



GOVERNMENT OF KERALA

Finance (Pay Revision Cell - B) Department

CIRCULAR

No.41/2017/Fin

Dated, Thiruvananthapuram, 26/05/2017

Sub:- Government Quarters occupied by AIS officers – Rate of Rent recovery
– modification - issued

Ref:- 1) Circular No. 17/2005/Fin dated 13/04/2005

2) G.O (P) No. 3000/98/Fin dated 25/11/98

3) Judgment of the CAT, Ernakulam dated 20/12/2006 in OA No. 466/2006

4) Judgment of Hon'ble High Court of Kerala dated 13/07/2016 in WP(C) 5029/07

In the circular cited 1st above Government have issued clarification on the rate of rent recovery from AIS officers occupying Government Quarters. AIS Officers filed OA No. 466/2006 in the Central Administrative Tribunal, Ernakulam and the Central Administrative Tribunal in its judgment dated 20/12/2006 declared that "the order dated 13.04.2015 would be effective only from 13.04.2005 and not from 01.11.1998 as contained in para 7 thereof". In effect the court has directed to give effect to the circular with prospective effect only. The Hon' ble High Court of Kerala has upheld the above decision, vide judgment dated 17.07.2016 in W.P(C) No 5029/07 filed by State against the order dated 20/12/2006 of the Hon' ble CAT.

In compliance of the judgment, the 1st sentence in the para (7) of the circular cited above relating to the date of effect is modified as follows:

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“ It is therefore clarified that the provisions mentioned in para 12 of GO(P) 3000/98/Fin dated 25/11/98 are applicable to AIS officers occupying Government Quarters, with prospective effect. ie, from 13/04/2005 only.”

ANILA. L
Joint Secretary (Finance)

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 Departments (All Sections) in the Secretariat including Legislature Secretariat
All Head of Departments and Offices
The Secretary, Kerala Public Service Commission (with C/L)
The Registrar, High Court, Ernakulam (with C/L)
All Secretaries, Additional Secretaries, Joint Secretaries, Deputy Secretaries and Under Secretaries to Government
The Private Secretaries to Chief Minister and other Ministers
The Private Secretary to Speaker, Deputy Speaker
The Leader of Opposition and the Chief Whip
The Secretary to Governor (with C/L)
The Director of Public Relations, Thiruvananthapuram
The Director of Treasuries, Thiruvananthapuram
The District Treasuries/Sub Treasuries
The Nodal Officer, www.finance.kerala.gov.in
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Section Officer