

Kerala Gazette No.3 dated 15th January 1963.
PART 1

GOVERNMENT OF KERALA
Abstract

**ADVANCES-HOUSE CONSTRUCTION ADVANCES-MORTGAGES
EXECUTED BY LOANEES-RELEASE OF MORTGAGES-
PROCEDURE PRESCRIBED.**

FINANCE DEPARTMENT

G.O.(P) 22/63/Fin.

Dated, Trivandrum, 4th January 1963.

Read: 1. Order No. PL.4.21972/54/CS dated 17-12-1954.
2. Letter No. A.4.10739/59 dated 29-10-1962 from the Inspector General of
Registration.

ORDER

According to the Scheme for grant of House Construction advances to Government Servants the property has to be mortgaged to Government as security for the advances sanctioned to them. The procedure to be followed for release of release of mortgages after complete repayment of the loan and interest was examined by Government and they order as follows:-

When a Government Servant who has taken as advance under the Scheme for grant of house construction advance has remitted the principal and interest thereon he should make a request for release of the securities to the Head of Department concerned and when the loanee is a Head of Department the request should be made to the Secretary, Board of Revenue. The Heads of Departments and the secretary, Board of Revenue in the case of Heads of Departments should forward the request to the Finance Secretary through the Accountant General. The Accountant General will verify the loan account and recommend whether the security documents may be released. Government may then issue formal orders for release of the securities.

The Head of Department shall then prepare a draft release deed in the form appended by an endorsement of the same on the mortgage deed itself. It should then be forwarded to the Finance Secretary for execution. The Finance Secretary will execute the deed and return it to the loanee direct with instructions to present the document for registration before the concerned Registering office within four months from the date of execution with a copy to the Secretary, Board of Revenue or the Head of Department as the case may be. The Finance Secretary will also simultaneously inform the concerned Registering Officer to register the same and report details of registration to Government. The date of execution of the deed will be noted against the entry of the concerned officer in the Register of recoveries maintained by Heads Departments.

2. The Release deeds to be executed by Government are exempt from Stamp duty [vide section 3(b) (1) of the Kerala Stamp Act]. Fees for registration of the documents under the Registration Act will be borne by the loanees in respect of the release deeds.

By order of the Governor,
G.K. PARUKUTTY AMMA,
Assistant Secretary.

To

The Accountant General
The Heads of Department and offices.
The Registrar of High Court (with C.L.)
The Registrar, University of Kerala (with C.L.)
The Secretary, Public Service Commission (with C.L.)
The Secretary to the Governor
The Personal Clerk to the Chief Secretary
The Secretaries, Additional Secretaries, Joint Secretaries, Deputy Secretaries,
Under Secretaries and Assistant Secretaries to Government
All the Departments of the Secretariat
The Superintendent of Government Presses, Trivandrum.

Release Deed Form

THIS DEED made on the ----- day-----of -----
---One thousand nine hundred and ----- by the Governor of Kerala witnesses
that in consideration of the Mortgagor having paid the whole money due on the within
written deed of simple mortgage (the receipt of which is hereby acknowledged) the
Government hereby reconvey to the Mortgagor all the mortgaged properties described in
the Schedule thereto to hold the same to the Mortgagor for ever freed and absolutely
discharged from all monies secured by the said deed of mortgage dated -----
and all claims and demands on account thereof and the document is herewith returned.

IN WITNESS WHEREOF Shri ----- Secretary to Government --
----- Department for and on behalf of the Governor of Kerala has hereunto set
his hands the day and year first above written.

Signed by Shri-----

In the presence of Witnesses:

- (1)
(2)