor.

(Sd.) B. B. VYAS, IAS,

Principal Secretary to Government,  
Finance Department.

No. A/68(79)-A-607

Dated 27-09-2013.

Copy to :—

Standard endorsement.



GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT—FINANCE DEPARTMENT

**Addendum to the Government Order No. 257-F of 2011  
dated 27-10-2011 and SRO-332 dated 28th October, 2011.**

In the table contained in the Government Order No. 257-F of 2011 dated 27-10-2011 and SRO-332 dated 28th October, 2011, the following shall be deemed to have been existing *ab initio* at Serial No. 1A below the existing Serial No. 1 therein :—

S. No.	Pay Band	Grade Pay	Fixed salary per month for 1st two years	Medical allowances	Total salary per month during 1st two years	Fixed salary per month during next 3 years	Medical allowance	Total salary per month during next 3 years
1A	4400-7440	1400	2920	300	3220	4380	300	4680
	-IS							

(Sd.) .....

Director Codes  
Finance Department.

No. A/35(2011)-667

Dated 23-10-2013.

Copy to :—

Standard endorsement.

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT—FINANCE DEPARTMENT

Notification

Srinagar, the 24th October, 2013.

SRO-458.—In exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir, the Governor is pleased to direct that following amendments be made in the Jammu and Kashmir Civil Service Regulations Volume-I, namely :—

I. For Article 309, the following shall be substituted :—

“309. Government servants shall be classified for the purpose of regulating their T. A. as under—

- |                                                                                                   |           |
|---------------------------------------------------------------------------------------------------|-----------|
| (i) Officers drawing Grade Pay of Rs. 10,000/- and above and those in pay scale of HAG+ and above | Class I   |
| (ii) Officers drawing Grade Pay of Rs. 7,600/- to Rs. 8,900/-                                     | Class II  |
| (iii) Officers drawing Grade Pay of Rs. 5,400/- to Rs. 6,600/-                                    | Class III |
| (iv) Officers drawing Grade Pay of Rs. 4,200/- to Rs. 5,200/-                                     | Class IV  |
| (v) Officers drawing Grade Pay below Rs. 4,200/-                                                  | Class V   |

**Note** :—The term “Grade Pay” for the purpose of these rules shall mean “Grade Pay” in the revised pay structure in terms of Rule 3 (f) of the J&K Civil Services (Revised Pay) Rules, 2009. In the case of employees who may have opted to retain the pre-revised scales of pay, their T. A. claims shall be regulated under the existing rules.”

II. In Article 309-A, for the word “salary” the words “Grade Pay” shall be substituted.

III. In Article 314, for clause (a) along with note thereunder, the following shall be substituted :—

I. “(a) The entitlement for journey by Railway shall be determined as under :—

Class of Officers	Entitlement
Class I	AC First Class by train
Class II	AC First Class by train
Class III	AC II Tier Class by train
Class IV	AC II Tier Class by train
Class V	First Class/AC III Tier/AC Chair car by train.”

“Note :—The revised travel entitlement shall be subject to following :—

- (i) In case of places not connected by rail, the officers entitled to travel by AC II Tier train and above would be allowed to travel by AC bus and others would be allowed to travel by Deluxe/ordinary bus.
- (ii) In case of road travel between places connected by rail, travel by any means of public transport is allowed ; provided the total fare does not exceed the train fare by the entitled class.
- (iii) All Government servants are allowed to travel by any class of travel below their entitlement.”

II. For clause (c), the following shall be substituted :—

“(c) In addition to fare prescribed above, the Government servant shall be allowed daily allowance on the day of journey conducted by rail outside the State. However, for the journeys within the State the daily allowance shall be admissible as under :—

- (i) If absence from Headquarters on the day of departure or arrival does not exceed 6 hours  $\frac{1}{4}$  Daily Allowance



(ii) If absence from Headquarters on the day of departure or arrival does not exceed 12 hours  $\frac{1}{2}$  Daily Allowance

(iii) If absence exceeds 12 hours Full Daily Allowance”.

*Exception No. 1* :— A Minister may authorize his PRO/Private Secretary or Security Officer to accompany him by the same class of Railway by which the Minister travels.

*Exception No. 2* :— Private Secretary (or the P. A.) to the Governor and A. D. C. to Governor, when accompanying the Governor, on tour outside the State shall be entitled to travel by the same class of Railway by which the Governor travels and be entitled to draw the railway fare and incidentals admissible under rules.

*Exception No. 3* :— All Government servants who are entitled to travel on tour by 1st class in Railway shall also be entitled to travel by II AC two tier where any of the direct train connecting the two stations, by shortest route, has no provision for 1st class.

IV. For Article 316-A, the following shall be substituted :—

“316-A. Mileage allowance by Sea/Rivers”.

(a) The entitlement for the Mileage allowance by Sea/River Steamer shall be regulated as under :—

Class of Officers	Entitlement
1	2
Class I, II & III	Highest class.
Class IV	If there be two classes only on the steamer, the lower class.

1

2

**Class V :**

- |                                                                       |                                                                                                                                                                                   |
|-----------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| (i) Officers drawing<br>Grade Pay of<br>Rs. 2,400/- to<br>Rs. 2,800/- | If there be two classes only on<br>the steamer, the lower class.<br>If there be three classes, the<br>middle or the second class<br>If there be four classes, the third<br>class. |
| (ii) Officers drawing<br>Grade Pay less<br>than Rs. 2,400/-           | The lowest class.                                                                                                                                                                 |

- (b) Accommodation entitlement for travel between the main land and the Andaman and Nicobar Group of Islands and the Lakshadweep Group of Islands by ships operated by Shipping Corporation of India Ltd. shall be as follows :—

Class of Officers	Entitlement
Class I, II & III	Deluxe Class
Class IV	First/"A" Cabin Class
Class V :	
(i) Officers drawing Grade Pay of Rs. 2,400/- to Rs. 2,800/-	Second/"B" Cabin Class
(ii) Officers drawing Grade Pay less than Rs. 2,400/-	Bunk Class

**Note :—**In case where the steamer/ship company has two rates of fare one inclusive and one exclusive of diet, the word "fare" shall mean the fare exclusive of diet".

V. For Article 318, the following shall be substituted :—

“(a) The entitlement for journeys undertaken by road between the places linked by regular bus service or rail, shall be regulated as under—

Class of Officers	Entitlement
1	2
(i) Class I	<p>Actual fare by any type of public bus including air conditioned bus.</p> <p style="text-align: center;">OR</p> <p>At prescribed rates of AC Taxi when the journey is actually performed by AC Taxi.</p> <p style="text-align: center;">OR</p> <p>At prescribed rates of Auto Rickshaw for journeys by Auto Rickshaw, Own Scooter, Motorcycle, Moped etc.</p>
(ii) Class II	<p>Same as at (i) above with the exception that journey by AC Taxi will not be permissible.</p>
(iii) Class III	<p>Same as at (ii) above.</p>
(iv) Class IV	<p>Actual fare by any type of public bus other than air conditioned bus.</p> <p style="text-align: center;">OR</p> <p>At prescribed rates for Auto Rickshaw for journeys by Auto Rickshaw/Own Scooter/Motorcycle/Moped etc.</p>

1	2
(v) Class V	Actual fare by ordinary public bus only.
	OR
	At prescribed rates for Auto Rickshaw/Own Scooter/Motorcycle/Moped etc. :

Provided that in addition to above entitlements, daily allowance on the day of travel to cover the incidental expenses shall be admissible as under—

- (i) If absence from Headquarters on the day of departure or arrival does not exceed 6 hours      ¼ Daily Allowance
- (ii) If absence from Headquarters on the day of departure or arrival does not exceed 12 hours      ½ Daily Allowance
- (iii) If such absence exceeds 12 hours      Full Daily Allowance

Day shall mean a calendar day beginning and ending at midnight.

- (b) Mileage allowance for journey or part of a journey on roads not covered by regular bus service, including pony tract on tour/transfer shall be Rs. 5/- per K. M.

For such journey in Ladakh and Kargil Districts the mileage allowance shall be increased by 50%.

Where in any case the amount of pony charges actually paid may be higher than what is admissible at the rates prescribed above, the Government employee may charge actual expenses against proper receipt which should among other things give the details such as distance covered, station from and to travelled and date of travel etc. A certificate of a Revenue Officer not below the rank of a Tehsildar of the area visited regarding the correctness



of the rates charged should be obtained by the concerned employee. In addition to actual expenses incidental equal to one daily allowance will be admissible if the period involved in journey on anyone day is 12 hours or more and half daily allowance where it may be less than 12 hours.

**Note :—**Where a Government servant travels in his own conveyance, the mileage allowance shall be regulated as under :—

- (a) Motor Car Rs. 10/- per K. M.  
 (b) Motorcycle/Scooter/Moped Rs. 05/- per K. M. :

Provided that the reimbursement of the expenditure on this account shall be restricted to the cost of air travel between any two points of travel.”

VI. In Article 320-A, for the words “With effect from 1-12-1998, officers whose basic pay is more than Rs. 10,000/- per month shall be entitled to travel by air on tour within the State”, the words “Officers whose Grade Pay is Rs. 5,400/- and more shall be entitled to air travel by economy class on tour within the State” shall be substituted.

VII. For Article 320-B, the following shall be substituted :—

“Officers whose Grade Pay is Rs. 7,600/- and more shall be entitled to air travel by economy class on tour while travelling outside the State from Srinagar/Jammu to Delhi and vice versa and officers with Grade Pay of Rs. 10,000/- and above and those in pay scale of HAG + and above shall be entitled to travel to any station outside the State by the same class. However, the Chief Secretary, the Financial Commissioners, the Director General of Police, the Principal Secretaries to the Government and the Additional Directors General of Police shall be entitled to Business/Club Class travel on international flights.

**Note 1 :—**In case of urgency in the interest of public service a Government servant who is not entitled to travel by air, may do so, within or outside the State, with the sanction of the concerned Administrative Department.



**Note 2** :— Project Advisor, Institute of Medical Sciences, Srinagar shall be competent to permit air travel to officers and staff subordinate to him, outside the State (but within country) provided such travel is considered in the interest of public service.”

VIII. For the existing Note 3 below Article 320-B, the following shall be substituted :—

I. “**Note 3.**— All the mileage points earned by Government employee on tickets purchased for official travel shall be utilized by the concerned department for other official travel by their officers. Any usage of these mileage points for purpose of private travel by an officer will attract departmental action. This is to ensure that the benefits out of official travel, which is funded by the Government, should accrue to the Government.”

II. After Note 3 below Article 320-B, the following shall be added as Note 4 :—

“**Note 4.**—All the Travelling Allowance claims, where journey has been performed by air, shall be supported with the boarding cards in addition to the Air Tickets.”

IX. For Article 320-D, the following shall be substituted :—

“Government servants eligible to travel by air within the State shall be entitled to actual standard fare and the reimbursement of insurance premium for a sum of Rs. 50,000/- paid to Insurance Companies in case of all journeys by air.

Provided that the reimbursement of extra luggage charges by air in case of carriage of Government records (by air) shall be admissible subject to production of freight voucher and furnishing of a certificate of the countersigning authority that the extra freight was paid for carrying the Government records.

In addition to above, a Government servant shall be entitled to D. A. on the day of air travel as under :

- (i) If absence from Headquarters  $\frac{1}{4}$  Daily Allowance on the day of departure or arrival does not exceed 6 hours
- (ii) If absence from Headquarters  $\frac{1}{2}$  Daily Allowance on the day of departure or arrival does not exceed 12 hours
- (iii) If absence exceeds 12 hours Full Daily Allowance.

**Government Instruction No. I.**—It occasionally happens that on a day when an officer is scheduled to travel by air from Srinagar to Jammu or vice versa the flight is cancelled but the Government servant's presence at the destination is necessary and the departure may not possibly be postponed or rescheduled. On such occasions the officer should share a taxi with others by taking a single seat and he will be entitled to fare actually paid subject to the maximum of air fare which he would get but for the cancellation of flight.

**Government Instruction No. II.**—When an air seat is not available, a Government servant who is entitled to travel by air, may travel by sharing a taxi and charge actual taxi charges paid subject to the ceiling of the air fare which he would have otherwise got."

X. Article 328-A shall be deleted.

XI. In Article 331, the existing Note 1 shall be renumbered as 'Note' and the Note 2 thereunder shall be deleted.

XII. For Article 335, the following shall be substituted :—

"335. (a) The rates of Daily Allowance shall be as under :—

Class of Officers	Localities in J&K other than Srinagar/Jammu	Srinagar/Jammu and anywhere outside the State
1	2	3
Class I	Rs. 300/-	Rs. 500/-
Class II	Rs. 250/-	Rs. 300/-

1	2	3
Class III	Rs. 200/-	Rs. 200/-
Class IV	Rs. 150/-	Rs. 150/-
Class V	Rs. 100/-	Rs. 100/-

(b) The charges of boarding and lodging for halts shall be reimbursed as under—

(i) A Government servant who while on tour within or outside the State, stays in Government/Public Sector Guest House shall be entitled to reimbursement of actual charges subject to the production of vouchers.

(ii) When a Government servant stays in a hotel or other non-Government establishment providing boarding and/or lodging at scheduled tariffs, the reimbursement shall be made subject to the production of vouchers as under :—

Class of Officers	Localities in J&K other than Srinagar/Jammu	Srinagar/Jammu and anywhere outside the State
1	2	3
Class I	Reimbursement for hotel accommodation/guest house up to Rs. 1500/-	Reimbursement for hotel accommodation/guest house up to Rs. 3000/-
Class II	Reimbursement for hotel accommodation/guest house up to Rs. 1000/-	Reimbursement for hotel accommodation/guest house up to Rs. 2500/-
Class III	Reimbursement for hotel accommodation/guest house up to Rs. 750/-	Reimbursement for hotel accommodation/guest house up to Rs. 1500/-
Class IV	Reimbursement for hotel accommodation/guest house up to Rs. 500/-	Reimbursement for hotel accommodation/guest house up to Rs. 500/-
Class V	Reimbursement for hotel accommodation/guest house up to Rs. 300/-	Reimbursement for hotel accommodation/guest house up to Rs. 300/- :



Provided that a Government servant shall be entitled to stay in a hotel etc. as at (b) (ii) above only when Government accommodation or Public Sector accommodation is not available to be certified by the concerned Government servant himself.

**Note 1 :—**Halting allowance is inadmissible to work charge establishment.

**Exception.**—The temporary establishment of the Forest Department charged to head "A" Conservancy and Works be exempted from the operation of Note 1 to this Article.

**Note 2 :—**A Government servant who under the orders of the competent authority has to prolong his halt during tour shall be paid boarding and lodging charges at the full rate for the first 30 days, at  $\frac{3}{4}$ th of the full rate for the next 20 days and at  $\frac{1}{2}$  of the full rate thereafter ; provided that the total No. of days in a year for which boarding and lodging charges are drawn does not exceed 90 days.

**Note 3 :—**A Government servant who while on tour in India is allowed free boarding and lodging at the expense of the Government or the State visited, is not entitled to draw any reimbursement on this account. Where board or lodge alone is allowed free of charge, the official may be allowed  $\frac{1}{2}$  of the boarding and lodging charges ordinarily admissible to him.

**Note 4 :—**Government servants on tour within the cities of Srinagar/ Jammu and anywhere outside the State may be allowed reimbursement of travel charges actually incurred up to maximum indicated below subject to the condition that the officer shall not make free use of the conveyance of the Government Department/State Corporation etc. or the staff car of the Resident Commissioner or Trade Agency for travel within the city/destination of tour, which fact shall be certified by the concerned on the claim of reimbursement—

Class I	Rs. 500/-
Class II	Rs. 400/-
Class III	Rs. 300/-
Class IV	Rs. 100/-
Class V	Rs. 50/-

**Note 5** :—The daily allowance shall be determined at the rates admissible at place of origin of the journey or place of destination whichever be higher.”

XIII. In Article 337, in Note 5, for the words and figures “Senior Officers drawing basic pay of Rs. 12,600/-” and “daily allowance” the words and figures “Officers drawing Grade Pay of Rs. 7,600/-” and “boarding and lodging charges” shall be respectively substituted.

XIV. In Article 339 :—

“(a) the existing Note 2-A, 2-AA, 2-AAA, 2-AAAA, 3, 4 and 5 shall be renumbered as Note 3, 4, 5, 6, 8, 9 and 10 respectively.

(b) The following shall be inserted as Note 7 :—

“**Note 7** :—Government servants who have opted for revised scales/bands of pay under J&K Civil Services (Revised Pay) Rules, 2009 and others who are appointed/deemed to be in the revised slabs/bands of pay effective from 01-01-2006, shall, subject to the fulfillment of the conditions laid down in Note 2 above, be allowed Transportation Charges for personal effects as under :—

(i) **A-Transportation of personal effects by road :**

Class of Officers	Rate for transport by road (Rs. per km)
Class I & II	Rs. 18.00 (Rs. 0.003 per kg. per km)
Class III	Rs. 18.00 (Rs. 0.003 per kg. per km)
Class IV	Rs. 18.00 (Rs. 0.003 per kg. per km)
Class V :	
(a) Officer drawing Grade Pay of Rs. 2,800/- but less than Rs. 4,200/-	Rs. 9.00 (Rs. 0.0031 per kg. per km)



- (b) Officer drawing Rs. 4.60  
Grade Pay below (Rs. 0.0031 per km)  
Rs. 2,800/-

In case of carriage of personal effects by road between places connected by rail, a Govt. servant can draw the actual expenditure on transportation of personal effects by road or the amount admissible as transportation of the maximum admissible quantity by rail and an additional amount of not more than 25% thereof, whichever is less.

**B-Transportation of personal effects :**

Class of Officers	By Train/Steamer
Class I & II	6000 Kgs. by goods train/4 wheeler wagon/1 double container.
Class III	6000 Kgs. by goods train/4 wheeler wagon/1 single container.
Class IV	6000 Kgs. by goods train/4 wheeler wagon/1 single container.

**Class V :**

- (a) Officer drawing 3000 Kgs.  
Grade Pay of  
Rs. 2,800/- but  
less than Rs. 4,200/-
- (b) Officer drawing 1500 Kg.  
Grade Pay below  
Rs. 2,800/-

**(ii) Transfer Grant :**

Government servants who have opted for revised scales/bands of pay under J&K Civil Services (Revised Pay) Rules, 2009 and others who are appointed/deemed to be in the revised slabs/bands of pay effective from 01-01-2006, shall, subject to the fulfillment of the

conditions laid down in Note 3 above, be allowed transfer grant as under—

Class I	Rs. 2000/-
Class II	Rs. 1800/-
Class III	Rs. 1500/-
Class IV	Rs. 1200/-
Class V	Rs. 900/-

This notification shall come into force with immediate effect.

By order of the Governor.

(Sd.).....

Principal Secretary to Government,  
Finance Department.

No. A/74(2009)-877

Dated 24-10-2013.

Copy to :—

Standard endorsement.

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT—FINANCE DEPARTMENT

O.M. No. A/70(09)-II-102

Dated 29-11-2013.

Subject :—Clarification of 2nd Proviso to Rule 10 of Revised Pay Rules, 2009 issued vide SRO-93 dated 15-4-2009.

---

Doubts have been expressed by various administrative departments regarding the application of 2nd Proviso to Rule 10 of Revised Pay Rules 2009 issued vide SRO-93 dated 15-4-2009. The issue has been examined in the Finance Department and it is clarified as under—

“That in terms of 2nd Proviso to Rule 10 of SRO-93 dated 15-4-2009 an employee who reaches the maximum of the pay band shall be placed in the next higher pay band after one year of reaching such a maximum. At the time of placement in higher pay band, the Government servant shall be allowed one increment on the pay in Pay Band+ Grade Pay attached to the post on which he/she has reached maximum of the pay band.

Moreover, for the purpose of entitlement to *in situ* promotions, it should be treated as one of the promotions”.

Accordingly all the Administrative Departments are requested to communicate the above clarificatory instructions to all the Heads of Departments to settle such cases.

(Sd.) .....

Director Codes.  
Finance Department.

---

Copy to :—

Standard endorsement.

---

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT—FINANCE DEPARTMENT

Subject :—COA (SWP) No. 123 in SWP 1608/92 titled Santokh Singh & others V/s Mohd. Iqbal Khandey and others.

Reference :—Cabinet Decision No. 252/33/2013 dated 29-11-2013.

Government Order No. 239-F of 2013

Dated 30-11-2013.

Whereas **District and Session Judges/Selection Grade District and Session Judges** of the J&K State approached the Hon'ble High Court by way of SWP No. 529/92 titled "T. N. Bhat & Others V/s State & Others" with the prayer that they have been given lower pay scales of Rs. 3700-5000 and Rs. 4500-5700 in 1992, against the old pay scales of Rs. 3150-4500 and Rs. 3300-5050 (appearing at S. No. 23 & 25 respectively of the schedule to the SRO-75/1992) instead of the appropriate pay scales due to them as per the status enjoyed i. e. Rs. 4500-5700 and Rs. 5100-6300 respectively (S. No. 25 & 26 of the appended schedule).

Whereas the Hon'ble High Court vide its judgment dated 17-4-1996 quashed the fixation of their pay scales as Rs. 3700-5000 and Rs. 4500-5700 appearing at S. No. 23 & 25 of the schedule respectively and directed the respondents to treat them to have always been in the pay scale appearing at S. No. 25 & 26 of the schedule to the notification SRO-75 dated 30-3-1992 i. e. Rs. 4500-5700 and Rs. 5100-6300 respectively, right from the date of its issuance, with all the consequential benefits to them including the payment of arrears for the past.

Whereas the said judgment was implemented by the State Government and issued SRO-163 dated 13th June, 2005.

Whereas, thereafter, certain **Superintending Engineers** of various departments also filed a writ petition on the same analogy bearing SWP 1608/92 (Santokh Singh & others V/s State) praying for same grades as have been granted to District and Session Judges vide SRO-163 dated 13th June, 2005. Hon'ble High Court disposed of the writ petition with the directions to the respondents to grant the petitioners the pay scales of Rs. 4500-5700 w. e. f. 01-04-1987 in



accordance with SRO-75 dated 30-03-1992 at par with District and Session Judges. The State Government filed LPA, which was dismissed by the Hon'ble Court confirming the order of the Learned Single Judge dated 17-05-2001 with further direction to the respondents to pay the benefits payable to the petitioners along with interest at the rate of 6% per annum from their due date. Subsequently the State Government filed SLP which too was dismissed by the Hon'ble Supreme Court of India. Further a review petition was also filed which was also dismissed by the Hon'ble Supreme Court of India.

Accordingly the matter has been considered by the State Government, keeping in view all the relevant aspects and ramifications with a view to implementing the orders of the Hon'ble High Court. In view of the foregoing sanction is accorded to the grant of the pay scale of Rs. 4500-5700 revised to Rs. 14300-18300 and further revised to Pay Band 4 of Rs. 37400-67000 + Grade Pay of Rs. 8700, in favour of the petitioners (Superintending Engineers) namely Shri Santokh Singh, Shri V. K. Raina, Shri P. N. Gupta & Shri Gajan Singh, notionally from 1-4-1987 and monetarily from 1-4-1990 at par with the scale held by the District and Session Judges.

By order of the Government of Jammu & Kashmir.

(Sd.) .....

Principal Secretary to Government,  
Finance Department.

No. FD/WP/337/2011-475

Dated 30-11-2013.

Copy to :—

Standard endorsement.



GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT—FINANCE DEPARTMENT

O.M. No. A/51(09)-I-116

Dated 4-12-2013.

**Subject:—Applicability of minimum pay/stepping up of pay clarification—regarding.**

It has been observed that the Govt. employees promoted after 1-1-2006 and pay fixed in their cases in terms of Rule 13 of SRO-93 dated 15-4-2009 are getting lesser pay than the employees who are directly appointed after 1-1-2006 and get their pay fixed in terms of the provisions of Rule 8 of SRO-93 dated 15-4-2009 as recast vide SRO-266 dated 31-8-2009. The issue was examined and it was decided to refer the matter for clarification to the Govt. of India. The Ministry of Finance, Government of India, vide No. F. No. 26017/159/2009-Ad.II(A) dated 5th March, 2012, have clarified the issue that stepping up of pay of senior promotees with reference to such of their directly recruited juniors appointed on or after 1-1-2006 can be allowed subject to certain conditions.

2. In consonance with the above clarification issued by the Government of India, it is accordingly clarified that the pay of the seniors promotees shall be stepped up with reference to the directly recruited juniors appointed on or after 1-1-2006, subject to the following conditions :—

- (a) Stepping up of the basic pay of seniors can be claimed only in the case of those cadres which have an element of direct recruitment and in cases where a directly recruited junior is actually drawing more basic pay than the seniors. In such cases, the basic pay of the seniors will be stepped up with reference to the basic pay of their directly recruited juniors from the date the junior direct recruit is actually drawing higher basic pay than the senior; provided they belong to the same seniority list for all purposes.
- (b) Further, Government servants cannot claim stepping up of their revised basic pay with reference to entry pay in the

revised pay structure for direct recruit appointed on or after 1-1-2006 as laid down under Rule, 8 of J&K Civil Services (Revised Pay) Rules 2009, if their cadre does not have an element of direct recruitment, or in cases where no junior is drawing basic pay higher than them.

- (c) Stepping up of pay of the seniors shall not be applicable in cases where pay of direct recruits has been fixed at a higher stage on account of grant of advance increments etc. at the time of recruitment.

(Sd.) A. M. M. JEHANGIR,

Director Codes,  
Finance Department.

Copy to :—

Standard endorsement.

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT—FINANCE DEPARTMENT

Notification

Jammu, the 27th December, 2013.

SRO-531.—In exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir, the Governor is pleased to direct that Rule 5-A of the Jammu and Kashmir Civil Service (Medical Attendance and Allowance) Rules, 1990 shall be substituted by the following, namely :—

*"5-A. Government servants covered under rules are also entitled to the benefits of 'Government Employee Mediclaim Policy' introduced by the Government to facilitate the employees to avail medical facility on hospitalization in or outside the State on cashless basis :*

*Provided that the Government may revise the maximum health cover ceiling, the family unit size to be covered, extend the policy to any group/category of employees and also to the pensioners including pensioners of State owned Corporations, the amount of the premium to be paid or other terms and conditions including renewal of the policy under the Government Employees Mediclaim Policy from time to time."*

*This notification shall come into force from the date of its issuance.*

By order of the Governor.

(Sd.) .....

Principal Secretary to Government,  
Finance Department.

No. A/42(2013)-227

Dated 27-12-2013.

Copy to :—

Standard endorsement.

visit: [www.jakfinance.nic.in/reference.htm](http://www.jakfinance.nic.in/reference.htm)