

GOVERNMENT OF KERALA

Abstract

(RULES – KERALA SERVICE RULES- EXCESSS AMOUNT OF PENSION
RECOVERY OF AMENDMENT ISSUED.

FINANCE DEPARTMENT

G.O(P) No 461/61/Fin

Dated, Trivandrum,9th November 1961.

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of kerala herby makes the following amendments to the Kerala Service Rules namely:-

AMENDEMENTS

C.S.No.37/61 dated 9th November 1961

In part III of the said Rules, in rules 144,-

1. For sub- rule (i) the following shall be substituted , namely:-

- (i) If the amount of pension granted to an officer is after wards found to be in excess of that to which he is entitled under the rules, such excess shall be refunded to the government .When any amount is liable to be refunded under this sub- rule, the sanctioning authority shall serve on the pensioner a notice requiring him to refund the amount paid in excess within a period of two months from the date of receipt by him of the notice. On his failure to comply with such notice, the sanctioning authority shall order that such excess amount shall be adjusted by short payments of pension in future, in such number of installments as the authority may order.

2. After sub- rule (ii) the following shall be inserted as a note, namely:-

Note:- For the purpose of this rule, a declaration in form No.9 shall be obtained from the retiring officer by the authority sanctioning pension, before the pension is sanctioned. Similarly, that authority shall obtain a declaration in form No.10 from a member of the family or legal heir or heir of the deceased officer or pensioner as the case may be, before sanctioning family pension, service gratuity, and death-cum-retirement gratuity arrears of pension or gratuity.

C.S.No.38/61 dated 9th November 1961.

The following forms shall be added after form 8 as form No.9 and form No.10 respectively.

Form No.9 (Referred to in rule 144 of part III)

(To be signed by the retiring Officer)

Whereas(here state the designation of the Officer sanctioning the pension / service gratuity/ death-cum-retirement gratuity) has consented to grant me the sum of Rs..... per month as the amount of my pension with effect fromand / or the sum of Rs.....as the amount of gratuity / death-cum-retirement gratuity , I hereby acknowledge that in accepting the said amounts. I fully understand that the pension / gratuity /death cum- retirement is subject to revision on the same being found to be in excess of that to which I am entitled under the rules, and I promise to base no objection to such revision. I further promise to refund any amount paid to me in excess of that to which I may be eventually found entitled.

Signature of the Officer.

1. Signature
Address and occupation of witness
2. Signature
Address and occupation of witness

The declaration should be witnessed by two persons of respectability in the town, village or pakuthi in which the applicant resides.

From No.10 (Referred to in rule 144 of part III)

(To be signed by the legal heirs or members of the family of the deceased Officer)

Whereas the (here state the designation of the officer sanctioning the family pension/ death cum-retirement gratuity/ arrears of pension / gratuity) has consented, to grant me the sum of Rs.....being the amount of family pension due to me and/ or the sum of Rs.....being the amount of death- cum-retirement gratuity/ arrears of pension of pension or gratuity due to Shri/Shrimathi.....(here give the name and designation of the deceased officer) I hereby acknowledge that in accepting the amount(s) indicated above, I fully understand that the family pension due to me and death-cum-retirement gratuity/ arrears of pension or gratuity due to late Shri/ Shrimathi.....is subject to revision on the same being found to be in excess of that to which I am entitled under the rules, and I promise to base no objection to such revision. I further Promise to refund any amount paid to me in excess of that to which I may be eventually found entitled.

Signature of the beneficiary.

1. Signature
Address and occupation of witness

2. Signature

Address and occupation of witness

- (i) Separate declarations should be filled in by each beneficiary
- (ii) Declaration should be witness by two person of respectability in the tower, village or pakuthy in which the application resided.

By order of the Governor,
M.MUHAMMED IBRAHIM,
Joint finance Secretary

To

The Accountant General (vide letter No.PR.6.44/61-62/2782/GI.357 dated
3rd August, 1961)

The Heads of Department and Officers.

All section of the secretariat.

The Registrar, High Court (with C.L)

The Secretary Kerala Public Service Commission (with C.L)

The Secretary to the Governor.

The Private Secretaries to Chief Minister and other Ministers.

All Secretaries, Joint Secretaries, Additional Secretaries, deputy Secretaries
and Assistant Secretaries.

The Superintendent, Government Presses, Trivandrum

The Personal Clerk to the Secretary.